

81ST GENERAL ASSEMBLY

REGULAR SESSION

MAY 21, 1980

1. PRESIDING OFFICER: (SENATOR HALL)

2. The hour of ten having arrived, the Senate will come
3. to order. Our Chaplain for today is Reverend Anthony G.
4. Tzortzis, Saint...Saint Anthony's Hellenic Orthodox Church,
5. Springfield, Illinois. Will our guests in the gallery please
6. rise?

7. REVEREND ANTHONY G. TZORTZIS:

8. (Prayer given by Reverend Tzortzis)

9. PRESIDING OFFICER: (SENATOR HALL)

10. Reading of the Journal. Senator Johns.

11. SENATOR JOHNS:

12. Thank you, Mr. President. I move that reading and approval
13. of the Journals of Wednesday, May the 14th, Thursday, May the
14. 15th, Monday, May the 19th, and Tuesday, May the 20th, in
15. the year 1980 be postponed pending arrival of the printed
16. Journals.

17. PRESIDING OFFICER: (SENATOR HALL)

18. You've heard the motion. All in favor say Aye. Contrary.
19. The Ayes have it, and so ordered. Committee Reports:

20. SECRETARY:

21. Pursuant to amended Rule 5, the Rules Committee met at 9:00 a.m.
22. May the 21st, 1980. By unanimous vote the committee ruled that
23. the following appropriation bills be considered during this
24. Session of the Senate, and referred to Assignment of Bills.

25. House Bill 2011, 2905, 2942, 2943, 29...21...3143, 3208,
26. 3257, 3290, 3302, 3321, 3330.

27. By unanimous vote the committee ruled that the following
28. Administration bills can be considered during this Session of
29. the Senate, and they be referred to Assignment of Bills.

30. House Bill 1952, 3116, 3132, 3137, 3148, 3415, 3427,
31. 3429, 3431, 3432, 3433, 3434, 3435, 3439, 3440, 3448, 3450,
32. and 3475. Signed, Senator Philip J. Rock, Chairman.

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

1. Agriculture, 3433.
2. Appropriations I, 2943, 3143, 3208, 3257, 3290, 3321.
3. Appropriations II, 2011, 2905, 2942, 3302, 3330.
4. Executive Appointments and Administration, 3427 and 3439.
5. Insurance and Licensed Activities, 3435.
6. Judiciary II, 3429.
7. Local Government, 3434.
8. Pensions, Personnel and Veteran's Affairs, 3415 and 3450.
9. Public Health Welfare and Corrections, 3431, 3432, 3475.
10. Revenue, 3440.
11. Transportation, 1952, 3116, 3132, 3137, 3148, and 3448.

12. PRESIDING OFFICER: (SENATOR HALL)

13. Messages from the House.

14. SECRETARY:

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

16. Mr. President - I am directed to inform the Senate
17. the House of Representatives has concurred with the Senate in
18. the passage of a bill with the following title:

19. Senate Bill 1655, together with House Amendment No. 2.

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

21. Mr. President - I am directed to inform the Senate
22. the House of Representatives has passed bills with the following
23. titles in the passage of which I am instructed to ask concurrence
24. of the Senate, to-wit:

25. House Bills 1414, 2823, 2854, 2856, 2880, 2898, 2963,
26. 2997, 3072, 3130, 3133, 3140, 3177, 3241, 3394, 3476, 3505,
27. 3507, 3510, 3527, 3544, 3549, 3558, 3559, and 3579.

28. PRESIDING OFFICER: (SENATOR HALL)

29. House Bills 1st reading.

30. SECRETARY:

31. House Bill 1534, Senator Jerome Joyce is the Senate sponsor.

32. (Secretary reads title of bill)

33. 1st reading of the bill.

1. House Bill 3099, Senator Coffey is the Senate sponsor.
2. (Secretary reads title of bill)
3. 1st reading of the bill.
4. House Bill 3158, by the same sponsor.
5. (Secretary reads title of bill)
6. 1st reading of the bill.
7. House Bill 3174, Senator Berning is the Senate sponsor.
8. (Secretary reads title of bill)
9. 1st reading of the bill.
10. House Bill 3190, Senator Egan is the Senate sponsor.
11. (Secretary reads title of bill)
12. 1st reading of the bill.
13. House Bill 3333, Senators Nega and D'Arco are the Senate
14. sponsors.
15. (Secretary reads title of bill)
16. 1st reading of the bill.
17. House Bill 3401, Senator Rupp is the Senate sponsor.
18. (Secretary reads title of bill)
19. 1st reading of the bill.
20. House Bill 3403, Senator Gitz 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 Geo-Karis
25. arise?
26. SENATOR GEO-KARIS:
27. Good morning, Mr. President. Mr. President, I've had leave...
28. leave from the sponsor of...Senate sponsor of House Bill 3174
29. to be added as an immediate joint co-sponsor. Senator Berning
30. has cleared it, I'd like to have leave of the House.
31. PRESIDING OFFICER: (SENATOR HALL)
32. You've heard the request. Is leave granted? Leave is
33. granted.

1. SENATOR GEO-KARIS:
2. One more. And...
3. PRESIDING OFFICER: (SENATOR HALL)
4. Do you have another?
5. SENATOR GEO-KARIS:
6. Yes. I have leave from the sponsor...to the Gentlemen who picked up
7. House Bill 3403, I believe it was. And Senator Gitz is a
8. co-sponsor. I have leave to add myself as a joint co-sponsor,
9. and that was at the request also of the original sponsor.
10. 3403, may I have leave?
11. PRESIDING OFFICER: (SENATOR HALL)
12. Is leave granted? Leave is granted.
13. PRESIDENT:
14. Resolutions.
15. SECRETARY:
16. Senate Resolution 510, offered by Senator Ozinga, Moore,
17. and all Senators, and it is congratulatory.
18. PRESIDENT:
19. Consent Calendar.
20. SECRETARY:
21. Senate Resolution 511, offered by Senators Weaver, Shapiro,
22. and Philip.
23. PRESIDENT:
24. Executive. Senator Chew, for what purpose do you arise?
25. SENATOR CHEW:
26. Mr. President, I'd like leave to go to the Order of Resolutions.
27. PRESIDENT:
28. All right, Senator Chew seeks leave of the Body to go to the
29. Order of Secretary's Desk, Resolutions. If you'll turn to page
30. 10 on the Calendar. House Joint Resolution 90. Is leave granted?
31. Leave is granted. On the Order of Secretary's Desk, Resolutions,
32. is House Joint Resolution No. 90. Senator Chew.
33. SENATOR CHEW:

1. Thank you, Mr. President, and members of the Senate.
2. House Joint Resolution 90 deals with the black elected officials
3. and a rally for May 24th. It has been alleged in the last
4. census that some people were not counted. So, consequently we
5. have had a series of meetings...or trying to correct that
6. allegation, and House Joint Resolution...deals with that subject
7. and that subject only, and I would ask for the Senate to acquince
8. to it.

9. PRESIDENT:

10. All right, Senator Chew has moved the adoption of House
11. Joint Resolution 90. Is there any discussion? If not, all
12. in favor signify by saying Aye. All opposed. The Ayes have
13. it. The resolution is adopted. All right, we are on the
14. Order of Secretary's Desk, Resolutions, page 9 on the Calendar.
15. Senator Mitchler.

16. SENATOR MITCHLER:

17. Mr. President, and members of the Senate. Senate Re-
18. solution 364, on page 9 of our Calendar...this is a resolution
19. that has been voted out of the Executive Committee...do you
20. have an amendment to this, Mr. Secretary?

21. PRESIDENT:

22. Secretary informs the Chair there are two amendments,
23. Senator.

24. SENATOR MITCHLER:

25. Two amendments. Would the Secretary read them? I just
26. have one in my file.

27. SECRETARY:

28. Senate Amendment No. 1.

29. (Secretary reads Committee Amendment No. 1)

30. SENATOR MITCHLER:

31. Mr. President, I move for adoption of Amendment No. 1...

32. PRESIDENT:

33. Senator Mitchler, has moved the adoption of Committee

1. Amendment No. 1 to Senate Resolution 364. Is there any
2. discussion? If not, all in favor signify by saying Aye.
3. All opposed. The Ayes have it. The amendment is adopted.
4. Further amendments?

5. SECRETARY:

6. Amendment No. 2...Committee Amendment No. 2. Do you want
7. me to read that one, Senator Mitchler?

8. SENATOR MITCHLER:

9. Yes, please.

10. SECRETARY:

11. (Secretary reads Committee Amendment No. 2)

12. SENATOR MITCHLER:

13. Thank you, Mr. Secretary. I move for adoption of Amendment
14. 2 to Senate Resolution 364.

15. PRESIDENT:

16. Senator Mitchler has moved the adoption of Committee
17. Amendment No. 2 to Senate Resolution 364. Is there any
18. discussion? If not, all in favor signify by saying Aye.
19. All opposed. The Ayes have it. The amendment is adopted.

20. SENATOR MITCHLER:

21. Now, Mr. President, and members of the Senate. Senate
22. Resolution 364, as amended, is a very important resolution in
23. that it gives the State of Illinois the lead in the district
24. of about ten states to study the feasibility of constructing
25. and alcohol fuel research and development center, located
26. preferably in one of our State universities or colleges, or
27. junior colleges. This has been discussed with representatives
28. of the various states that are interested in the promotion of
29. alcohol fuel and they're very receptive to it. So, I would
30. ask for the adoption of Senate Resolution 364 so we can
31. study this and report back by November 1st.

32. PRESIDENT:

33. All right, Senator Mitchler has moved the adoption of

1. Senate Resolution 364, as amended. Is there any discussion?
2. If not, all in favor signify by saying Aye. All opposed.
3. The Ayes have it. The resolution is adopted.

4. SENATOR MITCHLER:

5. Thank you, Mr. President. Also, on page 10 of the Calendar,
6. Mr. President, is Senate Resolution 410. I would like to pre-
7. sent that to the Body.

8. PRESIDENT:

9. On the Order of Secretary's Desk Resolutions, is Senate
10. Resolution 410. Secretary informs the Chair there is an amend-
11. ment also on this one, Senator.

12. SECRETARY:

13. Amendment No. 1.

14. SENATOR MITCHLER:

15. Mr. President, and members of the Senate. Senate Resolution
16. 410, is...was introduced at the request of the Illinois
17. Department of the AMVETS, to have an Interstate highway
18. designated as AMVETS Highway. The amendment that we're
19. considering, Amendment No. 1, is to designate that portion of
20. Interstate 90, within the State of Illinois as AMVETS Highway,
21. and suitable marker and signs to be erected for that. I would
22. move for adoption of Amendment 1 to Senate Resolution 410.

23. PRESIDENT:

24. All right, Senator Mitchler has moved the adoption of
25. Committee Amendment No. 1 to Senate Resolution 410. Is
26. there any discussion? If not all in favor signify by saying
27. Aye. All opposed. The Ayes have it. The amendment is
28. adopted.

29. SENATOR MITCHLER:

30. Thank you, Mr. President. Senate Resolution No. 410
31. was approved by the Senate Executive Committee by unanimous
32. vote, and this would designate Interstate 90, in the State
33. of Illinois as AMVETS Highway, and that's in coordinating with

1. the State of Ohio, that has already adopted Interstate 90
2. as AMVETS Highway, and Indiana is considering it. So, I would
3. move for approval and adoption of Senate Resolution 410.

4. PRESIDENT:

5. All right, Senator Mitchler has moved the adoption of
6. Senate Resolution 410, as amended. Is there any discussion?
7. If not, all in favor signify by saying Aye. All opposed.
8. The Ayes have it. The amendment is...I mean the resolution
9. is adopted.

10. SENATOR MITCHLER:

11. Thank you. Mr. President, on Senate Joint Resolution
12. 91, also on page 10, I would ask the Secretary please read
13. that resolution.

14. PRESIDENT:

15. All right, Senate Joint Resolution 91. There are no
16. amendments on this one, Senator Mitchler.

17. SENATOR MITCHLER:

18. Mr. President, and members of the Senate. Senate Joint
19. Resolution 91, urges Congress...the U.S. Congress delegation
20. from Illinois, Washington, Idaho, Montana, North Dakota,
21. Minnesota, to support the construction of the Northern Tier
22. Pipeline project. This resolution was held in the Executive
23. Committee pending some Federal consideration of the Northern
24. Tier Pipeline, and working with the State of Washington.
25. This would be constructed from the State of Washington in the
26. Port Angelis area, in Clallan County, of the State of Washington,
27. and it would go westward through the states of Washington,
28. Idaho, Montana, North Dakota, with a terminus point in
29. Minnesota. And this would form a linkage in a pipeline
30. flow for the oil that is coming down from the Alaska slope,
31. from the north slope down to the Port of Valdez. And if this
32. was constructed which has the full approval of President Carter
33. now, and they're moving ahead on it, there's a consortium of
thirty companies that are working on this. They will take about

1. a year for the thirty companies to get all of the book work
2. and planning and then about a...three years in construction.
3. This indicates our interest in this, because it would provide
4. a flow of oil from the north slope down to Valdez into the
5. Port of Angelis and across the northern states into Minnesota,
6. where it could link up with some pipeage that comes down into
7. the State of Illinois, and serve Illinois, Ohio, and the mid-
8. western industrial states. I'd be very pleased to have a favorable
9. vote on this resolution....

10. PRESIDENT:

11. All right, Senator Mitchler...

12. SENATOR MITCHLER:

13. Senate Joint Resolution 91.

14. PRESIDENT:

15. Senator Mitchler has moved the adoption of Senate Joint
16. Resolution 91. Is there any discussion? If not, all in
17. favor signify by saying Aye. All opposed. The Ayes have it.
18. The resolution is adopted. Messages from the House. Yes,
19. Senator Berning, I beg your pardon.

20. SENATOR BERNING:

21. Thank you, Mr. President. Are we going to proceed with
22. any of the other resolutions on the Calendar at this time?

23. PRESIDENT:

24. If a...if a member wishes. Yes, Sir. Do you have...

25. SENATOR BERNING:

26. Yes, Mr. President. I have...

27. PRESIDENT:

28. All right, we will stay on the Order of Secretary's Desk
29. Resolutions. Senate Joint Resolution 90, Senator Berning.

30. SENATOR BERNING:

31. Yes.

32. PRESIDENT:

33. All right. Senate Joint Resolution No. 90. Are there any
amendments, Mr. Secretary?

1. SECRETARY:

2. No amendments.

3. PRESIDENT:

4. All right. Senator Berning.

5. SENATOR BERNING:

6. Thank you, Mr. President. This is merely a resolution
7. memorializing Congress along with all the other states which
8. have taken similar action to urge the passage of House Re-
9. solution, in Congress, 1918, which will, if adopted, increase
10. somewhat the minimal pensions now being provided for World
11. War I veterans. It is simply an endorsement. And I ask the
12. support of the Body, in adoption of this resolution.

13. PRESIDENT:

14. Senator Berning has moved the adoption of Senate Joint
15. Resolution No. 90. Is there any discussion? If not, all in
16. favor signify by saying Aye. All opposed. The Ayes have it.
17. The resolution is adopted. Senator Berning.

18. SENATOR BERNING:

19. If you will, Mr. President. I have Senate Resolution,
20. not a Joint, Senate Resolution 366.

21. PRESIDENT:

22. All right, if you'll turn to the bottom of page 9 on the
23. ...on the Order of Secretary's Desk, Resolutions, is Senate
24. Resolution 366. Is there any...there is an amendment, Senator
25. Berning.

26. SENATOR BERNING:

27. Yes, the amendment calls for a report by the Legislative
28. Investigating Commission by April 30th of next year to the
29. General Assembly, and I move for the adoption.

30. PRESIDENT:

31. Senator Berning has moved the adoption of Committee Amend-
32. ment No. 1 to Senate Resolution 366. Is there any discussion?
33. If not, all in favor signify by saying Aye. All opposed. The

1. Ayes have it. The amendment is adopted. On the Order of
2. Secretary's Desk, Resolutions, is Senate Resolution 366.
3. Senator Berning.

4. SENATOR BERNING:

5. Thank you, Mr. President. This is a resolution instructing
6. the Legislative Investigating Commission to carry out an
7. investigation of the conflicting rules and regulations imposed
8. upon nursing homes and residential care homes for mentally
9. retarded, the rules of the Public Health, Public Aid, IOE,
10. Children and Family Services, all of which are causing great
11. confusion. It is a legitimate subject for this investigating
12. commission to address itself to, and I would ask that the
13. Senate concur in the adoption of Senate Resolution 366.

14. PRESIDENT:

15. All right, Senator Berning has moved the adoption of
16. Senate Resolution 366. Is there any discussion? If not,
17. all in favor signify by saying Aye. All opposed. The Ayes
18. have it. The resolution is adopted. Senator Nimrod.

19. SENATOR NIMROD:

20. Yes, thank you, Mr. President. I would seek leave to be
21. shown as a co-sponsor on Senate Resolution 410.

22. PRESIDENT:

23. All right, you've heard the request. Senator Nimrod has
24. requested leave of the Body to be shown as a co-sponsor of
25. Senate Resolution 410. Is leave granted? Leave is granted.
26. So ordered. Senator Joyce.

27. SENATOR JEREMIAH JOYCE:

28. Yes, Mr. President. Senate Resolution 462.

29. PRESIDENT:

30. On the Order of Secretary's Desk, Resolutions, is Senate
31. Resolution 462. There are no amendments, I'm informed. Senator
32. Joyce.

33. SENATOR JEREMIAH JOYCE:

1. Yes, Mr. President, and members of the Senate. Senate
2. Resolution 462, directs the Auditor General to conduct an
3. audit in to the use of the City of Chicago...in the use of the
4. funds directed to the City of Chicago under Public Law 1122,
5. to determine whether or not these funds have been used in
6. the manner so designated in the enabling legislation.

7. PRESIDENT:

8. All right, Senator Joyce has moved the adoption of Senate
9. Resolution 462. Is there any discussion? Senator Savickas.

10. SENATOR SAVICKAS:

11. Yes, Mr. President, ad members of the Senate. I appreciate
12. Senator Joyce's concern with Senate Resolution 462. I have
13. been trying to get ahold of Mr. Donevan, who is the new
14. Commissioner of Streets and Sanitation and is presently studying
15. waste disposal systems and he's been in...out of the country
16. for the last week, to discuss what has happened with this
17. money. I think, at this point we are a little ahead of our-
18. selves in asking for an audit until we can sit down and
19. find out where this money has been expended. Obviously, this
20. may be directed at Mayor Byrne, but this money was collected
21. and used under the administrations of the previous mayors,
22. and I would suggest that we hold up..find out from the City,
23. itself, what...what funds were expended and where they were
24. expended, before we send a resolution at this point.

25. PRESIDENT:

26. Any further discussion? Senator Joyce.

27. SENATOR JEREMIAH JOYCE:

28. Well, let me enlighten the body, and let me enlighten
29. Senator Savickas, and let me assure you, Senator Savickas,
30. that this is not directed at Mayor Byrne, at least, not totally
31. directed at Mayor Byrne. What I am trying to determine is
32. what the City of Chicago did with approximately fourteen and a
33. half million dollars, fourteen and a half million dollars, of

1. State money. I have spent approximately two and a half years
2. trying to get an answer to the question of where these monies
3. are, how they...how have they been used. Are any of these
4. monies presently available to be used in the manner for which
5. they were appropriated. I have had probably a hundred meetings
6. with city officials, including former Mayor Bilandic, including
7. present Mayor Byrne, including numerous department heads,
8. commissioners. I can tell you how much money the City has,
9. how much they have received from the State of Illinois, how
10. much...how many miles of streets have been put in under this
11. program. I can not determine, I have been unable to determine
12. what remains of these monies, and my instincts would lead me
13. to believe that there is something afoul here. This is what
14. this resolution seeks to determine. It's not directed at Mayor
15. Byrne, it is addressed to the problem which is presently
16. confronting the people that I represent.

17. PRESIDENT:

18. Further discussion? Senator Donnewald.

19. SENATOR DONNEWALD:

20. Yes, Mr. President. Referring to this particular resolution
21. I have in hand a letter addressed to you, Mr. President, from
22. Robert G. Cronson, and the pertinent part of that correspondence
23. is, and I quote, "the audit required by Resolution 462, is
24. not...is not incidental to a post audit of the State agency
25. in that...in that it does not involve a program administered
26. by a State agency. Therefore, if this resolution is passed,
27. my office would not have the authority to undertake the audit
28. involved. Under the current Statutes, the only way my office
29. would undertake this inquiry is to...is to do it as an investigation
30. under Article VIII, Section 3B of the Constitution. Although
31. no valid precedent has been established, specifying the requirements
32. for a Constitutionally, valid authorization, the most prudent
33. position would be that an investigation of this nature would

1. take a joint resolution."

2. PRESIDENT:

3. Is there any further discussion? Senator Joyce may close.

4. SENATOR JEREMIAH JOYCE:

5. Let me respond to the communication that you have referred
6. to, Senator Donnewald. It is not within the discretion of
7. the Auditor to make such a determination at this point. The
8. proper procedure would be for the Auditor to fail to act upon
9. this resolution, and then for someone to take it upon them-
10. selves to mandamus the Auditor, to respond to this resolution,
11. and to have a court of law determine whether, in fact, the
12. Auditor has the authority to act in this situation. There
13. was nothing that prevented the Auditor from acting in the
14. investigation of how the funds were used or misused in the
15. Board of Education inquiry, and I see no real difference here,
16. and I ask for a favorable...vote. Thank you.

17. PRESIDENT:

18. All right, Senator Joyce has moved the adoption of Senate
19. Resolution 462. Those in favor will vote Aye. Those opposed
20. will vote Nay. The voting is open. Have all voted who wish?
21. Have all voted who wish? Take the record. On that question,
22. the Ayes are 32, the Nays are 12. None Voting Present. The
23. resolution is adopted. Messages from the House.

24. SECRETARY:

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

26. Mr. President - I am directed to inform the Senate
27. the House of Representatives has refused to recede from their
28. Amendments 1 and 2 to a bill with the following title, to-wit:

29. Senate Bill 1172.

30. Further directed to inform you that the House of Representatives
31. has requested a first conference to...and the Speaker of the
32. House has appointed the members on the part of the House.

33. PRESIDENT:

Senator Bruce.

1. SENATOR BRUCE:

2. Thank you, Mr. President. I move that we accede to the
3. request of the House and that a Committee of Conference be
4. appointed.

5. PRESIDENT:

6. Senator Bruce has moved that...moved that the Senate accede
7. to the request of the House with respect to a Conference
8. Committee on Senate Bill 1172. All in favor signify by saying
9. Aye. All opposed. The Ayes have it. The Senate does accede
10. to the request of the House. Senator Ozinga, for what purpose
11. do you arise?

12. SENATOR OZINGA:

13. I believe that at the present time, resting peacefully in
14. the Rules Committee are four bills, which need a little stirring
15. up, and would ask that my name be joined with Senator Bruce
16. on House Bills 3292, 93, 94, 95, and 96, and that it be shown
17. as Bruce-Ozinga.

18. PRESIDENT:

19. All right, you've heard the request from Senator Ozinga.
20. Will you repeat those numbers, Senator.

21. SENATOR OZINGA:

22. 3292, 3293, 94, 95, and 96.

23. PRESIDENT:

24. All right, you've heard the request. Is leave granted?
25. Leave is granted. So ordered. Resolutions.

26. SECRETARY:

27. Senate Resolution 512, offered by Senators Geo-Karis, Rupp,
28. and D'Arco.

29. PRESIDENT:

30. Executive. All right, with leave of the Body, we'll go
31. to the Order of Senate Bills 3rd reading. We will attempt to
32. handle the Appropriation bills. So, if you will turn to the
33. top of page 4. Senator Netsch. On the top of page 4, Senate...

1. on the Order of Senate Bills 3rd reading, Senate Bill 1609.
2. Read the bill, Mr. Secretary.

3. SECRETARY:

4. Senate Bill 1609.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDENT:

8. Senator Netsch.

9. SENATOR NETSCH:

10. Thank you, Mr. President. This is the Fiscal Year '81
11. regular appropriation for the Legislative Council. It was a
12. million five eighty-six as introduced, we have reduced forty-
13. two thousand four hundred and thirty dollars from the original
14. request, part of it at the Council's own admonition and part
15. of it as a result of the committee's work, the total amount
16. now is a million four hundred and fifty-seven thousand five
17. hundred and thirty dollars. I would move...I would ask that
18. Senate Bill 1609 be approved. Senator Regner, I believe, has
19. a question.

20. PRESIDENT:

21. Senator Regner.

22. SENATOR REGNER:

23. It's a...thank you, Senator Netsch. It doesn't...it isn't
24. a question, as much as it is a statement that we agreed to
25. make. They did have a new employee which Senator Netsch agreed
26. to take out with an amendment that I was going to offer. However,
27. there was an error in the committee amendment on the eight percent
28. solution and believe it or not, it comes to the exact same
29. dollars, so no amendment is necessary, but it is agreed that
30. they will not get their new employee.

31. PRESIDENT:

32. Any further discussion? Senator...Senator Ozinga.

33. SENATOR OZINGA:

APPROVED
5/11/80 J

1. Would this new employee that Senator Regner is talking about,
2. does that happen to be in the service unit?

3. PRESIDENT:

4. Senator Netsch.

5. SENATOR NETSCH:

6. That's what I wanted to clarify. There was, as you recall,
7. a request for one new employee in the research unit. That is
8. the employee to which Senator Regner has reference, and it is
9. that employee who will not be authorized by this bill. We're
10. not talking about the service unit at all.

11. PRESIDENT:

12. Any further discussion? Senator Netsch, do you wish
13. to close?

14. SENATOR NETSCH:

15. No, I would just seek approval of Senate Bill 1609.

16. PRESIDENT:

17. The question is, shall Senate Bill 1609 pass. Those in
18. favor will vote Aye. Those opposed will vote Nay. The voting
19. is open. Have all voted who wish? Have all voted who wish?
20. Take the record. On that question, the Ayes are 51, the Nays
21. are 3. None Voting Present. Senate Bill 1609, having received
22. the required constitutional majority is declared passed.
23. 1612, Senator Shapiro. On the Order of Senate Bills 3rd
24. reading, is Senate Bill 1612. Read the bill, Mr. Secretary.

25. SECRETARY:

26. Senate Bill 1612.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDENT:

30. Senator Shapiro.

31. SENATOR SHAPIRO:

32. Mr. President, and Ladies and Gentlemen of the Senate.
33. Senate Bill 1612, is the Fiscal Year '81 operations budget

1. for the Governor, and as amended, appropriates four million
2. four hundred and thirty-one thousand three hundred dollars
3. for the operations of the Governor's Office. And I would
4. appreciate a favorable roll call.

5. PRESIDENT:

6. Is there any discussion? If not, the question is, shall
7. Senate Bill 1612 pass. Those in favor will vote Aye. Those
8. opposed will vote Nay. The voting is open. Have all voted
9. who wish? Have all voted who wish? Take the record. On that
10. question, the Ayes are 43, the Nays are 5. None Voting Present.
11. Senate Bill 1612, having received the required constitutional
12. majority is declared passed. 1614, Senator Berning. On the
13. Order of Senate Bills 3rd reading, is Senate Bill 1614. Read
14. the bill, Mr. Secretary.

15. SECRETARY:

16. Senate Bill 1614.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDENT:

20. Senator Berning.

21. SENATOR BERNING:

22. Roll call, Mr. President. Thank you, Mr. President. This
23. is the annual appropriation for the Civil Service Commission.
24. There was a reduction that apparently was a little too excessive
25. in the amount of seventeen thousand that has been brought back
26. to...by an addition of fourteen four. So, if there are no
27. questions, I would then ask for a favorable roll call.

28. PRESIDENT:

29. Is there any discussion? If not, the question is, shall
30. Senate Bill 1614 pass. Those in favor will vote Aye. Those
31. opposed will vote Nay. The voting is open. Have all voted
32. who wish? Have all voted who wish? Take the record. On that
33. question, the Ayes are 45, the Nays are 10. None Voting Present.

1. Senate Bill 1614, having received the required constitutional
2. majority is declared passed. 1619, Senator Davidson. On the
3. Order of Senate Bills 3rd reading, is Senate Bill 1619. Read
4. the bill, Mr. Secretary.

5. SECRETARY:

6. Senate Bill 1619.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDENT:

10. Senator Davidson.

11. SENATOR DAVIDSON:

12. Mr. President, and members of the Senate. This is the
13. annual appropriation for the Illinois State Historical Library,
14. one million six hundred and ninety-four thousand four hundred
15. dollars. I'd appreciate a favorable roll call.

16. PRESIDENT:

17. Any discussion? If not, the question is, shall Senate
18. Bill 1619 pass. Those in favor will vote Aye. Those opposed
19. will vote Nay. The voting is open. Have all voted who wish?
20. Have all voted who wish? Take the record. On that question,
21. the Ayes are 49, the Nays are 4. None Voting Present. Senate
22. Bill 1619, having received the required constitutional majority
23. is declared passed. 1621, Senator DeAngelis. On the Order
24. of Senate Bills 3rd reading, is Senate Bill 1621. Read the bill,
25. Mr. Secretary.

26. SECRETARY:

27. Senate Bill 1621.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDENT:

31. Senator DeAngelis.

32. SENATOR DeANGELIS:

33. Thank you, Mr. President. This is the appropriation for the

1. ordinary and contingent expenses of the Department of Insurance.
2. It is seven million seven hundred and ninety-eight thousand
3. three hundred dollars from the General Revenue Fund, all
4. derived from fees. I urge a favorable roll call.

5. PRESIDENT:

6. Is there any discussion? If not, the question is, shall
7. Senate Bill 1621 pass. Those in favor will vote Aye. Those
8. opposed will vote Nay. The voting is open. Have all voted
9. who wish? Have all voted who wish? Take the record. On that
10. question, the Ayes are 41, the Nays are 15. None Voting Present.
11. Senate Bill 1621, having received the required constitutional
12. majority is declared passed. 1629, Senator Regner. On the
13. Order of Senate Bills 3rd reading, is Senate Bill 1629. Read
14. the bill, Mr. Secretary.

15. SECRETARY:

16. Senate Bill 1629.
17. (Secretary reads title of bill)
18. 3rd reading of the bill.

19. PRESIDENT:

20. Senator Regner.

21. SENATOR REGNER:

22. Yes, Mr. President, and members. This is the State Fire
23. Marshal's Fiscal Year '81 budget. It appropriates four million
24. three hundred and twelve thousand dollars. I ask for a favorable
25. roll call.

26. PRESIDENT:

27. Any discussion? If not, the question is, shall Senate
28. Bill 1629 pass. Those in favor will vote Aye. Those opposed
29. will vote Nay. The voting is open. Have all voted who wish?
30. Have all voted who wish? Take the record. On that question,
31. the Ayes are 42, the Nays are 9. None Voting Present. Senate
32. Bill 1629, having received the required constitutional majority
33. is declared passed. 35, Senator Coffey. On the Order of

1. Senate Bills 3rd reading, is Senate Bill 1635. Read the bill,
2. Mr. Secretary.
3. SECRETARY:
4. Senate Bill 1635.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDENT:
8. Senator Coffey.
9. SENATOR COFFEY:
10. Yes, Mr. President, and members of the Senate. This is
11. the appropriation for the ordinary and contingent expense for
12. the Department of Agriculture, for beginning July 1st, 1980.
13. The original request was thirty-nine million one hundred and
14. sixty-eight...sixty-eight thousand two hundred dollars, with
15. total reductions of one million two hundred and ninety thousand
16. seven hundred dollars. And a total increase is back on the
17. bill, of one million four hundred...ninety-three thousand
18. nine hundred dollars. With an amended total of ninety-
19. three million three hundred and seventy-one thousand four hundred
20. dollars, and I'd ask for a favorable roll call.
21. PRESIDENT:
22. Is there any discussion? Senator Martin.
23. SENATOR MARTIN:
24. A...a question to Senator Coffey.
25. PRESIDENT:
26. Indicates he will yield. Senator Martin.
27. SENATOR MARTIN:
28. Does that still have the dollars in it for the mapping?
29. PRESIDENT:
30. Senator Coffey.
31. SENATOR COFFEY:
32. Yes, it does. It has two hundred thousand dollars in.
33. PRESIDENT:
Senator Martin.

1. SENATOR MARTIN:

2. Well, I'll just point out to some people, although; this
3. is an extremely fine department, that in effect, if your
4. counties have already mapped, which was required, we are
5. now...the State's going to pick up the rest of the counties.
6. So, it would mean those counties that didn't do what they
7. were supposed to do, are now going to get underwritten, while
8. other counties did it for themselves.

9. PRESIDENT:

10. Any further discussion? Senator Buzbee.

11. SENATOR BUZBEE:

12. Senator Martin is correct. However, we have specified
13. in the language in the amendment that the mapping has to be...
14. that...that they can't be duplicative obviously, that they
15. have to go in, in those counties that have not been mapped.
16. Also, we have changed this by the way, from General Revenue
17. into Ag. Premium Fund, where we think it more correctly belongs,
18. and so I think it's a good amendment.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. ...Coffey.

21. SENATOR COFFEY:

22. Yes, I'd just ask for a favorable roll call, and to point
23. out that there's...this mapping is necessary for...benefit of
24. the State of Illinois, as well as the local counties, and I'd
25. ask for a favorable roll call.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. The question is, shall Senate Bill 1635 pass. Those in
28. favor vote Aye. Those opposed Nay. The voting is open. Have
29. all those voted who wish? Have all those voted who wish? Take
30. the record. On that question, the Ayes are 41, the Nays are 11.
31. 1 Voting Present. Senate Bill 1635, having received a con-
32. stitutional majority is declared passed. Senate Bill 1638,
33. Senator Schaffer. Read the bill, Mr. Secretary.

1. SECRETARY:
2. Senate Bill 1638.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Schaffer.
7. SENATOR SCHAFFER:
8. Senate Bill 1638 appropriates one million seventy-six
9. thousand seven hundred dollars for the Health Finance Authority.
10. This is funded by the...a fee paid by Illinois hospitals.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Is there discussion? The question is, shall Senate Bill
13. 1638 pass. Those in favor vote Aye. Those opposed Nay. The
14. voting is open. Have all those voted who wish? Have all those
15. voted who wish? Take the record. On that question, the Ayes
16. are 42, the Nays are 15. Senate Bill 1638, having received
17. a constitutional majority is declared passed. Senate Bill
18. 1639, Senator Schaffer. Do you wish the bill called? Read
19. the bill, Mr. Secretary.
20. SECRETARY:
21. Senate Bill 1639.
22. (Secretary reads title of bill)
23. 3rd reading of the bill.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Senator Schaffer.
26. SENATOR SCHAFFER:
27. Mr. President. Senate Bill 1639, is one hundred and eleven
28. million nine hundred and eighty-four thousand dollars for the
29. Illinois Department of Public Health.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Is there discussion? Senator Regner.
32. SENATOR REGNER:
33. Yes, Mr. President, and members. This appropriation bill

1. is probably in a little bit better shape than it was when it
2. first came to the Senate...it was first introduced. It's
3. probably going to be one of the most costly increases over
4. the next five years of any other...department we have. There
5. are six new programs, some of which will triple in size in the
6. next couple of years. This...this Ladies and Gentlemen, truly,
7. truly is a fat, fat, budget with all kinds of potential for
8. growth in future years. I think it's a shame that a former
9. member of the Legislature would be directing and asking for
10. these kind of funds.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Schaffer.

13. SENATOR SCHAFFER:

14. Well, all I can say, is that we're talking about programs
15. enacted by this General Assembly, the director of the department
16. didn't dream up that...monitoring in the nuclear plants certainly
17. came from this Body. The infant mortality, a lot of those
18. things we've put on the departments, and while I share some
19. of Senator Regner's concerns, in large part the department is
20. responding to our mandates, whether we like it or not.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Is there further discussion? The question is, shall Senate
23. Bill 1639 pass. Those in favor vote Aye. Those opposed Nay.
24. The voting is open. Have all those voted who wish? Have all
25. those voted who wish? Take the record. On that question, the
26. Ayes are 35, the Nays are 17. 1 Voting Present. Senate Bill
27. 1639, having received the constitutional majority is declared
28. passed. Senate Bill 1664, Senator...Senator Sommer. Read the
29. bill, Mr. Secretary.

30. SECRETARY:

31. Senate Bill 1664.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Sommer.

3. SENATOR SOMMER:

4. Mr. President, and members, this is the reappropriation
5. bill for Capital. It's old projects that are now continuing.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there discussion? The question is, shall Senate Bill
8. 1664 pass. Those in favor vote Aye. Those opposed Nay.
9. The voting is open. Have all those voted who wish? Have
10. all those voted who wish? Take the record. On that question,
11. the Ayes are 33, the Nays are 17. 1 Voting Present. Senate
12. Bill 1664, having received a constitutional majority is declared
13. passed. Senate Bill 1665. Senator Rock.

14. SENATOR ROCK:

15. Thank you, Mr. President, and Ladies and Gentlemen of the
16. Senate. I think we are now at the position where we have a
17. number of bills yet remaining on 3rd reading. I would suggest
18. that the Senate will stand in recess until the hour of one o'clock,
19. and I would ask that you recognize Senator...that will afford
20. the members an opportunity to have some lunch, I hope, and
21. then we will come back and work like mad. Senator Johns.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Johns.

24. SENATOR JOHNS:

25. Mr. President, there will be a Democratic caucus immediately
26. in Room 212.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. The Senate will stand in recess till the hour of one.

29. RECESS

30. AFTER RECESS

31. PRESIDENT:

32. The Senate will come to order. Senator Johns, for what
33. purpose do you arise?

1. SENATOR JOHNS:

2. Thank you, Mr. President. I don't know whether it's in
3. order or not, a simple request that I might be allowed to join
4. some Senate sponsors of bills.

5. PRESIDENT:

6. Certainly.

7. SENATOR JOHNS:

8. Okay, Senate Bill 1457, with Sangmeister. I like that
9. one. Senate Bill 1643, with Senator Joyce. Senate Bill 1957,
10. with Demuzio, and Senate Bill 1946, with Senator Wooten.

11. PRESIDENT:

12. You've heard the...

13. SENATOR JOHNS:

14. ...studied those and I like them.

15. PRESIDENT:

16. You've heard the request. Is leave granted? Leave is
17. granted. All right, with leave of the Body, we'll move to
18. the Order of Senate Bills 2nd reading. Yes, Senator Donnewald,
19. for what purpose do you arise?

20. SENATOR DONNEWALD:

21. Well, before we get to that order, Mr. President there
22. ...in report of the Committee on Assignment of Bills, there
23. was...I went one line too far on the report. Senate Bill...I
24. mean, excuse me. House Bills 3427 and 3439 were inadvertently
25. assigned to Executive Appointments where they should have been
26. to Executive. I ask leave that those bills be reassigned to
27. the Committee on Executive.

28. PRESIDENT:

29. All right, you've heard the request. Is leave granted?
30. Leave is granted. So ordered.

31. SENATOR DONNEWALD:

32. And..

33. PRESIDENT:

1. Yes, Senator Donnewald.

2. SENATOR DONNEWALD:

3. As to Appropriations, I assigned House Bill 3302 to Appropri-

4. ations II where it should have been properly assigned to Appro-

5. priations I. I ask leave that they...

6. PRESIDENT:

7. All right, you've heard the request from Senator Donnewald.

8. Is leave granted? Leave is granted. So ordered. All right,

9. Senate Bills 2nd reading. Senate...1454. 1486. 1578. 1606.

10. 1626. 1637. 1643. Yes, Senator Donnewald, for what purpose

11. do you arise?

12. SENATOR DONNEWALD:

13. Well, another change in the assignment of bills. I in-

14. advertently assigned 3433 to Agriculture where it should have

15. been assigned to Local Government, and I ask leave to have that

16. change made.

17. PRESIDENT:

18. You've heard the request. Is leave granted? Leave is granted.

19. So ordered. All right, on the Order of Senate Bills 2nd reading,

20. Senate Bill 1643. Read the bill, Mr. Secretary, please.

21. SECRETARY:

22. Senate Bill 1643.

23. (Secretary reads title of bill)

24. This bill had a request for a fiscal note, which has been filed.

25. 2nd reading of the bill. No committee amendments.

26. PRESIDENT:

27. Are there amendments from the Floor?

28. SECRETARY:

29. Amendment No. 1 offered by Senator Jerome Joyce.

30. PRESIDENT:

31. Senator Joyce.

32. SENATOR JEROME JOYCE:

33. Yes, Mr. President. Thank you. This deletes everything

1. after the enacting clause. It increase...it is...the senior
2. citizens in disabled Property Tax relief...the circuit breaker
3. bill, is what this is. It increases the income limit for
4. participation in the circuit breaker Property Tax relief for
5. senior citizens and disabled persons from ten thousand to
6. fifteen thousand dollars. It also provides that tax relief
7. grants become available when Property Taxes or thirty
8. percent of the annual rent exceed three and a half percent
9. of its now four percent of the income. In other words the
10. trigger figure for activating a tax relief is lower. It also
11. increases the maximum grant limits from six hundred and fifty
12. dollars minus five percent of income to six hundred and
13. fifty dollars minus four percent of income.

14. PRESIDENT:

15. All right, Senator Joyce has moved the adoption of Amend-
16. ment No. 1 to Senate Bill 1643. Any discussion? Senator
17. McMillan.

18. SENATOR MCMILLAN:

19. Well, Mr. President, and members of the Senate. At this
20. moment having just received a copy of it, and not having a
21. chance to look at it, and because of the fact that it's totally
22. ...a totally new bill, on a totally different subject, doing
23. something totally contrary to what was originally intended, I
24. certainly would ask for it...to be opposed at this time.

25. PRESIDENT:

26. Is there any further discussion? If not, Senator Joyce
27. has moved the adoption of Amendment No. 1 to Senate Bill 1643.
28. All in favor signify by saying Aye. All opposed. The Ayes
29. have it. The amendment is adopted. Further...a request for
30. a roll call. All right, there's been a request for a roll call,
31. on the question of the adoption of Amendment No. 1 to Senate
32. Bill 1643. Senator Joyce may close.

33. SENATOR JEROME JOYCE:

I ask for a favorable roll call.

1. PRESIDENT:
2. All right, those in favor of the adoption of the amendment
3. will indicate by voting Aye. Those opposed will vote Nay.
4. The voting is open. Have all voted who wish? Have all
5. voted who wish? Have all voted who wish? Take the record.
6. On that question, the Ayes are 34, the Nays are 23. Amendment
7. No. 1 is adopted. Are there further amendments?
8. SECRETARY:
9. No further amendments.
10. PRESIDENT:
11. 3rd reading. 1662, Senator Grotberg. Okay. 6...all right,
12. on the Order of Senate Bills 2nd reading, is Senate Bill 1662.
13. Read the bill, Mr. Secretary.
14. SECRETARY:
15. Senate Bill 1662.
16. (Secretary reads title of bill)
17. 2nd reading of the bill. The Committee on Appropriations II offers three amendments.
18. PRESIDENT:
19. Senator Buzbee.
20. SENATOR BUZBEE:
21. Thank you, Mr...thank you, Mr. President. Amendment No. 1
22. is the eight percent solution. It reduces the personal services
23. and concomitant benefit lines, as well as cuts fifteen new
24. positions. It...it makes a cut in the eight percent solution
25. of approximately a hundred and twenty thousand dollars. It
26. cuts fifteen new positions, which is a cut of approximately two
27. hundred and fifty thousand dollars. It cuts one new position in
28. EDP for a cut of about forty thousand dollars, that's twenty-
29. one new positions requested by DORS. Breaks out a lump sum
30. request for administration of the In Home Care Program. Also,
31. it cuts ten new positions and phases-in ten new positions,
32. reduces travel equipment, tele-communications to reflect cuts
33. and requested head count all General Revenue Funds, and the

1. client assistance unit is an eight percent solution, yields
2. three thousand dollars. Cuts two of the requested four
3. new positions for a cut of some twenty-six thousand dollars.
4. The Disability Determination Unit, the eight percent solution
5. cuts approximately sixty-thousand dollars. Cuts forty-eight
6. new positions for a total of...cut of a million three hundred
7. seventy-eight thousand dollars. Community Services of the Visually
8. Handicapped, cuts with the eight percent solution, approximately
9. fourteen thousand dollars. School for the Visually Impaired,
10. eight percent solution, cuts approximately a hundred and
11. fifty thousand dollars. Childrens Hospital School, eight
12. percent solution, cuts approximately twenty-three thousand
13. dollars. School for the Deaf, eight percent solution, cuts
14. approximately six hundred thousand dollars. Breaks out funds
15. budgeted for a program for deaf children with severe behavior
16. problems, and the eight percent solution of...Visually Handicapped
17. Institute cuts approximately fifteen thousand dollars, and I
18. would move its adoption.

19. PRESIDENT:

20. All right, Senator Buzbee has moved the adoption of
21. Committee Amendment No. 1 to Senate Bill 1662. Is there...
22. is there any discussion? If not, all in favor signify by
23. saying Aye. All opposed. The Ayes have it. The amendment
24. is adopted. Further amendments?

25. SECRETARY:

26. Committee Amendment No. 2.

27. PRESIDENT:

28. Senator Buzbee.

29.
30.
31.
32. (END OF REEL)
33.

1. SENATOR BUZBEE:

2. Thank you, Mr. President. This is requested by the
3. Department, supported by B.O.B. It adds seven hundred thousand
4. dollar reappropriation for renovation expansion grants. This
5. will allow the Department to liquidate obligations incurred
6. late in FY-'80; all Federal Funds, and it transfers five
7. thousand dollars from Contractual Services to Printing in the Client
8. Assistance Unit; all Federal Funds. I would move its adoption.

9. PRESIDENT:

10. Senator Buzbee has moved the adoption of Committee Amend-
11. ment No. 2 to Senate Bill 1662. Is there any discussion? If
12. not, all in favor signify by saying Aye. All opposed. The
13. Ayes have it. The amendment is adopted. Further amendments?

14. SECRETARY:

15. Committee Amendment No. 3.

16. PRESIDENT:

17. Senator Buzbee.

18. SENATOR BUZBEE:

19. Thank you, Mr. President. This amendment eliminates the
20. request for funds for our Word Processing System...the Adminis-
21. tration Division...a cut off seventy-two thousand dollars and
22. I would move its adoption.

23. PRESIDENT:

24. Senator Buzbee has moved the adoption of Committee Amend-
25. ment No. 3 to Senate Bill 1662. Is there any discussion? If
26. not, all in favor signify by saying Aye. All opposed. The
27. Ayes have it. The amendment is adopted. Are there further
28. amendments?

29. SECRETARY:

30. No further committee amendments.

31. PRESIDENT:

32. Are there amendments from the Floor?

33. SECRETARY:

1. Amendment No. 4, offered by Senator Buzbee.

2. PRESIDENT:

3. Senator Buzbee.

4. SENATOR BUZBEE:

5. Okay. This is the eight percent solution adjustments,

6. based on revisions of revised figures provided by the agency

7. after committee reconsideration. The Administration...we

8. add back approximately a hundred and five thousand; School

9. of the Visually Impaired, approximately a hundred and sixty

10. thousand; School for the Deaf, approximately six hundred

11. thousand; EDP, two thousand, Visually Handicapped Institute,

12. we subtract approximately fourteen thousand, and I would

13. move its adoption.

14. PRESIDENT:

15. Senator Buzbee has moved the adoption of Amendment No. 4

16. to Senate Bill 1662. Is there any discussion? If not, all

17. in favor signify by saying Aye. All opposed. The Ayes have

18. it. The amendment is adopted. Are there further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDENT:

22. 3rd reading. 1666, Senator Shapiro. On the Order of

23. Senate Bills 2nd reading...Senate Bill 1666. Read the bill,

24. Mr. Secretary, please.

25. SECRETARY:

26. Senate Bill 1666.

27. (Secretary reads title of bill)

28. 2nd reading of the bill. The Committee on Appropriations I

29. offers one amendment.

30. PRESIDENT:

31. Senator Carroll.

32. SENATOR CARROLL:

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

1. Senate. At this point in time, in order to move the bill
2. through the process, we would move Committee Amendment No. 1.
3. We are drafting an amendment to keep it in line with the bill
4. that is now on 3rd reading on authorization. This would put
5. it at one dollar over last year's level, which may even be
6. enough in some categories. I would move adoption of Committee
7. Amendment No. 1.

8. PRESIDENT:

9. Senator Carroll has moved the adoption of Committee
10. Amendment No. 1 to Senate Bill 1666. Is there any further
11. discussion? If not, all in favor signify by saying Aye. All
12. opposed. The Ayes have it. The amendment is adopted. Further
13. amendments?

14. SECRETARY:

15. No further committee amendments.

16. PRESIDENT:

17. Are there amendments from the Floor?

18. SECRETARY:

19. No Floor amendments.

20. PRESIDENT:

21. 3rd reading. Senator Carroll, do you wish to move 1606?
22. On the Order of Senate Bills 2nd reading, Senate Bill 1606.
23. Read the bill, Mr. Secretary.

24. SECRETARY:

25. Senate Bill 1606.

26. (Secretary reads title of bill)

27. 2nd reading of the bill. The Committee on Appropriations I
28. offers one amendment...or two amendments. I'm sorry.

29. PRESIDENT:

30. Senator Carroll.

31. SENATOR CARROLL:

32. Thank you, Mr. President and Ladies and Gentlemen of the
33. Senate. This is the ominous or omnibus bill that will handle

1. the boards and commissions, other than those that we have sent
2. out individually. Within it, at this time, it starts off with
3. the Judicial Advisory Council, which was cut from twenty-five
4. thousand to nineteen thousand. It adds the Agency Victims
5. Commission, Joint Committee on Administrative Rules, Atomic
6. Energy, Economic Development, Criminal Sentencing, Pension
7. Laws, Visitation, Mississippi River, Children, Municipal Problems,
8. Public Aid, Mental Health and Developmental Disabilities and
9. Energy Resources, at varying levels; most of which were reductions
10. from the amounts requested by the various commissions. I'd be
11. willing to answer any questions, and would move adoption of
12. Committee Amendment No. 1.

13. PRESIDENT:

14. Senator Carroll has moved the adoption of Committee Amend-
15. ment No. 1 to Senate Bill 1606. Is there any discussion? If
16. not, all in favor signify by saying Aye. All opposed. The Ayes
17. have it. The amendment is adopted. Are there further amend-
18. ments?

19. SECRETARY:

20. Committee Amendment No. 2.

21. PRESIDENT:

22. Senator Carroll.

23. SENATOR CARROLL:

24. Thank you, Mr. President and Ladies and Gentlemen of the
25. Senate. This deletes the Joint Committee on Administrative
26. Rules from the appropriation. This was contained in a separate
27. bill, and we went with the separate because of the size of this
28. particular agency.

29. PRESIDENT:

30. All right. Senator Carroll has moved the adoption of
31. Committee Amendment No. 2 to Senate Bill 1606. Is there any
32. discussion? If not, all in favor signify by saying Aye. All
33. opposed. The Ayes have it. The amendment is adopted. Further
34. amendments?

1. SECRETARY:

2. No further committee amendments.

3. PRESIDENT:

4. Are there amendments from the Floor?

5. SECRETARY:

6. Amendment No. 3, offered by Senator Regner.

7. PRESIDENT:

8. Senator Regner.

9. SENATOR REGNER:

10. Yes, Mr. President and members, this is an addition of
11. five hundred and twenty-four thousand two hundred and eighty-
12. five dollars and sixty-three cents. It's to cover back pay
13. for State employees who were fired when Mr. Walker became
14. Governor. They won a court case, recently; and we're mandated
15. to pay them. I move its adoption.

16. PRESIDENT:

17. Senator Regner has moved the adoption of Amendment No. 3
18. to Senate Bill 1606. Is there any discussion? If not, all
19. in favor signify by saying Aye. All opposed. The Ayes have
20. it. The amendment is adopted. Are there further amendments?

21. SECRETARY:

22. No further amendments.

23. PRESIDENT:

24. 3rd reading. Is Senator De Angelis on the Floor? Senator
25. Nimrod, on 1626? Senator Regner on 1637? All right, we'll move
26. to page three on the Calendar. On the Order of Senate Bills
27. 3rd reading...all right, will the members please be in their
28. seat. Will those not entitled to the Floor please vacate.
29. On the Order of Senate Bills 3rd reading is Senate Bill 1457.
30. Senator Sangmeister, for what purpose do you arise?

31. SENATOR SANGMEISTER:

32. Thank you, Mr. President. An amendment to that bill has
33. been presented, which is acceptable to me; and at this time,

1. I would move that we move Senate Bill 1457 from the Order of
2. 3rd to the Order of 2nd reading for purposes of an amendment.
3. PRESIDENT:

4. All right. Senator Sangmeister seeks leave of the Body
5. to return 1457 to the Order of 2nd reading for purposes of an
6. amendment. Is leave granted? Leave is granted. On the Order
7. of Senate Bills 2nd reading, Senate Bill 1457.

8. SECRETARY:
9. Amendment No. 3, offered by Senator Collins.

10. PRESIDENT:
11. Senator Collins.

12. SENATOR COLLINS:
13. Thank you...Mr. President. Amendment No. 3 to Senate
14. Bill 1457, simply says that if any part of this bill is de-
15. clared unconstitutional, that the entire bill will be un-
16. constitutional, and it is designed to protect the City of
17. Chicago and large municipalities for any loss in revenue from
18. sale taxes, and I move the adoption of Amendment No. 3.

19. PRESIDENT:
20. All right. Senator Collins has moved the adoption of
21. Amendment No. 3 to Senate Bill 1457. 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. Are there further
24. amendments?

25. SECRETARY:
26. No further amendments.

27. PRESIDENT:
28. 3rd reading. 1464, Senator D'Arco. 1473, Senator Martin.
29. All right. On the Order of Senate Bills 3rd reading is Senate
30. Bill 1473. Read the bill, Mr. Secretary, please.

31. SECRETARY:
32. Senate Bill 1473.
33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDENT:

3. Senator Martin.

4. SENATOR MARTIN:

5. Yes, thank you, Mr. President. Senate Bill 1473 is the
6. Senate version of removing the income tax on interest earned
7. on savings accounts. It is a bill that would affect, both
8. psychologically and really the savings climate of the people
9. of our districts and of the State. The bill was amended to
10. bring the level down to two hundred for an individual and
11. four hundred dollars for a joint income tax return, which
12. matches it to the Federal bill that has been signed. Additionally,
13. the bill was amended to provide tax indexing; if you have any
14. questions about that part of the bill, I would hope Senator
15. Regner, who proposed that amendment, would answer it. The
16. bill, at different times; and I don't know what it has now,
17. has had bi-partisan support. I think it is a bill that merits
18. strong consideration because it helps the people that all of
19. us at least say we are trying to help; the average person who
20. is trying to make America work, who is trying to save money,
21. who does not have access to oil wells or giant municipal bonds;
22. but tries to put his money in a savings account, a credit union
23. or a bank; and I'd ask your support. I'd be happy to answer
24. any questions.

25. PRESIDENT:

26. Is there any discussion? Senator Knuppel.

27. SENATOR KNUPPEL:

28. Mr...

29. PRESIDENT:

30. Senator Knuppel.

31. SENATOR KNUPPEL:

32. ...Mr. President and members of the Body. This, again, is
33. specialized legislation for a few people. We have protected

1. the income tax in Illinois against such evasion. When I
2. started filling out income tax returns, I could do one in
3. fifteen minutes for the Federal; today it takes almost two
4. hours. They've got a little exemption here and a little
5. exemption there; everywhere a little exemption, down on Old
6. MacDonald's farm. But what about the person who invests in
7. farmland, does he get to exclude four hundred and some dollars
8. of the tax on the money he makes? Or what about the man they're
9. talking about the bad atmosphere for business? What about the
10. man that invests his money in a...in a plant, does he get to
11. exclude the first four hundred dollars of tax he has on that
12. business where he is making jobs? You will recall, you people
13. on this side of the aisle, that while Roosevelt said when he
14. came into office, he said let's get this country moving and
15. let's...let's get the money out and let it rotate, you know.
16. Let it go around and do some good. This is...this is anti-
17. everything; it induces people to put money in the bank and
18. save it where it doesn't do one damn bit of good. This is
19. bad legislation; it's special. You end up having to spend
20. more time to fill out your Illinois Income Tax Return than
21. you do your Federal.

22. PRESIDENT:

23. Is there further discussion? Senator Keats.

24. SENATOR KEATS:

25. This bill, in reality, should be called the Job Creation
26. Act of 1980. This is one thing we have to remember in terms
27. of where this money is going. This is money invested in exactly
28. one area; it's called Capital Investment. While investing in
29. farmland is important, and I wish I owned a few acres myself;
30. and investing in a lot of other things is important. None of
31. them contribute to jobs the way the kind of money that goes into
32. banks and savings and loans and financial institutions do. After
33. all, if it's a savings and loan, there's only one place that money

1. can go; that's into houses, and you know as well as I do, one
2. of the biggest industries in America, in terms of employment
3. and in terms of value to the average citizen, is our housing
4. industry. In terms of banking, what does a bank do? It lends
5. its money for capital investment. You buy new plants, you buy
6. machinery, you finance your long-term or short-term debt.
7. That's what you do with the money that you borrow from a bank. This
8. kind of bill is, in reality, people spending their money for
9. future capital investment to create jobs for everyone. That is
10. why a bill like this is particularly important. It's a proven
11. fact, the more money that is placed in the private sector for
12. capital development, the more jobs there will be five years down
13. the road. Now this bill does not guarantee more jobs in 1981;
14. but I guarantee it does say there will be more jobs by 1981 and...
15. I mean '82, and '83 and '84, because this money is directed, when
16. you exempt the interest here, you make...you make the invest-
17. ment in capital investment a better one. Right now, you may be
18. better off investing over short-term things that have little
19. value in the marketplace, as far as jobs of the future. But
20. this bill guarantees, by raising the income you receive from
21. this particular investment, it guarantees more people will put
22. money in future capital investment, so there will be more people
23. working in the City of Chicago, more people working in East
24. St. Louis and more money available for capital projects for the
25. future. I would solicit your Aye vote. Thank you.

26. PRESIDENT:

27. Further discussion? Senator Berning. All right. Is there
28. any further discussion? If not, Senator Martin may close.

29. SENATOR MARTIN:

30. I'm not even going to speak about the long-term job gains
31. or what effect it might have for the real estate or construction
32. industry, industries which we all know are suffering. Because,
33. truthfully, that was not the intent of the bill. That is

1. an effect, but that isn't the reason. The reason is, because
2. the average John and Jane Doe, that we represent, get beaten on
3. the head by taxes all of the time. The reason is because we're
4. not saving anymore. Because not only are you limited in how
5. much interest can be paid, then again you double...are doubly
6. taxed by paying tax on the interest. As an industrial nation,
7. we have the lowest rate of savings and it is dropping. That is why
8. the Federal Government, with a Democratic and Republican bill
9. has responded; and that's why this Senate should respond.
10. Initially, the bill was bi-partisan. It's co and joint sponsor-
11. ships are Democratic. I know other things can affect your
12. vote, but I ask you to let this Senate Bill go. It is not
13. meant as a partisan bill; it won't ever have to be a partisan
14. bill. Represent the people of your district and vote, finally
15. letting them keep some money in their pockets and some real
16. tax relief.

17. PRESIDENT:

18. The question is shall Senate Bill 1473 pass. Those in favor
19. will vote Aye. Those opposed will vote Nay. The voting is
20. open. Have all voted who wish? Have all voted who wish? Have
21. all voted who wish? Take the record. On that question, the
22. Ayes are 25, the Nays are 16, 8 Voting Present. Senate Bill
23. 1473, having failed to receive the required constitutional
24. majority, is declared lost. 1476, Senator Maitland. On the
25. Order of Senate Bills 3rd reading is Senate Bill 1476. Read the
26. bill, Mr. Secretary.

27. SECRETARY:

28. Senate Bill 1476.

29. (Secretary reads title of bill)
30. 3rd reading of the bill.

31. PRESIDENT:

32. Senator Maitland.

33. SENATOR MAITLAND:

1. Thank you, Mr. President and Ladies and Gentlemen of the
2. Senate. This is the bill that was passed out of this Body
3. last year with nary a dissenting vote. We're back again this
4. year. We've got a very serious problem in the State of Illinois
5. with all of the adjacent and contiguous states allowing no
6. sales tax on farm machinery. We have a serious problem of
7. farmers going into other states and buying this machinery, and
8. we also have the additional problem of businesses being hurt
9. along the State lines; and actually the businesses closing
10. down. We even have evidence, in the northern part of the State,
11. where dealerships have sold out, moved to the adjacent states
12. and once again, gone into business again. We're exempting
13. only those pieces of machinery used in the husbandry arena;
14. the larger bodies, the larger pieces of machinery that are
15. used for farming. We're not addressing spare parts, we're
16. not addressing the nuts and bolts of farming, simply the
17. units of husbandry. I think it's a good bill. It passed
18. both Houses last year, and I would urge the Body to support
19. this legislation.

20. PRESIDENT:

21. Is there any discussion? Senator Knuppel. Senator Schaffer.

22. SENATOR SCHAFFER:

23. Well, I rise in support of this bill, as I expect you
24. might think I would representing the Wisconsin line. This has
25. just been devastating to the farm implement industry in our
26. area. Wisconsin is picking up this entire industry, along with
27. the Caterpillar Plant; and you're right, our implement dealers
28. near the line, have had very little choice on a thirty or
29. forty thousand dollar piece of equipment, with the type of
30. margins and the type of business...very astute businessmen our
31. farmers are, this...without the passage of this bill, our
32. industry in the...in the edges of the State will just cease to
33. exist.

1. PRESIDENT:
2. Further discussion? Senator Gitz.
3. SENATOR GITZ:
4. A question of the sponsor and then for comment, Mr.
5. President.
6. PRESIDENT:
7. He indicates he will yield. Senator Gitz.
8. SENATOR GITZ:
9. Senator Maitland, in your introductory remarks you
10. mentioned that a bill had passed out of here last year. Would
11. you care to reiterate what happened to that bill?
12. PRESIDENT:
13. Senator Maitland.
14. SENATOR MAITLAND:
15. That bill remained in the House.
16. PRESIDENT:
17. Senator Gitz.
18. SENATOR GITZ:
19. Yes, would you disclose to us why?
20. PRESIDENT:
21. Senator Maitland.
22. SENATOR MAITLAND:
23. Well, Senator Gitz, I...I must admit to you, I really
24. don't know why.
25. PRESIDENT:
26. Senator Gitz.
27. SENATOR GITZ:
28. Okay. Senator Maitland, there is a bill here, now, House
29. Sponsor is Representative Richmond. Would you care to itemize
30. the differences between your bill and that bill?
31. PRESIDENT:
32. Senator Maitland.
33. SENATOR MAITLAND:

1. Well, as I indicated in my opening remarks, first of all,
2. the bill that you have before you now, 1476, addressed itself
3. only to farm machinery used exclusively for farming. It is my
4. understanding that the bill you refer to goes much deeper than
5. that, covers a much broader area, covers, virtually everything
6. that a farmer purchases for his farming operation.

7. PRESIDENT:

8. Senator Gitz.

9. SENATOR GITZ:

10. My next question, and then I will comment on the bill itself.
11. Is there any threshold as there was in Senator Johns' bill, in
12. your legislation? I did not see it.

13. PRESIDENT:

14. Senator Maitland.

15. SENATOR MAITLAND:

16. There is no threshold.

17. PRESIDENT:

18. Senator Gitz.

19. SENATOR GITZ:

20. Well, Mr. President, I...I'm going to speak against this
21. bill for the following reasons: Number one, I think there is a
22. a difference and a legitimate distinction that should be made
23. between no threshold and some threshold. Senator Johns, very
24. wisely, put in his bill last year, a thousand dollar threshold.
25. So that gave you, out of the business of the axe handle or the
26. gasoline can and an implement dealer, and genuine pieces of
27. equipment. Now, it seems to me that we've run into a problem in
28. this Assembly and that is that we're constantly passing bills
29. back and forth between this Chamber and the other Chamber, solely
30. on the basis of sponsorship. I have never introduced a farm
31. machinery bill and I border two states. Not because I'm not
32. interested in the issue, but because these bills have been here,
33. they've been developed over a period of time. Senator Johns'

1. bill was killed in the House for one simple reason; they wanted
2. to send their bill here, they didn't want to deal with the
3. Senate bill, pride of authorship. Now there is a bill, right
4. now, a House bill in the Senate, which actually goes beyond
5. Senator Maitland's proposal, which is actually a cleaner bill,
6. which is going to give more relief to the farmers and implement
7. dealer in my area than the bill that we're about to send out
8. of here just on the basis of the sponsorship. I really think
9. that what we ought to do is sit down and say okay, we've
10. got a bill here, we can deal with it, we can pass it in the
11. Senate and put it on the Governor's Desk and get away from the
12. trend of having four or five bills floating around on the
13. same issue. And on that basis, I am not going to vote for
14. this legislation; not because I'm not interested in this
15. bill, but because we've dealt with the matter, and because
16. we have a better bill right here in the Senate, right now
17. that we can clean up without all of the expense of passing
18. yet another piece of legislation.

19. PRESIDENT:

20. Further discussion? Senator Buzbee.

21. SENATOR BUZBEE:

22. Thank you, Mr. President. Senator Gitz gave a good portion
23. of my speech. I think Senator Maitland's approach is not a
24. fast enough one. I have had farm implement dealers in my
25. district call me and ask me to vote against a one cent per
26. year, because what happens in the time of the economy of the
27. farm family when they are putting off the buying of...of larger
28. equipment, one cents...one cent this year, rather, they would
29. simply wait for two or three or four years before they started
30. to purchase that equipment. Or they would go across the State
31. line, as they have been doing, and purchase equipment in states
32. where there is no sales tax whatsoever. I am the Senate sponsor,
33. which Senator Gitz was reluctant to say, apparently; but I am

1. the Senate sponsor of that House Bill that he just described.
2. It is presently in the Senate. Senator Johns is going to join
3. me in the sponsorship of that bill. That bill will...at the
4. present time, does take off two cents this year and two cents
5. next year; so we can be done with it over a two year transitional
6. period. It can have a major impact on the farm implement business
7. in our areas, especially those of us who border other states,
8. and I don't think this one goes far enough. Senator Johns
9. is going to be offering an amendment to the House Bill, which
10. he and I are sponsoring, which will establish the threshold.
11. I think the threshold is an important item. We have, at the
12. present time under this bill that Senator Maitland sponsors,
13. we would be in the position of allowing every little piece of
14. equipment that could possibly be used in farming, such as
15. hose or whatever to...to be exempt from sales tax, and I don't
16. that's the intention. We're trying to exempt major machinery.
17. I also will be voting No on this bill.

18. PRESIDENT:

19. Any further discussion? Senator Johns.

20. SENATOR JOHNS:

21. Well, Mr. President, I've probably been...my name's probably
22. been attached to more farm machinery legislation than any
23. Legislator here. We have sixteen other states offering this
24. kind of relief. Our sister states surrounding us offer this
25. kind of relief. We estimated, at one time, seventy-five
26. million dollars in sales was being lost yearly as a result
27. of this. The closing of implement dealers, the result in
28. loss of employees has really hurt us; we don't need it. When
29. you lose an implement dealer, you lose, also, the employees;
30. but you lose the service that is available. You also encourage
31. our people to take low boys, head across the State, bring
32. back the farm equipment...this type of legislation is needed.
33. I would ask serious consideration for this proposal.

1. PRESIDENT:

2. Any further discussion? Channel 20 has sought leave of
3. the Body to shoot some silent film. Is leave granted? Leave
4. is granted. If there is no further discussion, Senator
5. Maitland wishes to close.

6. SENATOR MAITLAND:

7. Thank you, Mr. President. First of all, in response to
8. Senator Gitz. I certainly have no objection to the Senator's
9. objection to this particular legislation. I do have some
10. concerns about the statements relative to pride of authorship.
11. I, in fact, made a visit to the Governor and urged him to
12. sign Senator Johns' bill, which was not killed...at the time
13. you said it was killed in the House. But I urged the
14. Governor that should that bill reach his desk, I would like
15. to have him sign it. I have supported all measures. It made
16. no difference to me if it was Republican or Democratic sponsor-
17. ship. But be that as it may, it seems to me this approach
18. in 1476 is a logical extension of the legislation that passed
19. out of here in the 80th General Assembly. That provided tax
20. relief to the manufacturing businesses in this State; the
21. replacement equipment, and that's exactly what this bill does.
22. The replacement equipment that a farmer uses, their big items,
23. their sixty, seventy, a hundred thousand dollar items; and if
24. you don't think that doesn't do something for the economy of
25. the State of Illinois, you have another guess coming. It
26. does. As a farmer, I have concerns about tax relief on the
27. nuts and bolts; that's why this bill is as it is. It's not as
28. difficult to administer as those who oppose it would say,
29. because we're dealing...with only those instruments of husbandry.
30. I think it's a good bill; I think it's one that the entire
31. Body should support and I ask for your favorable consideration.

32. PRESIDENT:

33. The question is shall Senate Bill 1476 pass. Those in

1. favor will vote Aye. Those opposed will vote Nay. The voting
2. is 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 28, the Nays are 1, 25 Voting Present. Senate
5. Bill 1476, having failed to receive the required constitutional
6. majority is declared lost. 1483, Senator Mitchler. On the
7. Order of Senate Bills 3rd reading is Senate Bill 1483. Read
8. the bill, Mr. Secretary.

9. SECRETARY:

10. Senate Bill 1483.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDENT:

14. Senator Mitchler.

15. SENATOR MITCHLER:

16. Mr. President and members of the Senate, Senate Bill 1483
17. is a bill that will repeal the thirty dollar sales tax that's
18. required before a title can be granted when one individual
19. sells or transfers a title to a vehicle to another individual.
20. This also applies, as interpreted by the Department of Revenue,
21. to the sale of trailers. It could involve a trailer that is
22. towed for a boat, or a small trailer behind an automobile or
23. a trailer in which an individual lives; which in many cases is
24. actually their home. Now the legislative history of this is
25. that this thirty dollar sales tax on individual sales of
26. vehicles, was enacted last year in Senate Bill 1889, which
27. was the RTA Road Program. Many of the people that voted for
28. that program were really not fully aware of the fact that this
29. tax had been included. It was estimated at the time, through
30. material distributed, that this new sales tax approach would
31. generate approximately thirty million dollars annually. The
32. figures that I have from January 1 to April 15 of this year,
33. revenue from this source total 4.2 million dollars. And at

1. this rate, the nondealer tax, as many refer to it, would
2. generate a revenue of about 7.8 million for FY-1980. And
3. if the rate stays constant, it will produce revenue of
4. about 15.7 million for FY-'81. But, really, the amount of
5. revenue that is generated or not, this is a very onerous
6. tax. It's a tax that has not met with the approval of the
7. people. You, and your districts, are aware of this. A total
8. of...a hundred and seventy-five thousand three hundred and
9. fifty-six transactions were handled in the Secretary of
10. State's Office that this tax applied to, through the period
11. January 1 through April 15 of this year. And I want to point
12. out, that because the people were not aware of this and they
13. sent in requests for titles, the Secretary of State's Office
14. had to return these and this is what they call a go-back
15. letter program. It costs the Secretary of State's Office
16. seven hundred thousand to eight hundred thousand dollars to
17. just send these go-back letters and straighten it out and
18. collect the tax, before they could issue the title under the
19. new law that we enacted last year. This would repeal that.
20. I know of nobody that likes this type of tax; and as I said
21. at the time, it's a foot in the door and from...where do you
22. go from here? What would you add onto this? I think it's
23. good tax relief, and it's correcting...inequities that we
24. enacted last year. I'll be glad to answer any questions and
25. then I would, certainly, appreciate a favorable roll call.
26. Most important, the people that you represent in your districts
27. will appreciate a favorable roll call. Thank you.

28. PRESIDENT:

29. Any discussion? Senator McMillan.

30. SENATOR MC MILLAN:

31. Mr. President and members of the Senate, this particular
32. tax was one of two or three other extremely bad and unwise
33. measures that were enacted last summer late, when we desperately

1. were trying to find a way to get some highway funds for certain
2. parts of the State that were badly in need of them. It was
3. a bad idea then; this is the first time we have...or the first
4. chance we have had to get rid of it, and we ought to move
5. very quickly to vote affirmatively on this bill in order to
6. get rid of that tax which really is one of the more unwise
7. tax measures we've enacted in the Senate in the last few years.

8. PRESIDENT:

9. Further discussion? Senator Knuppel.

10. SENATOR KNUPPEL:

11. Well, I just have one question. Was this one of those
12. brilliant moves by Governor Thompson and Byrne under their
13. consummated marriage?

14. PRESIDENT:

15. Further discussion? If not, Senator Mitchler may close.

16. SENATOR MITCHLER:

17. Well, thank you. I'd appreciate a favorable roll call,
18. and I know many of you have asked to be joining the seventeen
19. original sponsors, and certainly just give your name to the Secretary
20. and you can be invited as a co-sponsor. Appreciate a favorable
21. roll call.

22. PRESIDENT:

23. The question is shall Senate Bill 1483 pass. Those in
24. favor will vote Aye. Those opposed will vote Nay. The voting
25. is open. Have all voted who wish? Have all voted who wish?
26. Take the record. On that question, the Ayes are 42, the
27. Nays are 3, 5 Voting Present. Senate Bill 1483, having received
28. the required constitutional majority, is declared passed.
29. 1497, Senator Berning. On the Order of Senate Bills 3rd reading
30. is Senate Bill 1497. Read the bill, Mr. Secretary.

31. SECRETARY:

32. Senate Bill 1497.

33. (Secretary reads title of bill)

1. PRESIDENT:

2. Senator Berning.

3. SENATOR BERNING:

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

5. Senate Bill 1497 is a tax relief measure, which really costs
6. neither the local government nor the State government any
7. money. It is a provision for the deferral of inheritance
8. tax, bringing the State of Illinois Inheritance Tax Act into
9. the provisions now in the Federal Inheritance Tax, allowing
10. for a deferral. And the purpose is to lessen the need for
11. forced sales in order to pay our current Illinois Inheritance
12. Taxes, so that there will not be undue hardship on the states
13. that are primarily closely held family businesses and family
14. farms. I think most of us know instances where a family farm
15. or small business has had to be liquidated in order to meet
16. the State Inheritance Taxes. This will defer...allow deferral
17. of the tax over a ten year period. I would appreciate a
18. favorable roll call.

19. PRESIDENT:

20. Any discussion? Senator Maragos. Senator Savickas.
21. Senator Maragos.

22. SENATOR MARAGOS:

23. Will the sponsor yield to one question?

24. PRESIDENT:

25. Indicates he will yield. Senator Maragos.

26. SENATOR MARAGOS:

27. Senator Berning, am...do I understand this bill correctly
28. that in case the tax payer does not pay one installment the
29. whole amount becomes due?

30. PRESIDENT:

31. Senator Berning.

32. SENATOR BERNING:

33. That is my understanding, Senator. It is in the same form

1. as the Federal, and a default automatically matures the entire
2. obligation.

3. PRESIDENT:
4. Senator Maragos.

5. SENATOR MARAGOS:
6. That being the case, Mr. President and members of
7. the Senate, even though I had wanted an amendment to make the
8. interest more equitable in...this day and age when we have a...
9. high interest rates, I still like the thrust of this bill and
10. I'm going to support it, with the understanding that that caveat
11. is in there and I ask for the support of this bill.

12. PRESIDENT:
13. Further discussion? Senator Knuppel.

14. SENATOR KNUPPEL:
15. I'd like to ask the sponsor one question. At what rate of
16. interest will these installments bear?

17. PRESIDENT:
18. Senator Berning.

19. SENATOR BERNING:
20. Six percent for everything up to the first one million
21. dollars; after that, it's eight...eight percent.

22. PRESIDENT:
23. Senator Knuppel.

24. SENATOR KNUPPEL:
25. Well, if...if these interest rates are at six and eight per-
26. cent, that's the only real improvement we have in the inheritance
27. tax law; because at the present time, if you don't pay the tax,
28. it bears interest at ten percent. But there's no requirement
29. that the tax be paid by a certain date. The only penalty is,
30. is that you have to pay ten percent; but if you have fixed the
31. rate of interest lower than the ten percent, you have done
32. something beneficial, because at the present time, there's no
33. requirement that inheritance tax...I have people paying the

1. ten percent and deferring their inheritance tax in any event.
2. There's no...no real savings in that particular provision;
3. but if the interest rate is six and eight, there would be a
4. saving in interest in the deferral.

5. PRESIDENT:

6. Further discussion? Senator Bowers. Senator McMillan.

7. SENATOR MC MILLAN:

8. Mr. President and members of the Senate, I do rise in
9. support of the bill. It did go through lengthy consideration,
10. and questions about it have been answered, any details that
11. needed to be cleared up have been cleared up; and I...and
12. it seems quite clear that it is an improvement in our
13. inheritance tax law. It deserves a favorable roll call.

14. PRESIDENT:

15. Further discussion? Senator Netsch.

16. SENATOR NETSCH:

17. Thank you. A question of the sponsor. The bill may have
18. merits on its merits; but it does have a fiscal impact in
19. terms of this year's revenue, does it not, Senator Berning?
20. Could you tell us what that impact is?

21. PRESIDENT:

22. Senator Berning.

23. SENATOR BERNING:

24. Let me quote to you from the State Treasurer's Office.
25. "With respect to Fiscal 1981, we can see no impact of any
26. dimension, because the bill does not become effective until
27. January 1, 1981. And only estates where a death occurs after
28. December 31, 1980 would be eligible for delayed payment. The
29. normal processing time for estates, currently is ten months.
30. Since this is when interest starts to run on an estate which
31. is not settled. The delay, thus, would not be felt until
32. Fiscal 1982." Henceforth, it would be at a case of collections
33. delayed rather than lost.

1. PRESIDENT:
2. Further discussion? Senator Netsch.
3. SENATOR NETSCH:
4. If I heard you correctly, and it's a little bit noisy
5. over here, then the...the answer from the State Treasurer was
6. that because of the time schedule within the bill, the chances
7. are, it would have no impact in our Fiscal Year 1981. Is
8. that what I understood you to say, or the Treasurer to say?
9. PRESIDENT:
10. Senator Berning.
11. SENATOR BERNING:
12. Yes.
13. PRESIDENT:
14. Further discussion? Senator Netsch.
15. SENATOR NETSCH:
16. Just one last point. When the impact does begin to be
17. felt, which would be, presumably, during calendar year 1981,
18. and the beginning of our Fiscal Year 1982, there will, in fact,
19. be an impact, even though it is simply a deferral of revenues...
20. and a spreading out of those revenues over a longer period
21. of time, is that substantially accurate?
22. PRESIDENT:
23. Senator Berning.
24. SENATOR BERNING:
25. Yes.
26. PRESIDENT:
27. Any further discussion? Senator Berning may close.
28. SENATOR BERNING:
29. I repeat this is a tax relief measure, which actually
30. does cost us nothing, but is sadly needed. I urgently request
31. your favorable...favorable vote.
32. PRESIDENT:
33. The question is shall Senate Bill 1497 pass. Those in

AB 1507
3rd Reading
5-21-80

1. favor will vote Aye. Those opposed will vote Nay. The
2. voting is open. Have all voted who wish? Have all voted
3. who wish? Have all voted who wish? Take the record. On
4. that question, the Ayes are 55, the Nays are none, 3 Voting
5. Present. Senate Bill 1497, having received the required
6. constitutional majority, is declared passed. 1500. 1507,
7. Senator Washington. On the Order of Senate Bills 3rd reading
8. is Senate Bill 1507. Read the bill, Mr. Secretary.

9. SECRETARY:

10. Senate Bill 1507.
11. (Secretary reads title of bill)
12. 3rd reading of the bill.

13. PRESIDENT:

14. Senator Washington.

15. SENATOR WASHINGTON:

16. Senate Bill 1507 is a very simple piece of legislation.
17. It deals with the recall of the Office of Mayor of the
18. City of Chicago. The bill is very simple in its composition.
19. It provides that upon the signing of petitions by twenty per
20. cent of the voters who voted in the previous General Mayoralty
21. Election in the City of Chicago; those petitions, if certified,
22. would put on the ballot the question of a recall in the City
23. of Chicago. If a majority of the voters voted Yes, that would
24. be a recall, and a new mayor would be elected pursuant to
25. present law. The bill provides that one must serve at least
26. sixteen months in office before they would be subject to recall;
27. and only one recall mechanism could be triggered during any
28. four-year term. It's just that simple. What is the reason for
29. this bill? If I could have a little order. Some say I would
30. be commenting on the obvious. But let me abstract away from the
31. obvious for just a brief moment and say this, that in a city as
32. polyglot and as complicated, diversified; and in a city in
33. which the Mayor of the City of Chicago wields tremendous power

1. in excess, of perhaps, any other municipality in this country;
2. and equivalent to some states in many countries, where the
3. mayor speaks with all...to all kinds of questions, has in-
4. ordinate double power, based upon the peculiar political
5. makeup of that city, in which it is difficult for one to be
6. involved in city government, because of the very makeup of it,
7. and in which the designation weak mayor, strong council is
8. a joke. The mayor is powerful; no matter whom that mayor is.
9. And this particular bill, contrary to popular opinion, is not
10. directed to anyone but that office. It seems to me that
11. that...with that peculiarity in Chicago, that the people of
12. Chicago should have some right, in reason, to periodically,
13. if they so desire, in their sound wisdom, to say we want
14. a vote of confidence. There's nothing unusual or unique
15. about that. It's as American as mother...apple pie. Twenty-
16. one states in the west and mid-west have it; our sister
17. states to the north have it; it trickles all the way down to
18. municipalities, and chaos does not reign in those cities.
19. Now there are some who say that they cannot support this
20. because it's motivated and directed toward one person. That's
21. no argument; that's a dodge. Reform legislation is always
22. motivated and comes about through the excesses of someone in
23. government; that's why we have it. And if we don't respond to
24. those particular excesses, we don't respond at all. Irrespective
25. of what one may think about the existing mayor, I have plumbed
26. the depths of that city and I assure you, there is overwhelming
27. support for the proposition that the people of the City of
28. Chicago wish to determine in midpassage, if they desire, whether
29. or not their Chief Executive shall continue in office. That's
30. all it is. I would hope we would not emotionalize this bill.
31. It's too serious. It is always serious when we deal with
32. accountability in government. I can go ad infinitum.
33. I welcome your questions. I solicit your support. I think
34. it's a good bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Chew.

3. SENATOR CHEW:

4. Thank you, Mr. President. The City of Cleveland, Ohio
5. attempted to recall its flimsy mayor a couple of years ago,
6. and failed by two hundred votes. The subsequent election,
7. he was defeated overwhelming...because he continued to be
8. irresponsible in his conversations from day to day, he
9. attempted to pick confrontation with business, labor, finance
10. and every segment of a society; and that's exactly what
11. the Mayor of Chicago has done. Her words cannot be depended
12. upon, her commitments are mythical, her accountability is
13. zero. Last weekend I stood in the heart of my district
14. at an elevated station, and on the forms that I had, and asking
15. questions, if the election were held today, would you or would
16. you not vote for the present mayor. I got a ninety-nine per-
17. cent positive answer that that would be no vote for the present
18. mayor. And under our Statute, we have no recourse but to
19. tolerate an insurmountable force for four years. Now the
20. first year of her administration has been a total disaster to
21. Chicago. Anything that could have happened, has happened.
22. And as I said yesterday, her latest episode with decency,
23. her one opportunity to show real leadership and attempt to
24. unite the citizens of Chicago, she went the opposite direction.
25. I respect the Office of Mayor of Chicago, but my respect for
26. the present mayor has dwindled and dwindled and dwindled; I
27. think the job is too great for her; I think her kind of con-
28. frontation is that everything is personal, and the job is too
29. big and too important and too demanding, for anyone who holds
30. that office to think in terms of it as a personal office.
31. It's not a personal office; it's an office that belongs to the
32. citizens of Chicago. I frankly feel that she is not qualified
33. to be the Chief Executive of the City of Chicago; and if she

1. had common sense and used it, she would resign, because every
2. segment of our population, both white, black, young and old
3. ...saying the same thing. The only good answers you can get
4. are people that are working for her, and most of those are
5. leaving. She's had to offer tremendous high salaries trying
6. to get people into her administration now. Why? Because
7. they come in today and they're out tomorrow. So, there's
8. stability at all in her administration. People will not
9. work for her anymore. Her two little boys that she had
10. working, finally one night, they decided to resign.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator, your time has expired.

13. SENATOR CHEW:
14. Why?

15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. 'Cause that's the rules, Senator.

17. SENATOR CHEW:
18. So, I have to finish now?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. You may conclude your remarks, yes.

21. SENATOR CHEW:
22. I'll put the rest on paper.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Very good.

25. SENATOR CHEW:
26. I support 1507 and I support it wholeheartedly.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Senator Gitz.

29. SENATOR GITZ:
30. Mr. President and members of the Senate. I reluctantly
31. have to oppose my colleague, Senator Washington. If you were
32. to look at the book, you would notice that there was Senate
33. Joint Resolution, Constitutional Amendment 57 introduced. It

1. was a Constitutional Amendment that brought into being recall
2. for all public officials, local and State. It was introduced
3. on June 1st of last year and it still languishes in the
4. Executive Committee. It languishes for a variety of reasons;
5. among them are the fact that some people just do not believe
6. in the concept of recall at all. Yesterday, when the amend-
7. ment was proposed by Senator Rock, to at least apply recall
8. provisions across the board to local officials, which could
9. be done by Statute, would not require a Constitutional
10. Amendment, I supported that as well. Why, then, would I stand
11. in opposition to this bill; however, reluctantly? I stand in
12. opposition to this bill for one reason, it is inconsistent.
13. It is vindictive legislation aimed at one office, in one
14. geographical part of the State. And I'm not prepared to support
15. legislation that is aimed at one person who is an incumbent in
16. office. There are, to be sure, are issues that I have grave
17. differences with the Mayor of Chicago. There are some issues
18. from the Veto Session I shall never forget. But the fact is,
19. is when we're voting on this kind of a bill, I think we do
20. ourselves a disservice to single out one office, one office
21. only, out of more than ten thousand in this State that are
22. elective in some fashion or another, for recall. If it is
23. going to be appropriate for the City of Chicago's Mayor, then
24. it should be appropriate for mayors everywhere; and that's
25. why I introduced the Constitutional Amendment, that's why I
26. supported the amendment yesterday; and that's why I am
27. standing in opposition to this bill, which applies to one
28. office only, and albeit, an incumbent. I think that that is
29. a poor way to air one's differences, and it is certainly not a
30. proper way to make good public policy.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Grotberg.

33. SENATOR GROTBORG:

1. Thank you, Mr. President. A question of the sponsor.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. He indicates he will respond.

4. SENATOR GROTBORG:

5. Senator Washington, it is my understanding that you have

6. removed language regarding having to be a registered voter

7. to sign this thing; anybody can sign it.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Washington.

10. SENATOR WASHINGTON:

11. On the contrary, that's one of the prerequisites, you

12. must be a registered voter.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Grotberg.

15. SENATOR GROTBORG:

16. That was part of your amendment, yesterday? But, my notes

17. indicate we...you have also removed the requirement that the

18. signer of the petition be a qualified voter at the time of

19. signing the petition. You have removed that requirement.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Washington.

22. SENATOR WASHINGTON:

23. On the contrary, the requirement is that you must be a

24. qualified voter, qualified to vote for a member of the City

25. Council.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Grotberg.

28. SENATOR GROTBORG:

29. Likewise with the passer of the petition, Senator?

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Washington.

32. SENATOR WASHINGTON:

33. In conformity with present law, the petition circulated must

1. must be a qualified voter.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Grotberg.

4. SENATOR GROTEBERG:

5. To the bill, Mr. President and fellow members. It would
6. be kind of fun to get in your fight over there, Senator, and
7. Chicago Senators; but I have before me the Supreme Court
8. decision of January 29th, 1969. Now true, it was under
9. our old Constitution, but that's when Judge Solfisburg and
10. Company ruled on 41-Illinois 2nd-574, regarding a
11. similar recall of Mayor Jack Struck and all four of his
12. Commissioners of the City of DuQuoin, who evidently voted
13. against something the people thought they shouldn't have
14. voted against, and they got the petitions out, everything
15. went along well, until it got to the Supreme Court; and
16. after many hearings, the Supreme Court ruled, in their summary,
17. and made note that the appellees advanced no theory or reason
18. for allowing voters, of a commission form of city, to recall
19. their elected officials, other than they were just angry with
20. the consequences of their votes. But, they finalized by saying,
21. that either the recall procedure should apply to all forms
22. of municipal government or it should apply to none. Or all
23. forms of municipal government should be free to adopt it.
24. Now, having that as a precedent by the Illinois Supreme Court,
25. regardless of which Constitution it would be under, and as
26. long as ours is silent under it; they would only have to go
27. back and refer to case law which this is. As a humble layman,
28. I submit that, as much fun as it would be to pursue the
29. contest which your bill engenders, Senator Washington, I
30. would have to oppose it only on the basis that it very likely
31. is unconstitutional; and having seen the legal bills for a
32. million other bad bills that we have sent out here to prove
33. whether or not they're constitutional, at least...vote Present.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Newhouse.

3. SENATOR NEWHOUSE:

4. Thank you, Mr. President, Senators. I think some of the
5. rhetoric has gone beyond the purview of this bill. I don't
6. think this bill comes out of vindictiveness at all. We've got
7. a problem, and it appears as if the speakers believe that by
8. what we do, we will remove the Mayor of the City of Chicago.
9. That's not true at all. What the Senator has proposed, is
10. to give a group of people who are in serious trouble a
11. mechanism by which they can resolve their problems, if they
12. so desire; by the vote. The same method by which that
13. Chief Executive was put in power. I find nothing wrong with
14. that. If any city, district, whatever comes to this...this
15. Legislature with that kind of problem, it seems to me that we
16. do have some reason, perhaps not an obligation, but some reason
17. to respond. It isn't as if we are talking about someone who
18. had done a job well; and for whom the majority of...of the
19. voters that elected that party had a great deal of respect.
20. That's not the case at all, and you know it. The fact is there's
21. some problems, and they're in the papers everyday. Senator
22. Washington is trying to do a service for a constituency which
23. then must make up its mind whether or not it wants to redress
24. its own problems. That's the extent of it. Nothing wrong
25. with that. I support the bill.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Wooten.

28.

29. (End of reel)

30.

31.

32.

33.

SENATOR WOOTEN:

1. Thank you, Mr. President. When Senator Washington first
2. told me about this bill, I told him under no circumstances will
3. I vote for it on 3rd reading. As matters developed, I told him
4. "I will go with you all the way until that point, Harold," and
5. we have now reached it. I don't believe in recall. I think
6. we have a splendid example in Mayor Kucinich, in Cleveland.
7. It served no useful purpose there, no matter how deeply the
8. people felt about that situation. I just don't think it's the
9. sort of thing we ought to be passing. But in saying that, I
10. must say, that this is the first time principle has ever run
11. counter to admiration, because I...in a world that's people...
12. in too large a number sometimes, by petty folk, I think that
13. Senator Washington is a man of great and abiding principle.
14. I'm sorry I can't go with you on this, Harold; but I just
15. don't believe in it.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Mitchler.

18. SENATOR MITCHLER:

19. Mr. President and members of the Senate, I can't help but
20. recall the Mayor of the City of Aurora; back in the 50's, I
21. believe it was, Mayor Paul Egan; very controversy...very
22. controversial figure, elected by the people; and once in office...
23. I tell you that was in the early days of television, especially
24. out that far. And he had that revolving door...I don't know how
25. many Chiefs of Police...I know one time he had a parrot...he
26. got a stripteaser out of Cicero, pardon Cicero; and a few...
27. a few of the antics that he had going. And the people were
28. about as frustrated with Paul Egan. Well, at the end of his
29. term, they didn't think about a recall. They thought they'd
30. sweat him out, and he was very amusing and things were working
31. out very good; but you know what, they re-elected him for
32. another four years, and they had another...a total of eight
33. years of Mayor Paul Egan. And, regardless of how you think

1. about the people that you have in office...I think the publicity
2. that's generated by your Mayor in the City of Chicago...I don't
3. think an evening goes by but what the boob tube doesn't have
4. your mayor on there and feature her in some type of controversy,
5. and it's entertaining to many of the people in the suburbs,
6. and we hate...hate to lose that type of entertainment out there,
7. because we watch to see what's going to happen next and whos
8. going to be on first or second or what's going to happen. The
9. same way that you people in Chicago...I got some rise from the
10. suburbs, watched Mayor Paul Egan in Aurora; but to me it's
11. always been in the political process, and I've enjoyed it. I've
12. been down here sixteen years now, and observed the type of
13. people that come from different districts; and you look around
14. and the makeup of people in this very Body are a most diversified
15. type of individuals, and they are individuals; and they sit
16. collectively and enact. The people of the City of Chicago did
17. elect the mayor, and under the Constitution, the City of Chicago
18. goes for four years. The comedy, if you want to term it as such,
19. and it's all perpetuated by the...by the news media, and each
20. day something new is generated, and you're going to live with
21. it for four years. And, surprisingly, at the end of the four years
22. you may surprise yourself; you may re-elect her, unless you've
23. got a good Senator that moves up and makes a good challenge.
24. And, that might change things; but that's the way to do it.
25. Come up with a better candidate and see what you can do...it.
26. Senator Washington, I've given you a lot of support up 'till
27. now; I really don't know what I'll do, my tongue is in cheek,
28. but I do recall the days of Mayor Paul Egan out in Aurora,
29. and I think you are going through the same frustrating condition
30. in the City of Chicago, as the citizens of Aurora; and I was,
31. then, a citizen of Aurora, went through it at that time, but
32. maybe my advice is grin and bear it.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Geo-Karis.

2. SENATOR GEO-KARIS:

3. Mr. President, will the sponsor yield to a question?

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. He indicates he will.

6. SENATOR GEO-KARIS:

7. I believe yesterday there was an amendment attempted to be
8. put on your bill, which would have provided the right of recall
9. to all municipal officials; and does your bill provide that
10. now?

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Washington.

13. SENATOR WASHINGTON:

14. First of all, let me go on record as publicly disclaiming
15. any mayoralty ambitions in Chicago or any place else. I've already
16. had that run; I'm going out for something else. I missed your
17. question, what was it?

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Geo-Karis.

20. SENATOR GEO-KARIS:

21. I believe, Senator, yesterday there was an amendment that...
22. I believe Senator Rock endeavored to put on your bill, which
23. would have provided for the right of recall of all public
24. officials, and I had abstained from it, because I understand
25. the sponsor would like to get the bill in the form he likes,
26. but is that...that amendment on your bill?

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Washington.

29. SENATOR WASHINGTON:

30. No, I...I rejected the amendment, or rather the House
31. rejected the amendment, and I felt, personally, that if others
32. wanted to institute recall for other areas of the city...of the
33. State, they should do so. As I indicated before, Chicago has

1. a peculiar and unique problem; it is a peculiar and unique
2. geographical political district; you will find it patterned
3. nowhere else in the world, and we have serious problems with
4. it. And for that reason, I thought the legislation should
5. deal strictly and solely with the City of Chicago; motivated
6. by the desires of what appears to me to be an overwhelming
7. percentage of the people of the City of Chicago.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Geo-Karis.

10. SENATOR GEO-KARIS:

11. Mr. President and Ladies and Gentlemen of the Senate,
12. I don't think it's that peculiar, except that it...signals
13. one individual; and much as I like the sponsor of that bill,
14. if you had allowed that amendment to come on yesterday, I
15. have one or two mayors in Lake County that I'm sure our
16. people would love to have the right of recall. Unfortunately,
17. your bill points out to one individual, one municipality,
18. one home rule municipality; we have other home rule municipalities
19. that have the same peculiarities that you describe, and I
20. don't think it's fair. I think it's very discriminatory,
21. and therefore, I speak against the bill.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Jeremiah Joyce.

24. SENATOR JEREMIAH JOYCE:

25. Thank you, Mr. President and members of the Senate. I
26. hadn't really intended to stand to speak to this issue. I
27. did have an amendment that I was going to put on, and I
28. did not offer it for fear of the fact that...for fear of the
29. thought that it would have been taken in a manner other than
30. that in which it would have been offered. It would have pro-
31. vided for recall for, or an amendment to, Senator Washington's recall bill, it
32. would have provided for a psychiatric examination upon
33. petition. I probably know the personalities involved in the

1. City Government as well as anyone in this Body; I served in the
2. Chicago City Council. That's right, Charlie, you too. And it
3. is nice I can count, I know the score; people in the galleries
4. might not know it, but I'm sure that things have been worked
5. out well for...God help them if they went back to the city and
6. they hadn't delivered the votes on this one, I assure you.
7. Let me say this to you, don't try to analogize our situation
8. to a town or a village or any other city in the State of
9. Illinois; it is not the same. Because I know that reason has
10. taken leave of City Hall today, and we have some very serious
11. problems. I oppose the idea of recall for a number of reasons.
12. It can be used in the wrong way, it can be used to pressure
13. people into positions that they otherwise should not and might
14. not have to take. But we now find ourself in a very peculiar
15. situation with this bill. We are voting, in fact, on the
16. efficacy of the present administration of the City of Chicago.
17. If we reject this bill, I assure you, that it will be taken
18. as a mandate that Mayor Byrne is doing a fine job; and that
19. is not the case, and there's few people in this Chamber who
20. believe that. I am going to reflect what I think to be the
21. views of my constitutency, and I am going to vote Yes on this
22. bill.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Knuppel.

25. SENATOR KNUPPEL:

26. Mr. President and the Body, this is undoubtedly the most
27. amusing chapter in this bifurcated Session of the 81st General
28. Assembly. We have all enjoyed it immensely. You...you will
29. recall that I characterized Mayor Byrne as a feisty heifer
30. here some time ago. You will notice that the press boxes are
31. packed; there is a few that come out here and labor everyday,
32. all day, but when something like this comes up the media, you
33. know...pack the press boxes, they turn on the television cameras

1. and everything they can. Well, since she's a heifer, boys
2. and girls, milk it for all it's worth.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Moore.

5. SENATOR MOORE:

6. Thank you, Mr. President and members of the Senate. You
7. know, I've listened with interest about the alleged problem
8. or problems that exist in the City of Chicago. Mr. President,
9. I'm sure you're aware, we do not have any Republican Senators
10. from the City of Chicago. The problem appears to be in the
11. Democratic Party; it appears to be on that side of the aisle,
12. and I really think, Mr. President, and I would like to address
13. myself to the Republicans on this side of the aisle, that
14. this is a problem that exists in the Democratic Party,
15. I think we should leave them resolve their own problem; and
16. I would urge the members of this side of the aisle to vote
17. Present on this very controversial matter that affects the
18. Democrats in the City of Chicago.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Knuppel, as a farmboy, you ought to know that you
21. can't milk a heifer. Senator Egan.

22. SENATOR EGAN:

23. Thank you, Mr. President. I just wanted to ask, Jim,
24. what's a nice guy like you doing in a place like this?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. I don't know. Senator Rock.

27. SENATOR ROCK:

28. Thank you, Mr. President and Ladies and Gentlemen of the
29. Senate. I rise in opposition to Senate Bill 1507. The amend-
30. ment which I, in earnest, sought to have adopted yesterday
31. would have applied this legislative proposal to all local
32. elected officials, both of the municipality and the county,
33. and the school boards; and that, my friends would, frankly,

1. have been bad enough; but to have a legislative proposal that
2. is aimed, admittedly aimed, at one elective office is, all
3. the words to the contrary, notwithstanding, is nothing more
4. nor less in this instance than petty, vindictive and an attempt
5. at retaliation. I suggest to you, it's more symbolic than it
6. is real, and I urge that we do not play partisan games. I
7. said before, and I say again, I say now, something like this
8. is simply beneath the dignity of this Chamber and I urge a
9. No vote.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. The Chair thought that the...all of the lights had been
12. lit; there are now three more that are lit. Senator Collins.

13. SENATOR COLLINS:

14. Thank you, Mr. President and members of the Senate. I
15. think everyone here has had a lot of fun on this issue. But
16. I can assure you, this is not a fun matter. Many of you may
17. feel that this is beneath the dignity of this Body to respond
18. to; but on the contrary, I feel that it is the responsibility
19. of any elected official here to first, represent the wishes
20. of their constituency. And, I think that's exactly what
21. Senator Washington is attempting to do here. About four months
22. after the current mayor took office, there was about twenty-
23. five people marched in my office, my legislative office of
24. course, is, in fact, in the City of Chicago; and asked me whether
25. or not I would support a petition drive to recall the mayor.
26. And at that time, I informed my constituency on the west side,
27. that there were no legal provisions under which they could,
28. in fact, recall the mayor. They asked me, well, why don't you
29. introduce legislation to make sure that such provisions
30. exist. I don't think it's unusual that this particular
31. legislation is aimed at the City of Chicago; I think all of
32. you know why that it is aimed at the City of Chicago and not
33. the rest of the State. I, most certainly, would support

1. legislation calling for recall of any elected office in the
2. State of Illinois; but I know, as you know, that kind of bill
3. would not pass; but even if we cannot pass it for the entire
4. State, there is no reason that we should not pass it directed
5. at the largest city in the State of Illinois. Not only the
6. largest city in the State of Illinois, but the...but Chicago
7. now, and traditionally has, had more influence on what happens
8. in the State of Illinois with taxpayers' dollars than the State
9. of Illinois itself. It spends approximately one-third of the
10. tax dollars and I...and it has the largest population, and for
11. that reason, I see no reason that we could not limit this bill
12. to the City of Chicago. I have no personal vendetta against
13. Mayor Byrne, and I'm not...I don't feel good that this particular
14. legislation is directed at a time when she is in office. It
15. is unfortunate that this Body had not seen fit to...to provide
16. those provisions for elected office before this time happened;
17. but I think her term in office and her action merely, just...
18. focused on the need for this kind of legislation. I think
19. Senator Washington is responding to the wishes of this
20. constituency, and I will respond to mine, likewise. I'll
21. vote Aye.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator McMillan. Senator Walsh.

24. SENATOR WALSH:

25. Mr. President and members of the Senate, if this bill
26. passes the Senate today it still has a long journey before be-
27. coming law. Unlike Senator Moore, who suggests that we Re-
28. publicans vote Present; I, too, recognize that this is...is
29. a Democrat problem, since there are no Republican Senators
30. from the City of Chicago, so it is a difficult issue for we
31. Republicans. I think a better posture for us would be to
32. put fifteen green lights on the board and see if there are
33. fifteen Democrats that feel the same way; and in that case,

1. the bill could go over to the House for further debate. Some
2. issues should be debated further, and I think maybe this is one that
3. should; so, I for one, am going to vote Aye.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Becker.

6. SENATOR BECKER:

7. Thank you, Mr. President and members of the Senate. A
8. point of personal privilege, Mr. President. I have guests
9. from the 7th District, three of our ladies; one from Cicero.
10. If you would, Mr. President, please ask them to rise and
11. be recognized.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Please rise and be recognized. Senator Martin.

14. SENATOR MARTIN:

15. I would just point out that a few weeks ago, Republicans
16. had an issue that mattered to them; a Blind Primary. And
17. Democrats said, well wait a minute, that's Republican's; we
18. don't want to have anything to do with that, we'll stay
19. off and we'll kill the end of the Blind Primary. Today we
20. hear, don't be partisan; this is too important to be partisan,
21. vote No, or stay off, or vote Yes. Well, one thing is correct;
22. it is too important to not vote on; and perhaps partisanship
23. should not be the answer, but it will be interesting to see those
24. who have been so eager in the past to demand Democratic agree-
25. ment, and to put Republicans, not just in a minority, but to
26. exclude from their constituents, a change that was desired to
27. see how quickly they change when they want to vote for themselves.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Newhouse for the second time.

30. SENATOR NEWHOUSE:

31. Thank you, Mr. President, and I really want to respond to two issues
32. that were raised and one is the vindictiveness issue that has
33. been raised again; but secondly, it's been characterized as

1. a Democratic problem, and I don't believe so. The fact is
2. that there are reasons that there are no Republican Senators
3. from Chicago, and there's a reason why we have a problem on
4. this side; and that reason is insensitivity. Now, if we
5. are going to be sensitive to the needs of our constituents,
6. it seems to me that at some point we have to examine where the
7. boiling point is and what we ought to do to head off some kinds
8. of precipitous actions on the part of those constituencies.
9. Now, frankly, I think it's sort of a crime that there are no
10. Republican Senators from the City of Chicago; and it seems to
11. me we all need to examine the reasons why. It seems to me
12. that Senator Washington has proposed something that's a solution...
13. that's been represented as the American way; and all at once,
14. all kinds of problems have been found with it, for a variety
15. of reasons, and we know what they are. But let's keep the
16. issue where it is; this is a legitimate complaint; it's a
17. legitimate request for redress, and I think it ought to be
18. approached on that basis. I would hope that those on the other
19. side of the aisle do recognize that this might be...an opportunity
20. to come forth with the kind of sensitivity that might result in
21. Republicans being elected in the City of Chicago as well as
22. elsewhere. This offers an opportunity, it seems to me, to be
23. unparalleled, I would hope you take advantage of it.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Washington may close. I'm sorry, Senator Nimrod, I...
26. Senator Nimrod.

27. SENATOR NIMROD:

28. Thank you, Mr. President. I just want to tell you that I'm
29. a suburbanite who was born and raised in Chicago, and I think,
30. we as Senators, do take some pride and are concerned about what
31. happens in this city, because regardless of what we do, when we talk
32. about Chicago and downstate; we're talking about the State of
33. Illinois. I'm not happy with the way I see things happening

1. over there, and I'm not a resident of that particular community;
2. but if I vote against this bill, it's not because I'm happy with
3. what the administration is doing.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Washington may close.

6. SENATOR WASHINGTON:

7. Thank you, Mr. President. Let me hasten to assure or
8. remind Senator Martin that I'm not a typical Democrat as cast
9. from the City of Chicago by any stretch of the imagination,
10. and if anyone perceives me as such, I have wasted a good deal
11. of my life. I joined you on the Blind Primary; I think I
12. voted for one out of the three, so I'm not a hidebound Democrat,
13. and in these days of hidebound Democratism, it is somewhat
14. refreshing to know that one isn't. Senator Gitz used the word
15. vindictive and that was echoed by our esteemed President, and
16. I assure you of all the words I've heard today, that word is
17. totally and completely out of place. It's amazing that those
18. from Chicago who have spoken against this bill, were the very
19. ones that fought against the election of this particular mayor,
20. and it appears that those from Chicago who are in support of
21. this bill, were in the forefront of the fight to cast Bilandic
22. out and bring in this unknown quantity which is now divulged
23. to us, called our present mayor. It's a strange twist of fate,
24. I would think. But I would think that if anybody had rights
25. and privileges in...this particular mayor, it's those who propose
26. this bill. Senator Grotberg alludes to the Struck case; and I
27. simply say this, that had that case been a matter of the City
28. of Chicago, it would not have been a case. Chicago is sui generis,
29. a class by itself. We have a tremendous body of law which
30. deals specifically and directly and exclusively with the City
31. of Chicago; all that law coming out of this State. So to me
32. that is somewhat of an irrelevant argument; but at best,
33. tenuous, and we have a Supreme Court to resolve that question.

1. Senator Mitchler calls it a comedy; I submit to you, Senator,
2. this is a tragedy. When you were saying...or some of you are
3. saying, hopefully with tongue in cheek, that the people of
4. the City of Chicago do not have a right to control their own
5. destiny; that's what it's all about. If you could possibly
6. understand the turmoil that exists in that city today; and the
7. total disenchantment with that closed form of government,
8. which has been well described by Senator Joyce, when talking
9. about his amendment, you wouldn't be so funny about this.
10. We have a city which cries for leadership; consistent,
11. dedicated, excellence is necessary. We have got nothing
12. like that in our city. You may cast this bill out, and say
13. oh, it's a big joke; but what you're doing is to...telling
14. three and a half million people from the City of Chicago, we
15. don't care what you do. Furthermore, it seems to me somewhat
16. ludicrous for Senators to say, I don't want, can't stand for,
17. and do not like recall; we're not talking about you at all.
18. You missed the point. You have nothing to do with this.
19. The best you can do is be an intelligent conduit; to place
20. in the hands of the people some mechanism where they can take
21. care of their own business. I don't think there's going to be
22. any rush to circulate petitions to get the mayor removed; but
23. don't you think a group of people that large should have the right
24. to get some surcease from their woe and that tragedy which is
25. going on. You don't have anything to do with this. I've
26. heard speaker after speaker for the last four years, get up
27. here and scream about the inviolability and the sanctedness
28. of referendum; that's all we're asking you for, to give the
29. people of the City of Chicago a right to referendum. I shall
30. end this as I started some weeks ago, by simply saying this,
31. there's only one question here, and you can't muddle it up,
32. you can't close it up and you can't duck the fact that there's
33. been tremendous pressure exercised on this side of the aisle

1. to kill this bill. I think, if for no other reason, the fact
2. that the Mayor of the City of Chicago would label this bill a...
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator...
5. SENATOR WASHINGTON:
6. ...a fetcher bill.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. ...your time has expired.
9. SENATOR WASHINGTON:
10. I'll...I'll come on down off the mountain. If for no other
11. reason the fact that she would call this bill a fetcher bill,
12. it didn't fetch anything but her big mouth; we are entitled to
13. some sanity in our city, and the people of the City of Chicago,
14. in their wisdom, know how to exercise their own rights. Why
15. should you stand in their way?
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator...
18. SENATOR WASHINGTON:
19. Vote Aye.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. The question is shall Senate Bill 1507 pass. Those in favor
22. vote Aye. Those opposed Nay. The voting is open. Have all
23. those voted who wish? Have all those voted who wish? Take
24. the record. On that question, the Ayes are 23, the Nays are 23,
25. 9 Voting Present. Senate Bill...a request to place the bill on
26. Postponed Consideration? Post...consideration will be post-
27. poned. Senate Bill 1517, Senator Davidson. Read the bill,
28. Mr. Secretary.
29. SECRETARY:
30. Senate Bill 1517.
31. (Secretary begins to read title of bill)
32. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Just a moment. That show's over, but there's another
2. one starting, folks. Let's have some order. Continue, Mr.
3. Secretary.

4. SECRETARY:

5. (Secretary continues reading title of bill)

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Davidson.

8. SENATOR DAVIDSON:

9. Mr. President and members of the Senate, this is one of
10. the more important bills you get to consider this Session.
11. This is a sale...a tax relief bill...real estate tax relief
12. bill for disabled and senior citizens. This is a bill which
13. I've held, 'cause they didn't want to talk about tax relief
14. last week, Monday, yesterday; now with the advent of an
15. amendment, there may be someone who wants to change their mind.
16. I say to you, let's talk about rise above partisanship. Let's
17. do something on tax relief for senior citizens and disabled.
18. This bill has the amounts of money that it takes to fund it in
19. the budget. It will give fifty thousand more families house-
20. hold tax relief. I urge you to vote Aye on this circuit breaker
21. bill which will give tax relief for the disabled and senior
22. citizens, and extend it to fifty thousand more homeowners...
23. households in this State. I urge a Yes vote.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Rock.

26. SENATOR ROCK:

27. Thank you, Mr. President and Ladies and Gentlemen of the
28. Senate. I rise, not in opposition to 1517, but I rise to re-
29. mind everyone that we, this morning, amended a bill, 1643, to
30. provide, I think, an alternative, and frankly a better alternative.
31. The House last year, as you will recall, sent over to us an
32. expanded circuit breaker program. The cost is a little bit
33. more than the Governor has indicated he wished, but it is a

1. broader based program. It will cover more households, it will
2. cover more renters and it will cover more of the disabled.
3. I think, frankly given the choice, our option should be for
4. 1643; and I would urge a Vote Present on Senate Bill 1517.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further discussion? Senator Davidson may close.

7. SENATOR DAVIDSON:

8. Mr. President and members of the Senate, there's nothing
9. wrong with sending two bills out; so there is an option. This
10. is a viable option; one which does have the amount of funding
11. in the appropriation bill, one which can start immediately,
12. one which would not invite a veto and have to fight again this
13. fall. There's nothing wrong with two alternates. That's what's
14. been going on, and I patiently held this bill, at the request
15. that tax relief bills would be considered, not for it to be
16. held for another option; and then this one not fly. If you
17. want both options, then let's send both bills out of here and
18. give the House and the Governor a choice, depending on which
19. one they want to choose on. This is a bill that does have the
20. funds available now; it does expand coverage to fifty thousand
21. more new households. I urge a Yes vote.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. The question is, shall Senate Bill 1517 pass. Those in
24. favor vote Aye. Those opposed Nay. The voting is open.
25. Have all those voted who wish? Have all those voted who wish?
26. Have all those voted who wish? Take the record. On that
27. question, the Ayes are 27, the Nays are none, 30 Voting Present.
28. Senate Bill 1517--Senator Davidson, do you wish postponed
29. consideration?

30. SENATOR DAVIDSON:

31. Postponed consideration.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Consideration will be postponed. Senate Bill 1518, Senator

1. Coffey. Read the bill, Mr. Secretary.

2. SECRETARY:

3. Senate Bill 1518.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Coffey.

8. SENATOR COFFEY:

9. Yes, Mr. President...

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Proceed.

12. SENATOR COFFEY:

13. ...yes, Mr. President and members of the Senate, Senate

14. Bill 1518 amends the State Sales Tax to reduce the four percent

15. sales tax on gasohol to a zero percent the first year. It's

16. set on a scale from...June 30th, 1983, that there are...

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Just a moment, Senator. Will the members break up all

19. the caucuses. Will the members please be in their seats.

20. Well, now, we're not going to...proceed.

21. SENATOR COFFEY:

22. ...although the sales tax on...gasohol will be removed

23. the first year, it will be phased back in one percent a year

24. and will be automatically added back on by the year of 1985...

25. July 1st, 1985. This will not affect the RTA or the local

26. sales tax, as has been...a question that has been asked of

27. me several times. The effective date of this bill is October

28. 1st, 1980. This Senate Bill, 1518, defines gasohol, which

29. means motor fuel containing at least ten percent alcohol,

30. which is alcohol obtained from agricultural products or

31. by-products. The purpose of this bill is to provide...provide

32. for a strong incentive for gasohol production and distribution

33. now, by removing all the sales tax and then gradually phasing

1. the tax back in. During 1979, at least eighteen other states
2. provided tax breaks for gasohol. Several of those states
3. adopted the approach similar to what we have before us today.
4. I'll be glad to answer any questions, and if no questions, I'd
5. ask for a favorable roll call.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Jerome Joyce.

8. SENATOR JEROME JOYCE:

9. Yes, thank you, Mr. President. I rise in support of this.
10. I think one of the most important things that this bill does,
11. and then I have...Senate Bill 1500 that does the same thing,
12. maybe in a little different way, is that it does give a des-
13. cription and put in our Statutes, the definition of gasohol.
14. Today in the Wall Street Journal there is this story that...
15. of all the urban states, California, New York and Illinois
16. are the...only ones that do not describe in the...in their
17. Statutes what gasohol is. My bill would...would have some
18. penalties if they weren't...if this wasn't right; so, I...
19. I think this is a good concept and would urge support of
20. this bill.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Egan.

23. SENATOR EGAN:

24. Yes, thank you, Mr. President and members of the Senate.
25. I rise in support, Senator Coffey, of your bill; as I will
26. rise in support of Senator D'Arco's bill. We have two im-
27. portant bills to take from sales tax, that which the Governor
28. will allow; as much as we can, so that we further the cause
29. of including alcohol in gasoline in Illinois to alleviate the
30. situation from the...from the mid-east, if you will. I...I want you to
31. know that I will support both bills.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Bruce, Senator Bruce. Senator Maragos.

1. SENATOR MARAGOS:
2. Mr. President, will the sponsor yield to a question?
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. He indicates he will.
5. SENATOR MARAGOS:
6. You stated in your remarks in support of this bill that
7. it would include...you did not put the amendment to lessen
8. the definition of...gasohol to less than ten percent, is that
9. correct?
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Senator Coffey.
12. SENATOR COFFEY:
13. Yes. Originally in the bill, it specified ten percent
14. or more; the amendment that Revenue had asked me to put on
15. would have...would...deleted that part and we Tabled that
16. amendment. It is no longer there.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Senator Maragos.
19. SENATOR MARAGOS:
20. Does this bill in any way give any greater relief, or
21. lesser relief, to any components of that gasohol that's less
22. than ten percent alcohol?
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Senator Coffey.
25. SENATOR COFFEY:
26. No, it does not. Ten percent or more.
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Senator Maragos.
29. SENATOR MARAGOS:
30. In that case, I, too, arise in favor of this piece of
31. legislation, because it not only will create a good atmosphere
32. for encouraging our...our crops and our grain industry in the
33. State of Illinois; but also, it will make us less dependent

1. on foreign oil; and I also, rise in support of this measure.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Gitz.

4. SENATOR GITZ:

5. A question of the sponsor, please.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Coffey respond...will respond.

8. SENATOR GITZ:

9. Senator, I...I like the intent of the bill; in fact, I

10. use gasohol myself. I have one concern, which is the heart

11. of my...my query; and that is, is there any mechanism in this

12. bill to indicate the passings of this savings along to the

13. consumer? I am sure that that is the intent, to lower the

14. price at the pump. Is there a mechanism, in terms of people

15. who might realize the sales tax benefit, but not realize any

16. benefit to the consumer in this legislation?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Coffey.

19. SENATOR COFFEY:

20. Yes, well, Senator Gitz, in this piece of legislation,

21. it does not designate that they...that the reduction be made,

22. but it does..and the reason for this is to make it more com-

23. petitive at the station, and they can raise their prices

24. even more now; and I think the intent is to bring it down

25. within a cent or two of other fuels, now, and I'm sure many

26. of the companies are going to alcohol plants now and hoping

27. that it will be a...an addition to the fuel they now have.

28. And it will benefit for those communities that have allocation

29. problems now; it'll add ten percent to those allocations, which

30. hopefully, will be better for each community that has that

31. problem.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Gitz.

1. SENATOR GITZ:

2. Well, Mr. President and members of the Senate, I am not
3. speaking in opposition to this bill; but I would like to
4. point out something that we ought to take into very serious
5. consideration in every one of the alcohol fuel bills.
6. I think it is a much better approach to repeal and phase-
7. back in the sales tax than the motor fuel tax, and the
8. sponsor has a very clean bill that way; but you know, when
9. they eliminated the motor fuel sales tax in Cook County for
10. RTA, I dare say I did not hear one indication of where that
11. had been passed on. Now, my only concern, Senator Coffey,
12. and I do intend to support this legislation; but I must
13. confess to you great skepticism that we will realize any
14. of that savings being passed on. For example, one of the
15. dealers in my area, who shall remain nameless in this debate;
16. when I asked him, I said, if we took this tax off, would we
17. see a difference in the pump price? And he said, probably
18. not. Now, it may be argued that..I'm certain that there are
19. legitimate dealers in this State who would pass that on,
20. in which case the intent of the legislation is met; but I
21. am very troubled, and I would hope that we would take a close
22. look at this issue in terms of those people who will, basically,
23. pocket the difference which you are giving them to make it a
24. more competitive alcohol fuel source. Because if that is to
25. occur, then the very thing that we seek to do, namely expand
26. the use, will be slowed down if not terminated.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Knuppel.

29. SENATOR KNÜPPEL:

30. Mr. Chairman, a little gasohol in my coffee, please.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? Senator Coffey may close.

33. Oh, you're under the Calendar. Senator McMillan.

1. SENATOR MC MILLAN:

2. It probably would be best if I stayed under the Calendar,
3. because I rise in opposition to the bill. There's some
4. absurd thinking afloat, which says that if we can just...

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Just...just a moment, Senator. The right side of the
7. Chamber, my right side, and I see that our great Secretary
8. of State is here...but that...there's an awful lot of...noise
9. to my immediate right. Proceed, Senator McMillan.

10. SENATOR MC MILLAN:

11. ...Mr. President and members of the Senate, I do rise
12. in opposition to the bill. There has been afloat in this
13. State for some time, the mistaken notion that if we could
14. just monkey with the tax structure with regard to gasohol,
15. that all of a sudden every station would offer it, all of
16. a sudden every automobile driver would buy it, all of a sudden
17. every farmer would have his problems solved, because his corn
18. stalks and corn and everything else would be produced into
19. gasohol, and all of a sudden everything would be taken care
20. of. In fact, if there's any one thing that's responsible
21. for the energy problem we have in this country, it's
22. because of Federal Government screwing around with the
23. pricing mechanism through taxes, price controls, et cetera.
24. The only way that gasohol is ever going to become used by
25. people is if they decide that it is an alternative that's
26. wise and one that's competitive. We can take the...one tax
27. off today and bring it back tomorrow, we can mess around
28. with some other tax the next day, and we're, frankly,
29. not going to do anything other than try to make politicians
30. look good, further mess up our tax system which, as a sales
31. tax, is getting to look more and more like an unfinished cross-
32. word puzzle, and in the long run, everybody is going to have
33. hope, and nobody will experience any improvement in the supplies

1. of energy, in the availability of alternatives, and in making
2. it any cheaper or more easy for somebody to move an automobile
3. or a truck down the road. I know this is well intended;
4. we've had all kinds of testimony that this kind of action will,
5. in fact, solve our problems and will make gasohol available to
6. everybody. In fact, it's not going to work, ever, until
7. people decide they want to turn to it because it's a better
8. alternative.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Geo-Karis.

11. SENATOR GEO-KARIS:

12. Mr. President and Ladies and Gentlemen of the Senate,
13. I happen to use gasohol in my car; I use less than three-quarters
14. of a tank coming two hundred and forty-three miles away, and
15. I've had much better mileage, it's cleaner, it's less pollusive.
16. ...Sure you can. And I can tell you, that in this bill the
17. effective date is...there no percentage taken off for gasohol
18. until June 30th, 1982; and then it's phased-out. The RTA and
19. the local sales taxes are not affected. How long are we going
20. to continue to be dependent on the OPEC countries for their
21. petroleum? It's high time that we did support a bill of this
22. nature, because your Federal Government already has four cents
23. off on every gallon of gasohol, and we will not be starting
24. it until 1982, and we need this help; because whether you like
25. it or not, alcohol...is made for renewable sources, and it
26. is a good source of fuel; combined with your gasoline, it
27. makes more gasoline and you conserve petroleum that way. I
28. support this bill wholeheartedly and commend Senator Coffey
29. for it.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Coffey may close.

32. SENATOR COFFEY:

33. Yes, I'm going to close very briefly, because I think

1. everybody is ready for the question, but to Senator Gitz.
2. Senator Gitz, I will be with you one hundred percent if
3. this does not...if we see this thing happening, and they
4. don't mark this gas down where it's more competitive, I'll
5. be the first one in there to change this legislation; and
6. back to...Senator McMillan. I just want to point out one
7. thing, the Illinois Bell Company has had a test going for
8. the last year, and I don't want to go into the...long debate;
9. but the overall testing results indicate that gasohol fuel
10. obtained 4.8 percent better gas mileage. This is the reason
11. we want to leave incentives at the pump, so they will try
12. it and find out these results. They are now going from
13. thirty automobiles to eight thousand automobiles. I would
14. ask for a favorable roll call. Thank you.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. The question is shall Senate Bill 1518 pass. Those in
17. favor vote Aye. Those opposed Nay. The voting is open.
18. Have all those voted who wish? Have all those voted who
19. wish? Take the record. On that question, the Ayes are 53,
20. the Nays are 4, 1 Voting Present. Senate Bill 1518, having
21. received the constitutional majority, is declared passed.
22. Senator Wooten, for what purpose do you arise?

23. SENATOR WOOTEN:

24. Amid the chaos, on a point of personal privilege, Mr.
25. President.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. State your point.

28. SENATOR WOOTEN:

29. The Illinois State Medical Society is meeting in a
30. legislative conference today; four doctors from my district
31. are here along with an old classmate, Dr. Bob Wells. They
32. are in the gallery, I'd like them to stand and be recognized,
33. please.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Please stand and be recognized. Senate Bill 1538, Senator
3. Lemke. Read the bill, Mr. Secretary.
4. SECRETARY:
5. Senate Bill 1538.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator Lemke.
10. SENATOR LEMKE:
11. What this bill does is amend the Revenue Act to allow
12. the county board or municipal government, given the option
13. upon a majority vote of the elected members, to abate up to
14. twenty-five percent of real estate and personal property
15. taxes owed by any new business for specific period of years.
16. This...this bill is designed to promote business to the
17. State of Illinois. Twenty-two states already have this
18. legislation, and this legislation is good for Illinois because
19. it will make it competitive with the other states and allow
20. local governments to give real estate tax savings to businesses
21. to locate in the State of Illinois. I ask for a favorable vote.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator McMillan.
24. SENATOR MC MILLAN:
25. A question of the sponsor, please.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. He indicates he will respond.
28. SENATOR MC MILLAN:
29. Isn't there a provision in this bill that requires the
30. State to reimburse any local unit of government that would
31. lose revenue by the fact that the county board or the municipal
32. government relieved the particular business of...a percentage
33. of it's real estate tax liability?

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Lemke.

3. SENATOR LEMKE:

4. That's true. What this bill does is takes the tax
5. money that's paid locally and brings it back into the local
6. government. It takes State dollars to help local government
7. survive and maintain their county boards so they can get
8. business in the counties and so it doesn't desert the State...
9. since...since the State's revenues have increased and
10. county revenues have decreased, this bill only makes it
11. equitable amongst...for the counties to get back that money
12. they are losing and since the income tax keeps climbing and
13. we keep raising it, this bill will make some of that money
14. go back into local government so real estate taxes can be held
15. to a low; and also so business will go into those counties
16. and local governments.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator McMillan.

19. SENATOR MC MILLAN:

20. Well, the answer to the question is...is accurate, but
21. I think every member of the Body should realize that this
22. calls upon the State to make up, in terms of payments to local
23. units of government, the amount of money that's lost by this
24. program. There's also another provision in here, which to
25. me doesn't seem to make sense. It isn't benefiting Illinois
26. as opposed to other states; this would allow the county board
27. of DuPage County to lure all kinds of industry out of Cook
28. County into DuPage County. It can go from one county to another.
29. This isn't taking it from Tennessee or from New York or New
30. Jersey; it allows it to go from one county to another. I know
31. the bill is well intended, I know we have talked about the
32. rotten business climate in Illinois and the fact that we would
33. like to do something about it; but, in fact, this does two

1. things, it costs the State more and requires the State to pay
2. for any losses that accrue to any local unit of government; and
3. secondarily, it allows one county to go into direct warfare
4. with another. I don't think that accomplishes anything for
5. the good of the people of the State of Illinois.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Gentlemen, we have the following Senators that have
8. requested to speak: Senators Shapiro, Schaffer, Bowers and
9. Berning. We'll take them...Senator Bowers removed his name.
10. Senator Shapiro.

11. SENATOR SHAPIRO:

12. Well, Mr. President and Ladies and Gentlemen of the
13. Senate, what I say may be repetitious cause I really feel
14. that Senator McMillan covered most of the adverse points of
15. this bill. It is a bad bill, and probably the worst feature
16. of it is that the local...the county board is the one that
17. sets the length of time that the real estate taxes will be
18. abated. In other words, it could go on forever, with the State
19. making up the difference, as I read the bill. The second point
20. is that there's no...definition of business entity. And that
21. could mean anything at all; and third, and assuredly, most
22. important, is the fact that the State would have to make up the
23. loss of local income with State dollars, and as pointed out
24. previously, this could go on forever. I think it's a bad bill;
25. it's just as bad as it was last year, and should be defeated.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Berning.

28. SENATOR BERNING:

29. A question of the sponsor, please, Mr. President.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. He indicates he will yield.

32. SENATOR BERNING:

33. Senator, I realize that it may be semantics, when you say

1. that the abatement...that an abatement is...is proper under
2. the bill, and I can't pick the line out right now, but
3. would that not be in conflict with Article IX, Section 2;
4. and let me read that to you to refresh your memory: "in
5. any law classifying the subjects or objects of non-property
6. taxes or fees, the classes shall be reasonable and the subjects
7. and objects within each class shall be taxed uniformly."
8. Wouldn't this be contrary to the constitutional requirement
9. for uniformity of tax, when an abatement is provided?

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Lemke.

12. SENATOR LEMKE:

13. Well, I...I don't think so, Senator Berning; because
14. in 1978, Cook County approved a thirteen year tax break for
15. new and expanding industries in areas of substantial un-
16. employment. The ordinance provided for...that
17. they would be assessed sixteen percent of the value, rather
18. than forty percent. And this is in depressed, high unemploy-
19. ment areas. And, that...that...there's no question about
20. that provision not being...as being unconstitutional. I
21. don't think we set up classes here; we're just saying they're
22. abating the tax and they're getting...instead of collecting
23. the money from the new business coming in, they're getting
24. that money back from the...from the State of Illinois; that's
25. all, we're not taxing people at different levels. We're
26. just saying that's abatement; and the money is coming back.
27. They're paying a tax..only the State of Illinois is paying
28. part of that tax to encourage that business to locate in that
29. local area. I think it's...Cicero...and as far as being
30. competitive, I think it is...I think it's good for competition
31. in the State of Illinois. I think counties and local governments
32. should compete for business. I think they'll start getting
33. more interested in bringing business to Illinois if there's

1. competition amongst local governments.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Berning.

4. SENATOR BERNING:

5. Well, you may be right; but I...I have grave doubts about

6. this being a proper procedure; but I will agree with you that

7. it might cause industries and business to shift, and we've

8. had several shifts from Cook County to Lake County that we'd

9. be happy to have you take back.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Knuppel.

12. SENATOR KNUPPTEL:

13. Mr. Chairman and members of the Body, most people in

14. the State of Illinois believe...believed that when we passed

15. the income tax, that personal property would be taken off...

16. personal property tax, and it was; but most people thought

17. that the income tax was to replace the personal property tax.

18. I consider this a brilliant move on the part of Senator Lemke.

19. It will encourage businesses to come into this State, and

20. if there is come complaints about war between counties, I'm

21. sure in his infinite wisdom, he will accept appropriate

22. amendments.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Maragos.

25. SENATOR MARAGOS:

26. We only have to look across the border, especially to

27. those who come from St. Clair County, to realize what St.

28. Louis and Missouri has done in this area; and you should,

29. therefore, vote and support this measure, because it is a...

30. step in the right direction.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Is there further discussion? If not, Senator Lemke

33. may close debate.

1. SENATOR LEMKE:

2. I ask for a favorable vote for this good piece of tax
3. limitation in...on businesses so we can encourage business
4. in the State of Illinois.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. The question is shall Senate Bill 1538 pass. Those
7. in favor will vote Aye. Those opposed vote Nay. The voting
8. is open. Have all voted who wish? Have all voted who wish?
9. Have all voted who wish? Take the record. On that question,
10. the Ayes are 35, the Nays are 19, 2 Voting Present. Senate
11. Bill 1538, having received the constitutional majority, is
12. declared passed. Senate Bill 1631, Senator Rupp. Read the
13. bill, Mr. Secretary. For what purpose does Senator Rhoads
14. arise? Senator Rhoads.

15. SENATOR RHOADS:

16. Do we have a recall list, Mr. President, because other bills
17. were being recalled when their number came up? I have to recall
18. 1559.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. I understand they have been doing it, Senator Rupp, if we
21. can pull it out of the record for the minute, and go back to
22. Senate Bill 1559 for Senator Rhoads. That has to be...well, I
23. guess...Well, Senator why don't we go through 1631, then get
24. back to your bill and recall it. Senate Bill 1631, Senator Rupp.

25. SENATOR RUPP:

26. Yes, Mr. President, I ask leave to return Senate Bill 1631
27. to 2nd reading for purposes of amendment.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Is leave granted for the recall of Senate Bill 1631 to
30. the Order of 2nd reading for purpose of amendment? Leave is
31. granted.

32. SECRETARY:

33. Amendment No. 7, offered by Senator Rhoads.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Rhoads.

3. SENATOR RHOADS:

4. Thank you, Mr. President and members of the Senate. This
5. is a technical amendment. It does not change the total dollar
6. amount; it does, however, break out for both the central office
7. and for the regional offices those funds which are payable out
✓8. of the General Revenue Fund, and those payable out of the
9. Civil Preparedness Administrative Fund. The reason I did this,
10. we had some trouble tracking who was working where last year
11. in this agency, and I'm hoping that this will improve that...
12. our ability to track personnel and I would ask for its adoption.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Is there any discussion? If not, Senator Rhoads moves
15. the adoption of Amendment No. 7 to Senate Bill 1631. Those in
16. favor will indicate by saying Aye. Those opposed. The Ayes
17. have it. Amendment No. 7 is adopted. Any further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. 3rd reading. For what...3rd...

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23.

(End of reel)

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3rd reading. Just a minute. Senator Carroll, for what purpose do you arise?

SENATOR CARROLL:

While it's on the Order of 2nd, we were seeking to Table Amendment No. 5, which we had discussed with the sponsor yesterday. The purpose being that we have not received...we have... no...we...if not, can we bring it back to Table that? There's a question of whether there's a usage of General Revenue Funds. We had not gotten a letter from Doctor Bob changing the fiction book for the use of General Revenue Funds. So, we were going to Table the amendment that provided General Revenue Funds with the understanding that it can be brought back if...cause we have not seen such a letter. If you would proceed to put it on 3rd, and then we could bring it back later.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The agreement is to move it to 3rd for 3rd reading, bring it back if needed for possible amendment. 3rd reading. We have at this point two other bills that wish to be brought back to 2nd reading for purposes of an amendment. Senate Bill 1500 and Senate Bill 1559. Is leave granted? Leave is granted. Senate Bill 1500, Senator Joyce.

SENATOR JEROME JOYCE:

Yes, Mr. President, thank you. I would like to Table Amendment No. 2 to Senate Bill 1500, that was the...the part that exempted the alcohol portion of gasohol from the seven and a half cents a gallon tax.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Joyce moves to Table Amendment No. 2 to Senate Bill 1500. All those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 to Senate Bill 1500 is Tabled. Any further amendments?

1. SECRETARY:
2. No...
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. 3rd reading.
5. SECRETARY:
6. No further amendments.
7. PRESIDING OFFICER: (SENATOR SAVICKAS)
8. Senate Bill 1559, Senator Rhoads.
9. SECRETARY:
10. Senate Bill 1559, Amendment No. 2 offered by Senators
11. Buzbee, Regner, Carroll, and Sommer.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Senator Rhoads...or Senator Buzbee.
14. SENATOR BUZBEE:
15. Thank you, Mr. President. This is an amendment which
16. Senators Regner, Sommer, and Carroll are co-sponsors with me
17. on. This addresses the reporting aspects of the Scholarship
18. Commission. As you know, we have had fantastic amount of
19. trouble with the Scholarship Commission, in this Body and
20. ...and in particular, in the Appropriations process. They
21. are getting a new executive director, they have several
22. new members of the commission, itself. We believe that they're
23. making every attempt to turn things around, we can only give
24. them time to see if, in fact, they are able to accomplish the
25. turn around. But what this amendment does is, that it makes
26. the Scholarship Commission report through the Board of Higher
27. Education just like the four senior institution systems have to
28. report through and just like the community college system has
29. to report through. It also makes the chairman of the commission
30. or the chairman's designee a member of the Board of Higher
31. Education, so that they will have representation as a member
32. of the Board of Higher Education, and then it says that the
33. commission shall submit its proposed budget to the Board
of Education...Higher Education as provided, defining its

1. powers and duties, making an appropriation therefore and
2. repealing an Act herein named. It's a very simple amendment.
3. It says for the purposes of this section, the State
4. Scholarship Commission is under the jurisdiction of the Board
5. of Higher Education in that they shall submit their budget
6. proposals and so forth. And it also says that the budget
7. proposal of the State Scholarship Commission shall contain
8. data on current programs, and anticipated programs. Now,
9. we have had some considerable confusion about this amendment.
10. I indicated to Senator Rhoads quite some time ago that it
11. was my understanding that the commission was going to discuss
12. this proposal, and that they were going to take a vote. They
13. did, Senator Rhoads has information that they are opposed
14. to this amendment. I met with five...or I met with all of
15. the members of the commission except one, I guess it's
16. five of the six as did Senator Martin, and Senator Regner,
17. and Senator Netsch, and several other members on this Floor
18. about four days ago back in that little ante room, at which
19. time they all indicated to me that they favored this proposal,
20. and so quite frankly, Senator Rhoads, I'm a little confused,
21. because they told me they thought it was a good idea that
22. they submit their budget, and that they report through just
23. like the other institutions do. But they reported to you
24. that they voted against it. So, I don't know who to believe,
25. but they sat there, five of them, and told me to my face that
26. they favored the proposal. So, I'm going on that word and
27. quite frankly, I don't care whether they favor the proposal
28. or not, because them or their predecessors have been a part
29. of the problem, a major part of the problem. This will make
30. them report through like every other institution of
31. higher education in this State through the Board of Higher
32. Education. I think it's a good idea, and I think it's high
33. time we get on with it.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Rock.

3. SENATOR ROCK:

4. Thank you, Mr. Chairman...I mean, Mr. President, and
5. Ladies and Gentlemen of the Senate. I rise in opposition
6. to Amendment No. 2. As everyone, I'm sure, is pretty well
7. aware, I am no fan of the Board of Higher Education. And
8. to take this commission and its function and kind of graph
9. them into that unwieldy system seems to me not good public
10. policy. The Scholarship Commission, I think, as unhappy
11. as some of us are with its functioning and the fact that
12. it...its computer seems to break down with some regularity,
13. the fact is, that this is not an institution, it is a
14. commission set up for the purpose of funneling to those students
15. deemed worthy, much necessary financial support. Has nothing
16. whatever to do with the Board of Higher Ed., and frankly,
17. this amendment should be defeated. I urge a No vote.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Maragos.

20. SENATOR MARAGOS:

21. The concern I have about this amendment, Mr...Mr. President,
22. and members of the Senate, is the fact that if we think we have
23. problems now with the Scholarship Commission we'll have even
24. double once it becomes a part of another hierarchy and another
25. bureaucratic endeavor. I think that we should all be very
26. careful that we should...when looking into this whole area, that
27. we don't confuse the issue even more than it has been in
28. the past. It also bothers me very frankly, in that when we give
29. this power to the...the Board of Higher Education, there might
30. be a conflict of interest arising in this respect, that they are
31. going to be sitting to judge the commission which gives them
32. the scholarships, which feeds their troughs, and I think we
33. should watch it very carefully and that's why at this time I
oppose this amendment.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Rhoads.

3. SENATOR RHOADS:

4. A question of the sponsor of the amendment.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. He indicates he will yield.

7. SENATOR RHOADS:

8. Senator Buzbee, do you also have another amendment filed
9. on this bill, and if so, how...assuming this amendment went
10. on or were defeated, how does the second amendment you have
11. filed mesh with the first one?

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Buzbee.

14. SENATOR BUZBEE:

15. No, I do not have a second amendment filed. I have a
16. another one which I may file, however, Senator, which just
17. will really give it to them, in that it will make them be
18. appointed by the Governor. I haven't filed it yet, I'm going
19. to wait and see what happens on this one.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Rhoads.

22. SENATOR RHOADS:

23. Well, you better...file it in a hurry, Senator, because
24. today is the day. Like Senator Rock, I rise in opposition to
25. Amendment No. 2. The committee meeting that I referred to,
26. Senator Buzbee, was one that took place a week ago Monday. And
27. at that meeting this proposal was brought up and the information
28. I had was that it received only two affirmative votes. Now,
29. maybe it was presented in that meeting in a different way than
30. you presented it...you said four days ago, that you had met with
31. five of these commissioners. I don't know what the straight
32. story is either, but like you, I don't care, as to what their
33. current position might be, because I oppose the idea. I do

1. so because this commission ought to be independent. It ought
2. not to be under the Board of Higher Education, and frankly, if
3. it were, speaking from my own bias, and you know what that is,
4. I don't think that independent higher education would have
5. the kind of input that it is entitled to have if...if this
6. commission were structured under the BHE, with its tax based
7. public education bias. Also, I don't know why this substantive
8. approach would be put on..onthis particular bill, when it could
9. have been introduced on its own, perhaps it was, I don't know,
10. and what the status of that legislation is I don't know, but
11. I don't see that it belongs on this bill, and I would ask
12. for a No vote.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Is there further discussion? Senator Regner.

15. SENATOR REGNER:

16. Yes, Mr. President, and members. I rise in absolute
17. total full support of this amendment. A comment was made about
18. the Board of Higher Education not being the place, because
19. of their operation not being right, but whoever made that
20. statement I...tell you, I remember the universities...how they
21. ran rampant through the General Assembly even worse than they
22. do now in earlier years. Until the Board of Higher Education
23. got some muscle and did straighten out their operation to some
24. extent, not totally. The current board of the Scholarship
25. Commission, I'll define them this way. We met with them last
26. week, there are five new mopes, replacing five old mopes. Under
27. this current Board and its operation, I'm absolutely convinced
28. there'll be no improvement made. The Scholarship Commission
29. is one of the worst run agencies there is, and I'm...absolutely
30. convinced it will continue that way. The only thing we can do
31. ...the only thing we can do...my handler is talking. The
32. only thing we can do, is take some step forward, put them under
33. the Board of Higher Education for their budgetary approval, and

1. maybe it will be straightened out somewhat. We cannot leave
2. it to themselves, because they don't have the capabilities or
3. the abilities to do it. I urge the adoption of Amendment No. 2.
4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Is there further discussion? If not, Senator Buzbee
6. may close debate.

7. SENATOR BUZBEE:

8. Thank you, Mr. President. Senator Rhoads, in addressing
9. your...that the Scholarship Commission support or lack thereof,
10. or opposition, or lack thereof, or whatever, that they expressed
11. to you, and that they expressed to me. I gave one of the
12. members of the commission a copy of my amendment, which I
13. understand he presented at the meeting. They told you they
14. voted against it, they told me, five of them sitting in that
15. room, right there, last Thursday, they told me they endorsed
16. the concept. Now, I don't know how you can be against the
17. amendment when they tell you, and they tell me they endorse
18. the concept. I'm...I am completely confused, but that's
19. nothing new about the Scholarship Commission. I have been
20. confused about them and their staff since the day that I
21. came here. This is an honest attempt, it would put the
22. Chairman of the Scholarship Commission or the chairman's
23. designee as a member of the Board of Higher Education, a voting
24. member. This is an honest attempt to make them somewhat
25. fiscally responsible as the universities and the community
26. colleges have to be fiscally responsible to the Board of
27. Higher Education. Right now, they're fiscally...they are
28. fiscally irresponsible. They have been fiscally irresponsible
29. as long as I have been here. They give salary increases that
30. are absolutely horrendous. They have incompetency running
31. rampant. The new members of the commission have indicated
32. they're going to try to change that. I don't know if they're
33. going to or not. But this will once and for all say that, the

1. Board of Higher Education will have budgetary oversight
2. on the Scholarship Commission. I don't understand why the
3. advocates of private higher education feel so threatened
4. by this amendment. It is not threatening to them, other
5. than it makes them fiscally responsible. I submit to you
6. it's a good amendment, and ought to be approved.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. The question is, shall Amendment No. 2 to Senate Bill
9. 1559 be adopted. Those in favor will vote Aye. Those opposed
10. will vote Nay. The voting is open. Have all voted who wish?
11. Have all voted who wish? Take the record. On that question,
12. the Ayes are 18, the Nays are 27. None Voting Present.
13. Amendment No. 2 to Senate Bill 1559, having failed to receive
14. the majority is declared lost. Any further amendments?

15. SECRETARY:

16. Amendment No. 3 offered by Senator Rhoads.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Rhoads.

19. SENATOR RHOADS:

20. Well, Mr. President, if we're going to...if we're going
21. to have our battles, might as well have them all on one bill
22. today. Amendment No. 3, has the effect of nullifying the
23. committee amendment which struck down the maximum scholarship
24. award to nineteen hundred dollars. Now, the formula that has
25. been used for years by the Scholarship Commission, this year
26. would have indicated a maximum award of twenty-two hundred
27. dollars. In negotiations with the Bureau of the Budget, that
28. was brought down to two thousand dollars, and that level was
29. the level which was supported by the Board of Higher Education
30. and the Scholarship Commission. The administration subsequently
31. wanted to bring it down to nineteen hundred dollar level, and
32. that was the level that was adopted in committee. Now, what
33. we're talking about, is about 2.7 million dollars for every

1. hundred dollar increment. The difference between what the
2. Board of Higher Education had originally endorsed and what
3. the Scholarship Commission had originally endorsed and what
4. I am proposing in this amendment, and the Governor's level,
5. is one hundred dollars on the maximum award, or 2.7 million
6. in the total. Now, I don't think it's too much to ask to
7. go for an extra 2.7 million for students, when we've provided
8. this year already a fifty-six million dollar increase for
9. faculty in the original Governor's proposal, and with Senator
10. Buzbee's nine percent solution we've actually added to that
11. by several million more dollars up to a neighborhood of about
12. sixty-three million. Now, that's for faculty, not for students,
13. that's for faculty. This is for students, these are for the
14. people who are trying to get an education. I think it's a
15. reasonable request, in fact, two hundred dollars below what
16. the formula would have called for, and I ask for a favorable
17. vote on Amendment No. 3.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? Senator Davidson.

20. SENATOR DAVIDSON:

21. Mr. President, and members of the Senate. I rise in opposition
22. to this amendment. As a member of the committee which adopted
23. this amendment which he's trying nullify, and I've been a
24. supporter of the not-for-profit private institutions all
25. the years I've been here, including being a graduate from one
26. of them. I think this is a reasonable compromise that we
27. came to. It's a hundred dollar increase in this year. We're
28. going from eighteen hundred up to nineteen hundred. It is within
29. the budget allowance. It's something that they can start
30. processing now. If this goes on, and it goes through the
31. House and if the Governor would then put an amendatory veto,
32. they're not able to react to this until we are back in November
33. to take action one way or the other. I urge the defeat of this

1. motion, and leave at the compromise level that we sent it
2. out of the committee with, which is a hundred dollar a year
3. increase from this year. Admittedly, it's a hundred dollars
4. down from the two thousand that's in the bill, but it is an
5. increase of a hundred dollars. And I urge a No vote on this
6. amendment.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Weaver.

9. SENATOR WEAVER:

10. A question of the sponsor.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. He indicates he will yield.

13. SENATOR WEAVER:

14. Senator Rhoads, what percentage of the total scholarship
15. dollars goes to the privates?

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Rhoads.

18. SENATOR RHOADS:

19. I can't answer that right now, Senator Weaver. I think
20. it would vary somewhat from year to year, it would have to.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Weaver.

23. SENATOR WEAVER:

24. Well, what percentage of the students are in private
25. institutions?

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Rhoads.

28. SENATOR RHOADS:

29. The answer is the same, I can't answer your question.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Weaver.

32. SENATOR WEAVER:

33. Well, I think that you'll find that the privates get seventy

1. percent of the scholarship dollars with thirty percent of
2. the students, and you're only going to compound the inequities
3. by raising the total dollar level.
4. PRESIDING OFFICER: (SENATOR SAVICKAS)
5. Senator Bloom.
6. SENATOR BLOOM:
7. Thank you. A question...
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. He indicates he will yield.
10. SENATOR BLOOM:
11. ...with the sponsor. Okay. Senator, is this indexed?
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Senator...
14. SENATOR BLOOM:
15. Is this indexed?
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. Senator Rhoads.
18. SENATOR RHOADS:
19. No, it's not indexed per se, Senator. I...one of the
20. arguments I made to the Rules Committee was that we ought
21. to look at this each year because of the escalating cost. But
22. it is not indexed to a specific figure.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. Senator Bloom.
25. SENATOR BLOOM:
26. Well, I said that somewhat facetiously. Can you share with
27. us how much this has grown over the last four years?
28. PRESIDING OFFICER: (SENATOR SAVICKAS)
29. Senator Rhoads.
30. SENATOR RHOADS:
31. I handled the bill last year, Senator. I think at that
32. time we raised the cap on the full time awards about a hundred and
33. fifty dollars.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Senator Bloom.
3. SENATOR BLOOM:
4. Well, was this...you know, when you say the bill, I mean
5. didn't we have two supplementals to this commission in the
6. last twelve months?
7. PRESIDING OFFICER: (SENATOR SAVICKAS)
8. Senator Rhoads.
9. SENATOR RHOADS:
10. On the appropriation bill. Now, this is...this here...
11. this is the substantive bill. Yes.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Senator Bloom.
14. SENATOR BLOOM:
15. Yes, I'm aware of that, but I...I just wanted to see
16. how...if you could share with us, how much growth there has
17. been in this.
18. PRESIDING OFFICER: (SENATOR SAVICKAS)
19. Senator Rhoads.
20. SENATOR RHOADS:
21. Well, I'm...I'm not sure that the...if you're implying
22. that the problems have resulted as a...as a direct result of
23. increasing the cap on the award, I...I think that most of
24. the testimony has been that that's not been the case, it's been
25. due to other factors; accepting late applications, and so forth.
26. PRESIDING OFFICER: (SENATOR SAVICKAS)
27. Senator Bloom.
28. SENATOR BLOOM:
29. Well, I...my concern with this commission is, that they
30. keep saying that they cleaned their act up. Yet as recently
31. as last week some of the commissioners trotted down here, and
32. as proof that they'd cleaned their act up, they had searched
33. and found a replacement, a new Boyd, if you will, and it was

1. someone who is making forty thousand dollars at the University
2. of Illinois and he will now run this commission to the tune of
3. forty-eight thousand dollars a year. And I question whether this
4. is cleaning their act up.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Rhoads, do you want to respond to that?

7. SENATOR RHOADS:

8. Well, I...I can in closing. Senator, I'm not standing here
9. as an apologist for every action of the commission. I...I think
10. that what we're talking about here, is assisting some students
11. and .at a dollar level that would be consistent with the way
12. the inflation has gone up in the last year.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Rock.

15. SENATOR ROCK:

16. Thank you, Mr. President, and Ladies and Gentlemen of the
17. Senate. I rise in support of Amendment No. 3. It seems to
18. me that in terms of our commitment to higher education in this
19. State, part of that commitment is to private higher education.
20. And an increase of this, is not only warranted, it's badly
21. overdue, and I urge an Aye vote.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Carroll.

24. SENATOR CARROLL:

25. Thank you, Mr. President, and Ladies and Gentlemen of the
26. Senate. A question of the sponsor, if he will yield?

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. He indicates he will.

29. SENATOR CARROLL:

30. Senator Rhoads, since there is some confusion, this is, in
31. effect, the formulabill, and not the appropriation itself.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Rhoads.

1. SENATOR RHOADS:

2. No, Senator Carroll, it is not. The formula bill...now
3. Senator Davidson had used the word compromise before, the formula
4. called for twenty-two hundred dollars. The compromise was
5. two thousand dollars. The Governor's Office, and Bureau of
6. the Budget brought it below...one hundred dollars below that
7. level. Twenty-two hundred would be what the formula would call
8. for. So, this is not the formula bill, it's the original
9. endorsement of BHE and the commission.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Carroll.

12. SENATOR CARROLL:

13. My point or question is, this does not relate to the total
14. dollars we will be giving directly the Scholarship Commission.
15. This determines what their maximum grant will be. In that
16. sense it's a formula as opposed to the appropriation of the
17. ninety-two or eighty-six or eighty-one million that's also
18. being bandied around. He's nodding his assent. All right.
19. Is it not true then, if we raise the level from nineteen hundred
20. to two thousand, regardless of who agreed to it, the mere
21. fact of raising the level from nineteen hundred to two thousand
22. without throwing in five, six, seven, million dollars into the
23. funding bill, means less students will be served because the
24. Scholarship Commission works on a first come first serve basis.
25. First guy in gets his award, two-thirds of their dollars do
26. go to the privates, approximately. So, that two-thirds of the
27. utilization are at the higher levels of per person award, because
28. the tuitions are higher in the privates. Therefore, if we are
29. giving two thousand dollars per student who applies on a first
30. come first serve basis less people will be served, unless we
31. can come and add seven or eight million dollars to the appropriation.
32. Is that right?

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rhoads.

1. SENATOR RHOADS:

2. Not...not entirely, Senator Carroll. If you'll look on
3. your Calendar, on page 2, Senator DeAngelis has been holding
4. Senate Bill 1578 on 2nd reading until we first disposed of this
5. matter. Now, I think by some convoluted logic you could
6. arrive at the conclusion you just arrived at. I choose not
7. to arrive at it. What you're saying is, that if the...if...
8. if the Scholarship Commission were doing its job properly,
9. what we should be providing for additional in Senate...Senate
10. Bill 1578, is 2.7 million dollars. If they continue in the
11. slipshod manner that they have in the past, it might have
12. the undesirable effect of...that you just described. Again,
13. I say the same to you that I said to Senator Bloom, I'm not
14. standing here as an apologist for the way the commission has
15. operated in the last two years. I'm particularly unhappy my-
16. self with what they've done to the Merit Scholarship Bill. But
17. I...I don't think it's...that the problems...although it might
18. have the result that you're indicating, that the problems are
19. due to raising the...the cap on the award. The problems are
20. due to...to management problems.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Carroll, your time has run out.

23. SENATOR CARROLL:

24. All right. It just seems to me that in...in rather than
25. as a question, it's not only a management problem as long as
26. they continue a first come first serve, and we raise the maximum
27. they can give without providing extra dollars, obviously out
28. of that pool less people can be served. And I think that's
29. an adverse effect, I think that's the wrong effect we want to
30. do with the peoples' money. If we're going to be serving less
31. people because we're giving more money per person, I don't think
32. that's what we should be about.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Is there...is there further discussion? If not, Senator
2. Rhoads may close debate.

3. SENATOR RHOADS:

4. Briefly in closing, Mr. President. I think in response
5. to Senator Carroll, the people we want to be serving are de-
6. serving students, those who get their applications in on time,
7. those who are in need, and those who can benefit from these
8. scholarships. And that's...there's no disagreement about that,
9. that's the only thing that anybody wants, and we do want those...
10. their dollars, their awards this year to buy the same amount
11. of goods and services that they bought last year, and they won't
12. be doing that even with this increase. I think it's a minimum
13. thing that we can do for these students, and I would ask for
14. your Aye vote.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. The question is, shall Amendment No. 3 to Senate Bill 1559
17. be adopted. Those in favor will vote Aye. Those opposed
18. will vote Nay. The voting is open. Have all voted who wish?
19. Have all voted who wish? Have all voted who wish? Take the
20. record. On that question, the Ayes are 32, the Nays are 17.
21. None Voting Present. Amendment No. 3, having received the
22. majority vote is declared passed. Any further amendments?

23. SECRETARY:

24. Amendment No. 4 offered by Senator Buzbee.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Buzbee.

27. SENATOR BUZBEE:

28. Thank you, Mr. President. Amendment No. 4, is now technically
29. incorrect given what we just did to...oh, it's not...oh. I am
30. incorrect. The amendment is correct. The amendment does two
31. things. It puts the level back at nineteen hundred dollars,
32. and it makes the...it abolishes the Scholarship Commission,
33. and says that the Governor with the advice and consent of the

1. Senate, shall appoint a Director of the State Scholarship
2. Commission. I'm sorry, it doesn't abolish them, it still
3. leaves them there. The director shall be charged with the
4. sole authority to administer and perform on all duties and
5. responsibilities of the State Scholarship Commission which
6. are superseded by this Amendatory Act of 1980. The director
7. shall be compensated at the rate of forty thousand dollars
8. per year, perhaps that's a little bit low, given the re-
9. sponsibilities, and we may have to up that in the House if
10. we can get this on. And it also says that the Scholarship
11. Commission shall be an advisory body to the director and
12. to the Governor. I submit to you it's good legislation, and
13. I would move its adoption.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there further discussion? Senator Hall.

16. SENATOR HALL:

17. Will the sponsor yield for a question?

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. He indicates he will.

20. SENATOR HALL:

21. Senator, I think I better...this is another question I was
22. going to ask you something about Scholar...Commission, but you're
23. talking about the amendments. So, this wouldn't be germane to
24. the amendment. So, I'll just hold it.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Rhoads.

27. SENATOR RHOADS:

28. I'm sorry, was the question addressed to Senator Buzbee or
29. myself?

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. No it's your...you pressed the button to speak on the
32. subject.

33. SENATOR RHOADS:

1. Well, it's difficult to speak on this amendment, Senator
2. Buzbee, without a copy of the amendment in front of me. We
3. talked a little bit earlier about vindictive pieces of leg-
4. islation. By your own admission, out of your own mouth on your debate
5. on the other amendment, you're saying that well, I'm really
6. going to do it to them on this one, and that apparently is
7. what you're trying to do. Now, I would like to work with
8. you, and...let's...let's back off a little bit for just a
9. minute. You know, because you've heard me say in committee,
10. I share many of the same gripes that you do about the Scholar-
11. ship Commission, and we do have new management personnel
12. as well as new commissioners coming on board. I want to
13. see it work a lot better than it has. I was resentful of their
14. opposition to Senator Martin's bill last year on this C
15. average. I've been resentful to the administrative way that
16. they fouled up, in my opinion, the Merit Scholar Bill. There's
17. a lot of things that are wrong with that commission, and I...
18. that I agree with you, but I don't think this...this all out
19. assault on the commission is the way to go, and I would have to
20. oppose this amendment and ask for a No vote.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Regner.

23. SENATOR REGNER:

24. Yes, Mr. President, and members of the Senate. This
25. is quite ironic listening to Senator Rhoads' speech, because
26. last year I had a bill in all by itself, not as an amendment,
27. to do this very thing, and Senator Rhoads voted Yes last...
28. last year on the bill. Unfortunately, it was killed in the...
29. in the House but it did...did pass here as a separate piece
30. of legislation. You know, the interesting thing, a little
31. bit of history about this spending, when we met with them
32. last week, the Scholarship Commission, they admitted that
33. their calculations showed that with the...the expected recession

1. they'd have more kids going to school that don't want to
2. work, and they'd need about seven million dollars more. So,
3. they're already predicting a seven million dollar short-fall
4. if, in fact, we do give them the eighty-six million dollars
5. that they...they requested in the original...in the budget
6. book. So, lo and behold, we're going to be seven million
7. dollars short there, we're going to add this kind of...or
8. not have this amendment on, where they're under some
9. kind of control, and we're going to have another 2.7 million
10. dollars. So, we're talking about ten million dollars that
11. this great Body of the Scholarship Commission has already
12. acknowledged that they are in error. And their errors go on
13. they go on, and they go on. On the defaulted scholarship
14. loan program, two years ago we investigated that, and there
15. were about seventeen thousand students in defaults on their
16. loans, four hundred State employees that were defaulted.
17. We passed a resolution asking the Auditor General to do a
18. special audit, he did, he came up with a number of recommendations.
19. The Scholarship Commission really adhered to them, because lo
20. and behold what do we have this year?. This year we have over
21. twenty thousand on the default list, and on almost five...almost
22. six hundred State employees that are defaulting on their
23. loan guarantees, and that's the way this Scholarship Commission
24. has been operating under the current structure. It has to
25. be changed, it must be changed, and I urge the adoption of
26. Amendment No. 4.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Rock.

29. SENATOR ROCK:

30. Yes, thank you, Mr. President, and Ladies and Gentlemen of
31. the Senate. I rise in opposition to Amendment No. 4. It is,
32. in some respects, very similar to Amendment No. 2 which was
33. already defeated. Additionally this purports to setup a Czar

1. of the Scholarship Commission, a director, and throughout the
2. thirty-four pages that encompass this amendment, every...the
3. commission is lopped off, and we now have a director who does
4. ...makes all the moves. So, we are setting up a czar for this
5. scholarship money. I don't think that, frankly, the position
6. is very well thought out. This is a matter of policy that
7. should be addressed on its own merits or demerits and I would
8. urge opposition to Amendment No. 4.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Collins. Senator Nimrod.

11. SENATOR NIMROD:

12. Yes, I just have to address myself to the fact that I
13. know on the Appropriations Committees we have been telling
14. each of these departments about the...those that are in
15. default, why then are we passing these budgets if those depart-
16. ments have not responded to those six hundred people?. And
17. why are we trying to blame the...the commission here for the
18. fact...a default on a particular group. I think that we're
19. trying to mix two things together here. I just feel that this
20. ought to be an independent commission. We ought to address
21. it directly and...and handle it the same way until they can
22. get straightened out. I just think that...if they made new appointments
23. of the new commission members, I think we ought to hear and
24. see how they perform.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Is there further discussion? If not, Senator Buzbee may
27. close debate.

28. SENATOR BUZBEE:

29. Thank you, Mr. President. Senator Rhoads, in response to
30. your accusation of vindictiveness, I confess vindictiveness
31. when it comes to the Illinois State Scholarship Commission.
32. I am completely vindictive against them. I don't know any
33. other way to say it. They are inefficient, they are inept,

1. they are overpaid, and I'm sure there are a lot of other good
2. adjectives which decorum and...and just good common
3. sense precludes my using here today. This commission, the
4. employees of the commission, have not done the job they've
5. been charged with. I was a little...I...I was shocked by
6. Senator Nimrod's comments of why should the Scholarship
7. Commission try to get back the defaulted loans they gave
8. out. Now, if they're not supposed to do it, I don't know
9. who is. They have twenty thousand defaulted loans
10. now, they're not getting them back. The time has come
11. for us to once and for all say that we're going to straighten
12. the Scholarship Commission out. Now, quite frankly, I had
13. a lot of hope with these new appointees. One of them is from
14. my district, a man who puts an awful lot of his own free
15. time into State government, he doesn't get paid for it, he
16. just was appointed to the State Scholarship Commission. I
17. had a lot of hope, but quite frankly, that hope is waning
18. given the dichotomy that they have presented to Senator
19. Rhoads and I. They tell him one thing and they tell me just
20. exactly the opposite as to whether they supported my amend-
21. ment or not. I submit to you this is a good amendment. It
22. ought to go on, we'll make the Scholarship Commission advisory.
23. We'll let the Governor appoint the director, and make the
24. ...and make them responsible to the Board of Higher Education,
25. I would call for a favorable roll call.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. The question is, shall Amendment No. 4 be adopted. Those
28. in favor will vote Aye. Those opposed will vote Nay. The
29. voting is open. Have all voted who wish? Have all voted who
30. wish? Take the record. On that question, the Ayes are 17, the
31. Noes are 33. None Voting Present. Amendment No. 4 having
32. failed to receive a majority is declared lost. Any further
33. amendments?

1. SECRETARY:
2. Amendment No...Amendment No. 5 offered by Senator Regner.
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. Senator Regner.
5. SENATOR REGNER:
6. Yes, Mr. President, and members. Senator Martin has
7. her amendment ready now. So, I would like to withdraw my
8. amendment.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Are there...are there further amendments?
11. SECRETARY:
12. Amendment No. 5 offered by Senator Martin.
13. PRESIDING OFFICER: (SENATOR SAVICKAS)
14. Senator Martin.
15. SENATOR MARTIN:
16. Yes, this is a four...a four line amendment. It says that
17. to receive an, Illinois State Scholarship the recipient shall
18. maintain a C average. It excludes the freshman year from that
19. computation. It is in response to a feeling that certainly
20. a C average is something that a student should maintain to
21. receive, in effect, free dollars for a scholarship. Now, do
22. not misunderstand, I happen to believe giving Illinois State
23. Scholarships is a good idea. I had one when I went to school
24. and I couldn't have finished school without it. But I don't
25. think it unreasonable to expect a C average, that is all. We
26. passed this bill before. It deletes the freshman year...to talk
27. about the fact that some kids have difficulty adjusting: If they've
28. got a D average, a D-minus average, they should not be receiving
29. taxpayer money, period.
30. PRESIDING OFFICER: (SENATOR SAVICKAS)
31. Is there further discussion? Senator Collins.
32. SENATOR COLLINS:
33. Thank you. A question of the sponsor, please. Senator

1. Martin.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. She indicates she will yield.

4. SENATOR COLLINS:

5. How...how many schools state that the State Scholarships
6. are...are...qualifies for the State Scholarships allows students
7. to maintain the low or C average in order to stay in school?

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Martin.

10. SENATOR MARTIN:

11. I will...I cannot give you an exact number. With my
12. discussion with State schools and a number of private schools
13. a number of them had that...they had that requirement themselves,
14. but a number did not. If, in fact, most of them said, that if
15. the student remained in school since there was no other direction
16. from the Illinois General Assembly they allowed them to keep
17. the scholarship. If a school required a C average to stay
18. in school, that, of course, would be their right, but many
19. schools do not. When it's taxpayer money, I don't think it's fair.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Collins.

22. SENATOR COLLINS:

23. I...I don't know of any public schools that...that
24. allow a student to be below more than two semesters or
25. one semester with a C average.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Rhoads.

28. SENATOR RHOADS:

29. Thank you, Mr. President, and members of the Senate. I
30. rise in support of Amendment No. 5 to Senate Bill 1559. Senator
31. Martin did have a separate bill last year that was in. I
32. voted for that one at that time. Senator Regner, I don't remember
33. the other roll call vote you alluded too, if you can produce

1. the roll call, I'll be happy to eat those words. But with
2. respect to Senator Martin's amendment, I think it is a
3. reasonable minimum standard to ask and I support it.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Walsh.

6. SENATOR WALSH:

7. Mr. President, and members of the Senate. Just briefly in
8. opposition to the amendment. I think that this amendment in...in
9. some respect, smacks of elitism because...and certainly the
10. Senator from Rockford is...is elite. I don't...I don't believe
11. that we should legislate the...the grade point average that
12. a student must maintain in order to qualify for a scholarship.
13. To me the only criterion should be need and that's what it is
14. now. If an individual institution has some other standards
15. which it opposes in order to keep a student enrolled, sobeit,
16. but a C average at one...or a C grade at one school might be
17. an A grade at another school, and to provide that a student
18. maintains a C at one school might indicate that he would be
19. a D student at another school. It's not the type of thing...
20. I don't think that a student should be required to do. I think
21. you might find that...that maybe the school itself with the
22. student either going to be expelled or not expelled because he
23. didn't receive a...a C grade is not in the best interest of
24. the student. The sole criterion should be need. If the student
25. demonstrates need he should receive the assistance, and I urge
26. a No vote.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Vadalabene.

29. SENATOR VADALABENE:

30. Yes, Senator Martin. Just a brief question, and I rarely
31. ask anyone a question. I do have an Honorary Degree in Law, and
32. I never did get anything above a C-minus in my entire high
33. school career, and never went to college. I was wondering, is

1. the c-minus category listed in the C's?
2. PRESIDING OFFICER: (SENATOR SAVICKAS)
3. Senator Martin.
4. SENATOR MARTIN:
5. Senator Vadalabene, because of your extraordinary ability
6. and your individuality you accepted no State scholarship money.
7. So, it really wouldn't be an issue.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Senator Vadalabene.
10. SENATOR VADALABENE:
11. The question was, you said C average, I'm saying C-minus.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Senator Martin.
14. SENATOR MARTIN:
15. On the average that would be about a 2.5 on a 4. or a 3.
16. on a 5. If you had less than that would that have meant...
17. would you have qualified to receive a scholarship? The answer
18. is no, you would not have.
19. SENATOR VADALABENE:
20. No, not me. I'm past that. I'm talking about now. Would
21. a C-minus qualify for a scholarship?
22. PRESIDING OFFICER: (SENATOR SAVICKAS)
23. Senator Martin.
24. SENATOR MARTIN:
25. They grade...although we give them letter grades it's really
26. on a numerical basis. A C-minus would not, if you convert it
27. to the numbers, be a C quite...no, they wouldn't
28. SENATOR VADALABENE:
29. That was my question, thank you.
30. PRESIDING OFFICER: (SENATOR SAVICKAS)
31. Is there further discussion? Senator Nimrod.
32. SENATOR NIMROD:
33. Just a comment on this. It seems to me that probably a
scholarship ought to mean something, and for those that cannot

1. get a scholarship from the State they can always go get a...
2. get a loan and borrow the money until they can get back on the
3. basis of maintaining a C average. So, it's not like they have
4. to leave the school, but then they ought to have had to pay
5. some penalty if they can't, at least, maintain a C average.
6. They can go borrow the money, of the twenty-five hundred dollars
7. that's available to them.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is there further discussion? If not, Senator Martin
10. may close debate.

11. SENATOR MARTIN:

12. I would make a correction, too. It's been pointed out to
13. me, Senator Vadalabene, in virtually every school we can think
14. of on final grade reports there are not minus and pluses but C, B,
15. A, so that the question might be moot. I'm not going to take
16. a lot of your time. If, indeed we reached a time where to ask
17. for C averages...suddenly being accused of being an elitist, so
18. be it. We're not talking about loan money, we are talking about
19. that strange word scholarship money. If we want to give these
20. kids more, because of inflation, let's not be giving taxpayer
21. money to those who really are not warranting it by their
22. efforts. A C average exclude the freshman years so that they
23. have a time to adjust, and let's do what's fair to the people
24. we represent.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. The question is, shall Amendment No. 5 to Senate Bill
27. 1559 be adopted. Those in favor will vote Aye. Those opposed
28. vote Nay. The voting is open. Have all voted who wish?
29. Have all voted who wish? Take the record. On that question,
30. the Ayes are 30, the Nays are 23. 1 Voting Present. Amend-
31. ment No. 5, having received a majority is declared adopted.
32. Any further amendments?

33. SECRETARY:

No further amendments.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. 3rd reading. While we're on the Order of 2nd reading,
3. we have a motion to recall Senate Bill 1665, 1666, and 1902
4. back to the Order of 2nd reading for amendments. Is leave
5. granted? Leave is granted. Senate Bill 1665. Just a moment,
6. Mr. Secretary. For what purpose does Senator DeAngelis arise?
7. SENATOR DeANGELIS:
8. A...a personal privilege.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. State your point.
11. SENATOR DeANGELIS:
12. I withheld many...comments, until all the amendments
13. were heard. But as a new Senator, the first calls that I received
14. when I first got into office were from people regarding the
15. status of their scholarships. And I've heard a countless dialogue
16. about how bad that Scholarship Commission is. And at the risk
17. of being accused of trying to solicit a gold star by Senator
18. Carroll, I want to point out that in the process of trying
19. to find out that information, the Scholarship Commission came
20. out to my office walked both myself and my legislative
21. assistant through the process, responded to all our inquiries,
22. told us where all the banks...that were making student loans, and
23. Senator Buzbee, I don't share the criticism that you made of that
24. Scholarship Commission.
25. PRESIDING OFFICER: (SENATOR SAVICKAS)
26. Senate Bill 1665. Read the bill, Mr. Secretary.
27. SECRETARY:
28. Amendment No. 8 offered by Senator Sommer.
29. PRESIDING OFFICER: (SENATOR SAVICKAS)
30. Senator Sommer. Senator Carroll.
31. SENATOR CARROLL:
32. Since today, Mr. President, and Ladies and Gentlemen of
33. the Senate, seems to be the intra-party fight day, this amend-
ment is a technical amendment deleting East Peoria for an

1. armory and inserting in lieu thereof, Peoria or East Peoria.
2. Bloom and Sommer seem to be in a little bit of fight where
3. the armory is going to be, and it couldn't be resolved, and
4. Senator Sommer, in his good graciousness, has said since he snuck
5. in East Peoria when the bill was in committee and Bloom finally
6. caught on, they would make it Peoria or East Peoria and let the
7. two armories fight it out. Then I would move adoption of
8. Amendment No. 8.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Is there further discussion? If not, the question is,
11. shall Amendment No. 8 be adopted. Those in favor indicate by
12. saying Aye. Those opposed. The Ayes have it. Amendment
13. No. 8 is adopted. Any further amendments?

14. SECRETARY:

15. No further amendments.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. 3rd reading. Senate Bill 1666.

18. SECRETARY:

19. Senate Bill...Amendment No. 2 offered by Senator Carroll.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Carroll.

22. SENATOR CARROLL:

23. Thank you, Mr. President, and Ladies and Gentlemen of the
24. Senate. This amendment would bring Senate Bill 1666, the
25. authorization bill, to the level of authorization as approved
26. by the various capital bills, the reapprop and new approp bills,
27. and put that in the same dollar figure and move it along in that
28. level. I would move adoption of Amendment No. 2 and be willing
29. to answer questions.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is there further discussion? If not, the question is,
32. shall Amendment No. 2 be adopted. Those in favor indicate by
33. saying Aye. Those opposed. The Ayes have it. Amendment No.
2 is adopted. Any further amendments?

1. SECRETARY:
2. No further amendments.
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. 3rd reading. Senate Bill 1902, Senator D'Arco. Read the
5. bill, Mr. Secretary.
6. SECRETARY:
7. Amendment No. 4 offered by Senator D'Arco.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Senator D'Arco.
10. SENATOR D'ARCO:
11. Thank you, Mr. President. Amendment No. 4 provides that
12. the underinsurance will be...not the excess anymore, but the
13. difference between the limits of the "at fault vehicle" less the
14. limits of the underinsured- vehicle. I think Senator Rupp
15. wants to address this amendment, although this amendment does
16. clarify all the other amendments.
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Is there further discussion? Senator Rupp.
19. SENATOR RUPP:
20. Thank you, Mr. President. I would suggest that this
21. particular amendment that he has in his hand, is technically in-
22. correct.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. Senator D'Arco.
25. SENATOR D'ARCO:
26. The amendment reads, Amendment No. 4, amend Senate Bill 1902...
27. I think after the number 1902 should be inserted the words "as
28. amended." So, if we could insert those words and amend...
29. amend Amendment No. 4 on its face, I would so move.
30. PRESIDING OFFICER: (SENATOR SAVICKAS)
31. Secretary indicates that he can accomplish that, if we get
32. leave from the Body. Is leave granted? Leave is granted. Mr.
33. Secretary. Senator D'Arco.

1. SENATOR D'ARCO:

2. I think Senator Rupp wants to address the amendment now.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Rupp.

5. SENATOR RUPP:

6. Thank you, Mr. President. Now, I worry about a particular
7. amendment that when we talk about underinsurance and then have
8. an amendment that sort of nullifies some of the procedure and
9. the workings of an underinsurance arrangement. There are some
10. instances in this case where various limits I might have on
11. my policy, there would not be any underinsurance provision. I
12. would not collect anything, even though I were paying a
13. premium. So, I think the bill should actually be held so
14. we could look at it further to work out other details on it,
15. and I ask that that be the way that the bill be handled. I ask that
16. it be held so that we can look at it some more.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? The motion is to adopt Amendment
19. No. 4. Oh, Senator D'Arco.

20. SENATOR D'ARCO:

21. Thank you, Mr. President. The problem is, that as the bill
22. was written, the cost of underinsurance, because it was the
23. excess and not the lesser amounts of liability, would be
24. prohibitive and that is why this amendment is being offered
25. so the cost to the consumer is reasonable and within his
26. market price to buy such insurance. I cannot allow the consumer
27. to pay fifty dollars more for underinsurance than he's paying
28. without it. If we don't put this amendment on and Senator
29. Berman testified yesterday that he paid seven dollars for under-
30. insurance coverage, and that is very reasonable. And under
31. this amendment that cost would be the actuarial costs for
32. underinsurance in your policy. But if this amendment doesn't
33. go on, the costs will be in excess of fifty dollars for under-

1. insurance, and no one will buy it. And you are getting...
2. you are being protected under this amendment. The question
3. is...

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator...

6. SENATOR D'ARCO:

7. ...how much protection will...can we afford?

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. All right. Further discussion on the motion? Senator
10. Bowers. May we have some order, Ladies and Gentlemen? Senator
11. Bowers.

12. SENATOR BOWERS:

13. A point of parliamentary inquiry. This is Senator Rupp's bill,
14. is it not? Oh...oh, I beg your pardon, I'm sorry. I thought
15. it was your bill.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Further discussion? The question is to adopt Amendment
18. No. 4. On that question..Senator Rupp.

19. SENATOR RUPP:

20. Thank you, Mr. President. I would like to ask that the
21. bill be held, because I do not feel that it is in condition
22. to be...to be voted on. It is not in proper shape. There are
23. many questions and puzzlements about it. There is no way that
24. I could tell you what the costs would be. I just think the best
25. thing would be to handle...is to hold it until we can look at
26. it further.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. We're only on the amendment stage and it would be held...
29. I think Senator D'Arco's request is to hold it until tomorrow.
30. Senator D'Arco.

31. SENATOR D'ARCO:

32. No, if...if he's saying the bill is not in...in the shape
33. it's supposed to be in, or if he's...if he's saying that the

1. bill is not understandable, he is incorrect, because he
2. understands the bill, and I understand the bill...

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. All right, Gentlemen, now...

5. SENATOR D'ARCO:

6. ...and we want to...you know it's not a question of understanding
7. the bill, it's a question of differences...

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. All right, the question is the amendment, Gentlemen. We...
10. unless both of you Gentlemen have spoken twice and a third time
11. ...can't we just get to the motion? Senator Rupp.

12. SENATOR RUPP:

13. Thank you, Mr. President. But his shape is different from
14. my shape. There isn't any question about that.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Let's just...we can get to the main motion. The motion is to adopt
17. Amendment No. 4. Those in favor say Aye. Opposed Nay. The
18. Chair is going to have a roll call. It seemed to me very closely
19. divided. Those...the motion is to adopt. Those in favor will vote
20. Aye. Those opposed will vote Nay. The voting is open. Have
21. all voted who wish? Have all voted who wish? Take the record.
22. On that question the Ayes are 29, the Nays are 21. Amendment
23. No. 4 is adopted. Further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. 3rd reading. We will now turn...return to Senate Bills
28. 3rd reading, page 4 of your Calendar. Senate Bill 1677.

29.

30.

31.

32.

(END OF REEL)

33.

1. For what purpose does Senator Maragos arise?

2. SENATOR MARAGOS:

3. I would like to have leave of the Senate to have Senator
4. Berman return and he'll call it at that time. Take it out
5. of order because he's on a special message for the President.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there leave to return to this as soon as Senator Berman
8. returns to the Floor? Leave is granted. Senate Bill 1678,
9. Senator Gitz. Hold. Senate Bill 1694, Senator Hall. Read
10. the bill, Mr. Secretary, please.

11. SECRETARY:

12. Senate Bill 1694.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Hall.

17. SENATOR HALL:

18. Thank you, Mr. President, and Ladies and Gentlemen of the
19. Senate. Senate...Senate Bill 1694 amends the Revenue Act in
20. regards to the amount of Real Estate Tax paid under protest
21. that may be held...withheld by the collector. Now, the
22. basis for this is that protested taxes are deposited to an
23. interest bearing account by the county tax collector, and the
24. earnings from said investment are then transferred to the
25. County General Fund by the county's tax collector. Once...
26. tax objections are adjudicated, and it takes approximately
27. eighteen months, this places an undue hardship on local
28. taxing bodies based on the fact that due to severe cash flow
29. restraints, most taxing bodies issue interest bearing warrants
30. in anticipation of collection of these taxes to local
31. banks or other institutions willing to purchase them,
32. thereby increasing the interest to be paid on these warrants
33. by local taxing bodies, and because of the retarded distribution

1. of these taxes from the county tax collector, this results in
2. an ever increasing burden on local government. Now, if
3. it is found that the amount deducted and held for a particular
4. tax year by the county tax collector, is not enough to
5. satisfy the amount sustained by the final...of the court
6. for that particular year, the county tax collector shall
7. deduct from the taxes of any year the amount needed to equalize
8. the distribution. And this is contained over a five year period.
9. whichever is the lesser. I ask your most favorable support
10. of this bill.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is there discussion? Senator McMillan.

13. SENATOR MCMILLAN:

14. Well. Mr. President, and members of the Senate. I do
15. rise in opposition to this bill, even though reluctantly,
16. because I realize fully the problem which a local unit of
17. government has if, in fact, for whatever reason, sound or
18. unsound, a large number of people pay their taxes under
19. protest. If a large number of people pay and if, in fact, that
20. amount is kept in...in escrow or whatever, and not turned over
21. to the district, it causes them a considerable problem. But
22. let's look at it the other way. Let's presume that a large
23. number of people file their taxes in protest for good reason,
24. either problems in the assessment process or something else
25. somewhere along the line. If they file them in protest and
26. if the funds under...under this third provision that Senator
27. Hall has asked to be amended to the process, if those funds
28. are turned over to the local unit of government and if they
29. are spent, then how in the world is the taxpayer, if, at some
30. later date, whatever was his objection...was...is declared to be
31. just and sound how is he ever going to get that money back?
32. It would solve the problem of local unit of government, but
33. somewhere, somehow the problem of the taxpayer has to be taken
into account, and this, in fact, would mean that his money would

1. be gone, and this, in fact, would mean that he has relatively
2. little chance of getting it back. It seems to me the bill,
3. the...the Statute as already written, does provide a couple
4. of different alternatives and it seems to me that we would be
5. unwise to go one step farther and provide that the district
6. would be able to go ahead and get its money, even though there
7. may have been ample reason for the taxes all to have been filed
8. under protest.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator Rock. Is there further
11. discussion? Senator Kenneth Hall may close.

12. SENATOR HALL:

13. Well, in answer to Senator McMillan up there. This
14. bill would free up needed tax dollars paid under protest and
15. held by the county tax collector, that exceeds one-half percent
16. of the total taxes collected or the amount equal to the average
17. tax objection maintained over the proceeding five years. All
18. we're trying to do, is just to lessen the burden that's on
19. local governments, and I should add also that in Cook County
20. there is a request that's been made that it would take up to
21. seven years in their case and maybe in some other places and
22. I'm amenable to...over in the House putting an amendment on to...
23. this came at the eleventh hour to free up that objection. I'd
24. ask your most favorable support of this bill.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. The question is, shall Senate Bill 1694 pass. Those in
27. favor vote Aye. Those opposed vote Nay. The voting is
28. open. Have all voted who wish? Have all voted who wish? Take
29. the record. On that question, the Ayes are 33, the Nays are
30. 23. Senate Bill 1694 having received the required constitutional
31. majority is declared passed. Senate Bill 1698. For what
32. purpose does Senator Collins arise? Senator Collins, having
33. voted on the prevailing side, moves to reconsider the vote by

1. which Senate Bill 1694 passed. Senator Berman wishes to place
2. that motion upon the Table. All in favor say Aye. Opposed
3. Nay. The Ayes have it. The motion is Tabled. For what
4. purpose does...Senator Berman, are you ready to go back to
5. your bill? All right. Senate Bill 1677, Senate Berman. Read
6. the bill, Mr. Secretary, please.

7. SECRETARY:

8. Senate Bill 1677.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Berman.

13. SENATOR BERMAN:

14. Thank you, Mr. President, and Ladies and Gentlemen of the
15. Senate. Senate Bill 1677 was introduced to respond to a potential
16. source of revenue for every county in the State. Unpaid Cor-
17. porate Personal Property Taxes, under the old law, there is a
18. large amount of that uncollected to some degree or other in
19. every county of the State. We find ourselves in an inflationary
20. period where the costs of money are climbing speedily. The
21. penalty rate for unpaid Corporate Personal Property Taxes still
22. stands as one percent a month. The purpose of this bill, is to
23. increase that penalty rate to do two things. Number one is to
24. bring it in line with the costs of money today, and number two,
25. is to encourage delinquent taxpayers to come in and make payments
26. of their unpaid Corporate Personal Property Taxes before the amount of
27. interest under this bill would be...would be incurred, so, that
28. they would have an incentive to pay up what they owe. As amended,
29. the bill provides that the one percent per month penalty would
30. be raised to two percent a month for those taxpayers that are
31. delinquent, that have...proceeded with the statutory requirements
32. of filing schedules, going to the Board of Appeals, or Board
33. of Review, and where there may be...still be litigation. This

1. was in response to the request by some of the large utilities
2. that have litigation still in the courts regarding contested
3. assessments of Personal Property Tax. But they have indicated
4. that they could live with a two percent a month penalty. For
5. those other persons, the many taxpayers that have refused to
6. pay their taxes that have not gone through the Statutory
7. procedures, this bill would increase that penalty to three
8. percent a month. That would be thirty-six percent per year.
9. I don't think that's that an outrageous figure when we're
10. talking about delinquent taxpayers, especially when those
11. of us who make legitimate purchases through, for example,
12. credit cards are paying twenty-one percent a year. So, I
13. urge a favorable vote. It's an important potential source
14. of revenue to every county in the State of Illinois. I'd
15. be glad to respond to any questions.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there discussion? Senator McMillan.

18. SENATOR MCMILLAN:

19. Mr. President, and members of the Senate. I would rise
20. in opposition to the bill. I think initially it's important
21. that we correct one statement made by the sponsor. He indicated
22. that there's a substantial amount of uncollected Personal Property
23. ...Corporate Personal Property Taxes in every county throughout
24. the State. The think the correct statement should have been
25. there is a substantial amount of uncollected Corporate Personal
26. Property Taxes in one particular county of the State, the rest
27. of the counties have done, in the past, an admirable job of collecting.
28. If this particular bill were to succeed in causing a lot of
29. Corporate Personal Property Taxes to be collected, I think those
30. of you who reside in the suburbs and those of you who believe
31. you've gotten taken time after time after time in squabbles
32. either between Chicago and the suburbs or downstate and the
33. suburbs, I think you ought to take a look at what potential

1. there is for you to be further ripped off. In the Corporate
2. Personal Property Tax Replacement Bill we passed last year,
3. the majority was very skillful in determining at the out-
4. set, a disproportionate share of those funds would be allocated
5. to Cook County. There's nothing in this bill that would
6. change that. There's nothing that we can do to change that,
7. but once the funds have been allocated to Cook County, then
8. there is an additional allocation that is based upon the
9. percentage of Corporate Personal Property Taxes collected in
10. the previous year. Anything that's done under this Act
11. to add to the amount of Corporate Personal Property Taxes
12. that might be collected in the City of Chicago, is just going
13. to take additional dollars away from the suburbs that already
14. suffer unjustifiably, as far as I'm concerned, under the Act.
15. Now, it isn't going to harm us downstate, but I think it's
16. time somebody said to the suburbs, all of the sudden the City
17. of Chicago is concerned about collecting the Corporate Personal
18. Property Tax, and the only reason I can see for it is, they're
19. going to continue to take a bigger whack out of their already
20. disproportionate share of the Corporate Personal Property Replacement
21. Tax. I would seek a No vote just on that basis.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? Senator Knuppel.

24. SENATOR KNUPPEL:

25. Mr. President, and members of the Body. Like Senator McMillan,
26. I think this is a problem of Chicago, and if it were limited to
27. Chicago, that would be all right. The Senator...the Senate
28. sponsor says that this will raise revenue. I don't think that's
29. the purpose of the penalty in any event. Secondly, he says at the
30. present time with high interest rates...this has been an experience
31. that's lasted sometime since January down to now. Interest
32. rates are on their way back down, twelve percent a year is a
33. substantial amount of money. I think we've all panicked here to

1. to raise bond interest and everything else. I think the bankers
2. and the money people in the State of Illinois have scared
3. the hell out of a lot of you, and we may be sitting here looking
4. at four percent interest in a year or two, or five percent interest,
5. particularly if we have a recession, and I see no reason at
6. all, when we're talking about tax relief, that as far as we're
7. concerned downstate that we should impose additional taxes rather
8. than have the tax relief we came here for. I don't see this
9. as good legislation. I think it's inconsistent with the leg-
10. islation that Senator Berning sponsored this afternoon, which
11. lowered interest rates from ten to six and eight percent, and
12. I think it's inconsistent with the legislation we just passed
13. of Senator Hall's.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Maragos. Senator Lemke, and Senator Savickas,
16. if you would move...

17. SENATOR MARAGOS:

18. Mr. President, and members of the Senate. I have high
19. respect for the previous speaker and the one before him, Senators
20. Knuppel and Senator McMillan. But if the downstate counties
21. don't have any concern about this bill, then why are they worried
22. about passing it, because there's nobody going to collect
23. any money from downstate counties. Personally I've become a
24. little tired, of the twelve years that I've been in the Leg-
25. islature...to hear about the so-called bad collections of Cook
26. County and the efficient collections of the other counties.
27. I'd like to state to you if you look at a piece of property in
28. Peoria, or in Decatur and compare the same property in Illinois...
29. in Cook County you'll find that the rate of assessment will
30. be higher, and that's why it was easier to collect it downstate
31. because you were not given maybe a fair assessment to begin
32. with. But that's beside the point, the Personal Property is
33. no longer on our books. But, we have many school children, we

1. have many municipalities, we have many areas right now, which
2. could use this money, and therefore not further burden the
3. Real Estate taxpayer. It doesn't hurt anybody except the
4. delinquent taxpayer, and this bill is a...step in the right
5. direction, and I ask you, therefore...if you in the downstate
6. counties are not concerned about your counties, then please
7. help us, then, to collect it in Cook County. Thank you.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Collins.

10. SENATOR COLLINS:

11. Thank you. A question of the sponsor.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Indicates he will yield. Senator Collins.

14. SENATOR COLLINS:

15. Senator Berman, this bill only deals with the collection
16. of those taxes as...introduced as an incentive for collection
17. of delinquent Personal Property Taxes under the old law before
18. the replacement, right? Okay. Then I rise in support of this
19. legislation, I think it is a good concept, because I do know
20. that...that not only the City of Chicago, but some...Oak Park
21. for example, having difficulty collecting the back taxes and
22. they are suffering right now, financial difficulty. I think
23. the bill is designed to provide an incentive for those
24. persons to pay their taxes, because it's more profitable now
25. to take the money and deposit it in the bank and at the same
26. time it's having tremendous impact on the cash flow of some
27. of the local municipalities. And I think it's a good concept,
28. and I hope it would provide the incentive for them to collect
29. their taxes and I ask for a favorable vote on this issue.

30. PRESIDING OFFICER: (SENATOR BURCE)

31. Further discussion? Senator DeAngelis.

32. SENATOR DeANGELIS:

33. Thank you, Mr. President. A question of the sponsor.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. He indicates he will yield. Senator DeAngelis.
3. SENATOR DeANGELIS:
4. Senator Perman, to what do you attribute the poor rate
5. of collections in Cook County?
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Berman.
8. SENATOR BERMAN:
9. Would you repeat the question?:
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Excuse me, Senator DeAngelis. May we have some order,
12. please ?
13. SENATOR DeANGELIS:
14. To what do you attribute the poor collections in Cook
15. County?
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Berman.
18. SENATOR BERMAN:
19. Notwithstanding some of the comments from candidates, I
20. think that that, in relation to this bill, is irrelevant. The
21. question is, are there taxes owed, and should we do everything
22. to try to collect them. I don't want to get into a political
23. debate on this bill. It is not a political bill.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator DeAngelis.
26. SENATOR DeANGELIS:
27. Well, with all due respect, Senator Berman, I don't want
28. to get into political debate, either. But I think the question
29. is relevant, because in assessing responsibility, we may, in
30. fact, determine how much delinquent Corporate Personal Property
31. Tax is out there. And I would still like to have an answer
32. to my question.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Berman.

2. SENATOR BERMAN:

3. The responsibility for the collection of the Corporate
4. Personal Property Tax is in the State's Attorney of each county.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator DeAngelis.

7. SENATOR DeANGELIS:

8. What if...what if, in fact, the assessments are either
9. incorrect or fictional? Are they still the State's Attorneys
10. responsibility?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Berman.

13. SENATOR BERMAN:

14. The State's Attorney is the...is the attorney to enforce
15. collection. If there is an inappropriate assessment, that is
16. up to the taxpayer to come in and to show what the proper
17. assessment is, and, in fact, hundreds of millions of dollars
18. have, in fact, been collected. This bill addresses the hundreds
19. of millions of dollars that have not been collected because
20. the people have not been brought into court or judgments have
21. not been enforced.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator DeAngelis.

24. SENATOR DeANGELIS:

25. Well, I don't agree with you fully, but would you, with
26. me, at sometime in the future, support a resolution calling
27. for an investigation of the Assessor's Office to find out
28. who is, in fact, responsible, or if they are, in fact, partially
29. responsible for the poor collection of Corporate Personal Property
30. Taxes in Chicago?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Berman.

33. SENATOR BERMAN:

1. In response to that, I would suggest to you that you had
2. the best vehicle to determine the propriety and accuracy of
3. assessments. That was Senate Bill 1674, that the Gentleman
4. to your rear led the opposition to and killed it in committee.
5. That would have put the collection into the hands of the
6. Attorney General of the State of Illinois after January 1.
7. You didn't even want to take advantage of that. So, don't
8. ask me to join in new resolutions. I gave you the best avenue
9. and your side killed it.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. I would remind the membership that we will progress best
12. if we keep our comments to the bills under consideration and
13. the offices that we hold. Senator Berning.

14. SENATOR BERNING:

A question of the sponsor.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. He indicates he will yield. Senator Berning.

17. SENATOR BERNING:

18. Senator, it has been my experience as a former county
19. treasurer, adjacent to Cook County where we always had much
20. dispute over the collection of Personal Property Taxes, that
21. the Personal Property Taxes in Cook County were constantly
22. being renegotiated, and the settlements were on a much lesser
23. figure than the assessed taxes. Now, my question has to
24. do with line 14, then, on page 5 where it says, "all taxes
25. assessed." Does that mean now then, that we can assume that
26. all the Personal Property Taxes at the figure assessed will
27. be subject to this interest until paid at that assessed
28. figure rather than a negotiated lower figure?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Berman. May we have some order, please? Senator Berman.

31. SENATOR BERMAN:

32. What the bill says is that when it...when the amount to be
33.

1. collected is determined...that might have been by a default
2. judgment . entered two, three, four years ago, that cannot
3. be vacated or it may be based upon a settlement negotiated
4. as other...Personal Property Tax cases are negotiated. What-
5. ever that amount that is to be paid will accrue interest at
6. the amount provided here, which would be three percent or
7. two percent.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Berning.

10. SENATOR BERNING:

11. That's the point that I wanted to clarify. You are saying
12. taxes assessed, now you are saying negotiated. Those are
13. vastly different figures. If your intent is to enforce the
14. collection of the Personal Property Taxes as assessed, with
15. no room for negotiation, then that is fine. If there is still
16. room for negotiation so that a two hundred dollar Personal
17. Property Tax Bill is settled on negotiation for six dollars
18. and fifty cents, then this bill is meaningless.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Berning...Berman.

21. SENATOR BERMAN:

22. To close? He didn't ask a question. I'll respond to
23. him later.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. All right. Further discussion? Senator Weaver.

26. SENATOR WEAVER:

27. Just wondered, Mr. President. What time Saturday, do we...
28. do we convene?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Saturday at ten o'clock, Senator. Further discussion?
31. Senator McMillan.

32. SENATOR MCMILLAN:

33. Mr. President, I wouldn't ordinarily talk a second time,

1. but having been referred to, at least twice, that should give
2. me a couple of opportunities. I think we ought to keep the
3. discussion on this particular bill, instead of the one that
4. Senator Berman referred to that did get killed, on a bi-partisan
5. basis. Our feeble four Republicans couldn't do it without
6. the help of an additional Democrat, which we got. So, don't
7. blame me. And number two, it was said that this bill doesn't
8. do anything to anybody. I would just point out to the suburban-
9. ites in Cook County, watch out, because if this, in fact,
10. succeeds in seeing more old Corporate Personal Property Taxes
11. collected in the City of Chicago, the money is going to come
12. out of your pocket. It won't hurt us downstate. For once, we
13. downstaters ought to side in and help the Cook County suburbanites.
14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Senator Berman may close.

16. SENATOR BERMAN:

17. I hope that I don't read Senator McMillan's comments as
18. urging the members of his side of the aisle to try to protect,
19. by a No vote, people that have avoided their legal responsibilities
20. to pay taxes. But that's what it sounded like to me. Now, as
21. to those Gentlemen from suburban Cook County, and Ladies, I
22. would suggest to you that your taxpayers are paying for the
23. operation of county government. This is a means for generating
24. revenue for county government to alleviate the pressures on other
25. taxes. It is a legitimate source of revenue. It is a legitimate
26. source because there are people that...that owe Personal Property
27. Taxes that have not paid them, and this brings up the penalty
28. rate to a reasonable level for tax avoiders. As to the question
29. of other counties, the...that really...the question is, is there
30. unpaid Corporate Personal Property Taxes in any amount, of course,
31. the major amount is in Cook. There are other counties that
32. can collect it. I would hope that this will give you the
33. incentive to get additional revenue for your counties. I
ask for an affirmative vote.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The question is, shall Senate Bill 1677 pass. Those in
3. favor vote Aye. Those opposed vote Nay. The voting is open.
4. Have all voted who wish? Have all voted who wish? Take the
5. record. On that question the Ayes are 31, the Nays are
6. 25. 2 Voting Present. Senate Bill 1677, having received
7. the required constitutional majority is declared passed.
8. Senator McMillan.

9. SENATOR MCMILLAN:

10. Request a verification, please.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. There's been a request for a verification. Will the members
13. please be in their seats. The Secretary will call those who
14. voted in the affirmative, and will the members please respond
15. when your name is called.

16. SECRETARY:

17. The following voted in the affirmative: Berman, Berning,
18. Bruce, Buzbee, Carroll, Chew, Collins, D'Arco, Daley, Donnewald,
19. Egan, Gitz, Hall, Johns, Jeremiah Joyce, Jerome Joyce, Lemke,
20. Maragos, McLendon, Merlo, Nash, Nedza, Nega, Netsch, Newhouse,
21. Sangmeister, Savickas, Vadalabene, Washington, Wooten, Mr. President.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator McMillan, do you question the presence of any member?

24. SENATOR MCMILLAN:

25. Senator Jerome Joyce.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Jerome has..has moved a seat or two. Question
28. the presence of any other member? On a verified roll call
29. the Ayes are 31, the Nays are 25. 2 Voting Present. Senate
30. Bill 1677, having received the required constitutional majority
31. is declared passed. Senate Bill 1698, Senator Berman. Senate
32. Bill 1712, Senator Grotberg. Read the bill, Mr. Secretary, please.

33. SECRETARY:

SB 1712
May 21, 1980
3rd reading

1. Senate Bill 1712.
2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Grotberg.

6. SENATOR GROTBORG:

7. Thank you, Mr. Chairman...Mr. President, and members of
8. the Senate. Senate Bill 1712, is some corrective language...
9. as we have nurtured the Municipal Code Chapter dealing with
10. commerical blight in conservation areas. We now have some
11. thirty municipalities dealing in the Revenue Bond remedy
12. available to them for blight in conservation areas of two
13. acres or more. Firstly, we have added...now becoming rather
14. standard language, we had a nine percent cap on the bonds.
15. We've added the language that Senator Vadalabene added down
16. south, nine percent per annum or seventy percent of the
17. prime commercial rate, in effect at the time the ordinance
18. is adopted, that is one portion of it. A further portion
19. is that we further describe the property in terms of
20. vacant and non-vacant land, it's been a problem. So, we define
21. that as it is defined in the Peoria Real Property Tax
22. increment allocation, the...the Act that we passed several
23. years ago to renew downtowns of Illinois. If you'll recall,
24. this is for non-home rule communities to allow them to
25. redevelop under Revenue Bonds for commercial residential
26. areas badly in need all over our State. I would answer
27. any questions. I would seek an Aye vote for this good
28. bill.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there discussion? Senator Keats.

31. SENATOR KEATS:

32. Thank you, Mr. President. I just wanted to ask the sponsor
33. a question. Does this include raising the rates on government

1. municipals?

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Grotberg.

4. SENATOR GROTBORG:

5. No.

6. PRESIDING OFFICER: (SFNATOR BRUCE)

7. Senator Keats.

8. SENATOR KEATS:

9. ...doing chnages. If you aren't raising the

10. rates you sure aren't making...sure as the devil aren't making

11. it more lucrative.

12. SENATOR GROTBORG:

13. No, it's got the nine percent or the seventy percent language

14. in it, but on these revenue...for instance, confession is good

15. for the soul. I have a project within this that I administer

16. for the out fit that I work for, so I'll declare any possible conflict.

17. But I can't possibly build residential for more than eight

18. percent money, so I can't build them anyway for a while, they're

19. dead. But there's some commercial properties with good possible

20. leases already promised that can very well pay over the prime

21. or whatever it is, at nine percent. This loosens that up so that

22. they...and it's all Revenue Bonds. And if the project won't

23. generate the money, the City Council won't pass the ordinance

24. anyway. So, it's...it's a market place phenomenon, Senator

25. Keats.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator Moore. Senator Moore.

28. I'm sorry, your light was on. Further discussion? Senator

29. Grotberg may close.

30. SENATOR GROTBORG:

31. Roll call.

32.

33.

(Following typed previously)

SB 1739
5/2/88
3rd reading

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The question is, shall Senate Bill 1712 pass. Those
3. in favor vote Aye. Those opposed vote Nay. The voting is
4. open. Have all voted who wish? Have all voted who wish?
5. Take the record. On that question, the Ayes are 47, the
6. Nays are 7. 1 Voting Present. Senate Bill 1712, having
7. received the required constitutional majority is declared
8. passed. Senate Bill 1739, Senator DeAngelis. Read the bill,
9. Mr. Secretary, please.

10. SECRETARY:

11. Senate Bill 1739.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator DeAngelis.

16. SENATOR DeANGELIS:

17. Thank you, Mr. President. I don't think this bill and
18. the companion bill with it, 1740, have to be explained. The bill has
19. been committed, caucused, reported, editorialized, praised,
20. criticized and altered. I also think, that the need for re-
21. form in this area does not have to be explained either. I
22. also don't think the bill is in its best form, but every effort
23. was made to secure the assistance of every responsible member
24. of this Body who were responsible enough to perceive the problem.
25. There are those here who oppose any change at all for obvious
26. reasons, and there are those who perceive the problem as being
27. exclusively political. But for those of you, like myself, who
28. are looking for a step in the right direction, I urge a Yes
29. vote, and I think we should keep our eye on this bill as
30. it progresses, and if in its final form it is not satisfactory,
31. then...take that action later on. I urge a Yes vote on this
32. bill.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Donnewald.

2. SENATOR DONNEWALD:

3. Yes, Mr. President, and members of the Body. This is a
4. culmination of an effort...a bipartisan effort on behalf of
5. our floundering industry in the State of Illinois. It's been
6. worked on for at least seven months. The staffs of both
7. sides worked on it days, and weeks, and months on end. I don't
8. need to tell you what's in the bill, I think we've discussed
9. it enough. We've discussed subsequent injuries, the full
10. compensation for subsequent injuries, subsequent injury
11. fund, attorneys' fees and so on. But this is a...this is an
12. effort that I believe should be supported by everyone on both
13. sides of this aisle. We do need help in this area, and I
14. think that everyone here really knows it deep down in their
15. heart, and I would appreciate a favor...favorable roll call,
16. and congratulate Senator DeAngelis on his tremendous efforts.
17. There isn't everything in here that we all want, maybe we can
18. get it a little later. Thank you.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Further discussion? Senator Knuppel.

21. SENATOR KNUPPEL:

22. I never thought I'd hear Senator Donnewald quoting...
23. quoting Senator Goldwater. I don't know that in my heart. I
24. think this is a lousy bill, we've got some kind of an arrangement
25. here, and I'll support you, Senator, but this is a lousy bill,
26. and I handle a lot of Workmen's Compensation. It does nothing
27. for the people, either the businessman or the workers in the
28. State of Illinois.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Nimrod.

31. SENATOR NIMROD:

32. Thank you, Mr. President, and Ladies and Gentlemen of the
33. Senate. I was hopeful that this bill could provide some

1. meaningful relief, and indicate to the business community
2. that has been leaving our State that, in fact, we are
3. changing the climate within our State. I would be hopeful
4. that maybe if this bill gets over to the House that, in
5. fact, they might make some changes, and it will come back
6. here, as Senator DeAngelis said. But I, for one...it's not
7. going over with my blessings, because I don't think we want to
8. tell them that if...if, in fact, the majority here wants to
9. say that this bill has gone ahead and done something, then send
10. it back and have some meaningful reform, because premiums will
11. continue to increase, and I think the message that was given to
12. us, at least given to me from what I heard from the other side,
13. is that there will be no standards of any kind put on any Workmen's
14. Comp. Bill. There will be no reduction in benefits of any
15. manner of any way to any employee, that we're going to continue
16. those benefits the way they are even though if we made some
17. change, Illinois would still remain first in benefits to its
18. employees. Now, among the hundred and twenty changes that
19. were made in 1974, we are making a significant change in this
20. bill with some of the others. But the way I see it, it will
21. take sixteen more years before we ever get around to having
22. a Workmen's Comp. Bill that the business community can live
23. with, and by then the business community will, in fact, will
24. have left this State, and we will be...half the industrial
25. jobs in this State will be gone. We're not giving a message
26. to those people, nor giving them confidence that we
27. want to make some changes. It's still in our power to do it.
28. I would hope that we would reconsider this position that's been
29. taken so far, and that this bill will, in fact, come back here,
30. and that we can add-on some of those provisions that, in fact,
31. give us some confidence and mean something that will, in fact,
32. tell the insurance companies, tell the employers, tell the
33. employees, tell the business community, not here but throughout

1. the State that, in fact, this is a healthy climate. That
2. Illinois again is receptive to becoming a very diversified
3. State that is very attractive to jobs. In light of some
4. two hundred thousand jobs that have left this State, we are
5. certainly not taking any major steps to stop that exodus.
6. from this State.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion? Senator Lemke.

9. SENATOR LEMKE:

10. Mr. President, and members of the Senate. I'm going to
11. support the bill, but I don't think it goes far enough. I
12. don't think this bill in any way or form checks the major
13. problem in this State, and that's the excess profits, the in-
14. surance industry has made off of Workmen's Comp. It does
15. nothing to regulate anything with the insurance industry, and
16. when you mention it, it's a dirty word. It also doesn't re-
17. gulate another high cost, and that high cost is the medical
18. and hospital expenses that are paid. Over fifty-five percent
19. of the premium dollars goes for the administration and the
20. medical cost of the bill. Forty-five percent of that premium
21. go for benefits, and yet you want to take benefits away from
22. working men and women and children, and yet do nothing to check
23. the major hogs that have caused the increase, the insurance
24. industry and the medical profession and the hospitals. That's
25. where the costs are, they raise the cost of group insurance
26. on hospitalization and they're raising the cost in Workmen's
27. Compensation, it's the medical profession and the insurance
28. industry. They make excessive profits, and if you want to
29. regulate anything, you want to help business, then you've got
30. to check the premiums, and the only way you're going to check
31. the premiums is to do like Florida, and have...excess profit
32. amendment put on your insurance premiums. That's the only way
33. you're going to do it. I'll support the bill, reluctantly.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? Senator Keats.

3. SENATOR KEATS:

4. After the previous speaker, I was not prepared to realize
5. that I would rise as a voice of moderation. I, of course,
6. would recommend to my colleagues that we support this bill.
7. As you remember, last year we had a bill on Unemployment
8. Insurance that was listed as a possible cure for us, a problem
9. we had. Many on the...on my side of the aisle opposed that
10. bill, because when we sat down and analyzed that bill and
11. put together the pluses and minuses, it was basically a...neg-
12. ative and for that reason we opposed it. Now, in the case of
13. this bill, when you compare the pluses and the minuses, while
14. admittedly the minuses are massive, it still comes out on a
15. very minimal plus side, and since it is at least a step in the
16. right direction, and really does not do any harm. I don't
17. see why we should not...why we should support it. Although,
18. it does miss the one thing...when I hear the insurance industry
19. being knocked and I won't defend or attack them, or the hospital
20. industry which I won't defend or attack, we did miss one
21. group that has had some minor influence on one side of the
22. aisle, and that happens to be the Trial Lawyers Association.
23. When you talk about excess profits, there will come a day when
24. we'll have to deal with that issue. Unfortunately you have
25. decided we won't deal with that issue at this time, but I will
26. say this bill, in a minimal way is a net plus, and I think we
27. as Republican's, should certainly support it. Thank you.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Collins.

30. SENATOR COLLINS:

31. A question of the sponsor.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Indicates he will yield. Senator Collins.

1. SENATOR COLLINS:

2. In...in what way...this is a very complicated issue, and
3. I've sat in committee, and I've been looking at all of the
4. digests and research, the various views pertaining to this
5. issue. In what way will the provisions of this bill, in its
6. amended form, reduce or have any impact on the rate?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator DeAngelis.

9. SENATOR DeANGELIS:

10. Senator Collins, I cannot quantify what the net result
11. would be in dollars. I can only tell you that the rate is
12. less significant than what the overall cost is. I would be
13. hopeful that it would contribute toward stabilizing costs, I
14. do not perceive a reduction in cost. Rates are only part of
15. the problem, cost is really the problem.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Collins.

18. SENATOR COLLINS:

19. Other than that section that deals with subsequent injuries, you
20. know I'm...I'm looking for what will reduce cost, and...and I
21. can see to some minor degree, a reduction in cost in that area
22. but nothing else, and I'm...I'm just wondering am I missing those
23. points in this bill?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator DeAngelis.

26. SENATOR DeANGELIS:

27. Well, I think the one opportunity, and again it would not be
28. quantifiable to, in fact, reduce the cost...would be if the
29. standards had remained in the bill, because this gives you
30. both a measuring device so that you cannot have these arbitrary
31. irregular settlements. It would reduce the litigious nature
32. which contributes greatly to the cost, and also in answer to
33. Senator Lemke's oratory about the insurance companies, he,

1. himself, voted for the one instrument that was in the bill
2. that could, in fact, check the insurance companies, and
3. that's the provisions for standards.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Senator Collins.
6. SENATOR COLLINS:
7. Well, also on...on...I don't see an amendment that...through
8. any of the amendments did you address that part that...are required
9. or gave the employee permission to challenge the compensation
10. paid by the insurance?
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator DeAngelis.
13. SENATOR DeANGELIS:
14. I'm...I'm sorry, Senator Collins, are you saying employee
15. or employer?
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Collins.
18. SENATOR COLLINS:
19. Before the...amendments went on, and I'm not sure, it
20. gave the employer the right to challenge the pay-out by the
21. insurer. Is that provision still in the bill?
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Senator DeAngelis.
24. SENATOR DeANGELIS:
25. That was never amended out, it's still in the bill.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Senator Collins.
28. SENATOR COLLINS:
29. But then I see that adding on...another layer, a possible
30. layer of litigation, which will also contribute it to the cost.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator DeAngelis.
33. SENATOR DeANGELIS:

1. Well, I think if you read that, there are no recovery
2. costs in that. What you do is, you appeal to the Industrial
3. Commission on it, and ask for a ruling on that particular
4. situation. Yes, you might take the...a council's word or
5. advise and present him to the Industrial Commission. But it
6. isn't altering the claim in any form. It just...

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Collins.

9. SENATOR COLLINS:

10. Well, I...I really don't see this bill providing any
11. drastic changes in the Workmen's Comp. laws, and I'm committed
12. to making some changes, not so much that I support labor,
13. I'm concerned about labor, yes, and...and the working person.
14. But if we don't have any jobs for the people to go to, to be
15. employed, and if we're going to constantly have an
16. escalation of businesses leaving the State of Illinois, or
17. the lack of expansion, or the non-incentive for new industry
18. to come to Illinois, then we won't have jobs to protect for
19. those people. Although, this...and I cannot, in all good conscience,
20. vote for this bill. I think, you and Senator Donnewald should
21. be commended for the long efforts that you put in it, but I
22. do think that we can sit down through some kind of an agreed
23. process, and work out a more meaningful bill if we're going to
24. do something, something more meaningful. At this time, I think
25. I'm just going to vote Present on the bill, because I do
26. recognize there's a need to do something. There are some minor
27. changes in here, that I think are improvements, but I don't
28. think...that we should let this bill out in its proper form.

29. PRESIDING OFFICER: (SFNATOR BRUCE)

30. Further discussion? Senator Bloom.

31. SENATOR BLOOM:

32. Thank you, Mr. President, and fellow Senators. The
33. prior speaker has made a point that perhaps this doesn't go
far enough. Well, as a practical matter, the real battle on

1. this particular piece of legislation was fought on 2nd reading,
2. and the real battle involved standards. This is the best we
3. can get, we know it, we'll go along with it, but still the
4. harm that was done was done in '75 when we created administrative
5. tort law as opposed to tort law. Thank you.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? By any...remind our friends on the
8. Floor, we are not to express our approval or disapproval of
9. any comments made here. I'll leave that one alone. Two
10. speakers seek recognition a second time. Senator Nimrod.
11. SENATOR NIMROD:

12. To just remind you that Senate Bill 1910, two years ago
13. was an election year. It was an election year, it was a lame
14. bill that came through and they said it was going to make some
15. changes, and improve the business climate. That did not happen,
16. it was cosmetic. I think if this bill receives an overwhelming
17. vote, then, who you going to be giving a message to in
18. the House that we need some changes, and that this bill does not
19. meet the needs that we're looking for. I think that we really
20. have an obligation. I want to tell you this, that Caterpillar
21. is still going to build their plants outside of Illinois.
22. John Deere is still going to move out of the State. I'll
23. tell you that International Harvester is moving out of the
24. State, and I'll tell you Stewart Warner is moving away, and I'm
25. telling you about the hundreds and hundreds of other businesses
26. and you're doing nothing about it. Now, Senator Collins is
27. right, we need to worry about what we're going to do about
28. jobs. This has been a State has been...had the least effect
29. in this area, and you're giving the message to no one. You've
30. got to give the message to the people outside. There are
31. enough votes on the other to pass this bill, and it's going to pass
32. probably, but it certainly should be a message to the House
33. that we're unhappy with it, and you certainly should not be

SB 1740
3rd reading
5-21-80

- 1. endorsing or supporting a bill that, in fact, does not meet
- 2. the requirements that we need to pass in this State.
- 3. PRESIDING OFFICER: (SENATOR BRUCE)
- 4. Senator Lemke.
- 5. SENATOR LEMKE:
- 6. Previous question.
- 7. PRESIDING OFFICER: (SENATOR BRUCE)
- 8. Senator Ozinga had already sought recognition. Senator
- 9. Ozinga.
- 10. SENATOR OZINGA:
- 11. That was for the purpose of declaring the previous question,
- 12. and let's quit while we're ahead.
- 13. PRESIDING OFFICER: (SENATOR BRUCE)
- 14. All right. The question...Senator DeAngelis, do you wish
- 15. to close?
- 16. SENATOR DeANGELIS:
- 17. Only simply to thank Senator Donnewald and the staffs
- 18. that cooperated in this, and ask for a favorable roll call.
- 19. PRESIDING OFFICER: (SENATOR BRUCE)
- 20. The question is, shall Senate Bill 1739 pass. Those in
- 21. favor vote Aye. Those opposed vote Nay. The voting is open.
- 22. Have all voted who wish? Have all voted who wish? Take the
- 23. record. On that question, the Ayes are 49, the Nays are 3.
- 24. 4 Voting Present. Senate Bill 1739, having received the required
- 25. constitutional majority is declared passed. Senate Bill 1740,
- 26. Senator DeAngelis. Read the bill, Mr. Secretary, please.
- 27. SECRETARY:
- 28. Senate Bill 1740.
- 29. (Secretary reads title of bill)
- 30. 3rd reading of the bill.
- 31. PRESIDING OFFICER: (SENATOR BRUCE)
- 32. Senator DeAngelis.
- 33. SENATOR DeANGELIS:

1. Mr. President, this is the insurance portion, the
2. companion bill of 1739. I urge its favorable passage.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there discussion? The question is, shall Senate Bill
5. 1740 pass. Those in favor vote Aye. Those opposed vote
6. Nay. The voting is open. Have all voted who wish? Have
7. all voted who wish? Take the record. On that question,
8. the Ayes are 52, the Nays are none. 7 Voting Present.

9. Senate Bill 1740, having received the required constitutional
10. majority is declared passed. Senate Bill 1759, Senator
11. Jeremiah Joyce. Read the bill, Mr. Secretary, please.

12. SECRETARY:

13. Senate Bill 1759.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Jeremiah Joyce.

18. SENATOR JEREMIAH JOYCE:

19. Thank you, Mr. President, and Ladies and Gentlemen of the
20. Senate. Senate Bill 1759 will establish on a permanent basis
21. a program that we had for one year in the State of Illinois.
22. We had it on a trial basis, based on legislation that we passed
23. out of here last year. It allows for the placement of foster
24. children by county courts as well as by the Department of
25. Children and Family Services, we had full hearing in committee,
26. it passed out 9 to zero. We passed it out 56 to zero last year,
27. and I would move for favorable roll call.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there discussion? The question is, shall Senate Bill
30. 17...Senator Regner.

31. SENATOR REGNER:

32. Well, nobody else is going to get up, and I felt I really
33. had to. Here we go with a new program, first year costs ten to
twelve million, and I'm sure as it expands in future years

1. it will cost a lot more.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? Senator Berning.

4. SENATOR BERNING:

5. A question.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Berning.

8. SENATOR BERNING:

9. A question of the sponsor. Can you give us the per diem

10. rate that is now paid, for the care of these children?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Jeremiah Joyce.

13. SENATOR JEREMIAH JOYCE:

14. Under this...under this bill and under the program that

15. we have had in effect for the past year there is a lid of

16. three hundred and fifty dollars per month. It runs at about

17. two hundred and forty to two hundred and sixty dollars a

18. month, if I recall.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Berning. Further discussion? Senator Schaffer.

21. SENATOR SCHAFFER:

22. Well, I...I respectfully disagree with Senator Regner.

23. The basic question is, do we want our local juvenile systems

24. taking care of our local kids, or do want DCFS. I remain

25. unconvinced that DCFS can take care of our kids cheaper than

26. the local system can. This is a wash, if the local...if the

27. locals aren't placing these kids and caring for them, DCFS

28. will, and they certainly know how to spend money with the

29. best of them, Senator Regner. I don't know about you, but

30. I've got a lot more faith in my local judicial and...juvenile

31. facilities than I do in our State department. My locals have

32. a much better track record, and I'm willing to leave the kids

33. with them.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Further discussion? Further discussion? Senator
3. Jeremiah Joyce may close.
4. SENATOR JEREMIAH JOYCE:
5. I urge your favorable consideration.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. The question is, shall Senate Bill 1759 pass. Those
8. in favor vote Aye. Those opposed vote Nay. The voting is
9. open. Have all voted who wish? Senator Savickas. Have
10. all voted who wish? Have all voted who wish? Take the
11. record. On that question, the Ayes are 44, the Nays
12. are 11. None Voting Present. Senate Bill 1759, having
13. received the required constitutional majority is declared
14. passed. For what purpose does Senator Rock arise?
15. SENATOR ROCK:
16. Thank you, Mr. President, and Ladies and Gentlemen of
17. the Senate. I have been informed by both sides that we are
18. now ready to reproceed on the Senate Bills on 2nd reading,
19. the appropriation bill. I wonder, with leave, we can go
20. back to that Order and get those moved?
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. And the other bills on 2nd, Senator?
23. SENATOR ROCK:
24. Yes.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Is there leave to return to the Order of Senate Bills 2nd
27. reading? Leave is granted. Senate Bill 1454, Senator Jeremiah
28. Joyce. Historic Preservation Act. 1486, Senator Daley. Senate
29. Bill 1578, Senator DeAngelis. Are we ready, Gentlemen?
30. SENATOR DeANGELIS:
31. Wait...hold. Question.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator DeAngelis.

AB 1577
6/11/87

- 1. SENATOR DeANGELIS:
- 2. I don't think we acted on Senator Rhoads' bill yet.
- 3. It's still on...it just moved to 3rd.
- 4. PRESIDING OFFICER: (SENATOR BRUCE)
- 5. All right. Read the bill, Mr. Secretary, please.
- 6. SECRETARY:
- 7. Senate Bill 1578.
- 8. (Secretary reads title of bill)
- 9. 2nd reading of the bill. The Committee on Appropriations II
- 10. offers five amendments.
- 11. PRESIDING OFFICER: (SENATOR BRUCE)
- 12. Is Senate Buzbee on the Floor?
- 13.
- 14.
- 15.
- 16.
- 17.
- 18. (END OF REEL)
- 19.
- 20.
- 21.
- 22.
- 23.
- 24.
- 25.
- 26.
- 27.
- 28.
- 29.
- 30.
- 31.
- 32.
- 33.

1. Senator Carroll will...

2. SENATOR CARROLL:

3. Thank you, Mr. President and Ladies and Gentlemen of
4. the Senate. The first amendment brings the bill down to
5. the Governor's level...a reduction of some four million, six
6. hundred, seventy-nine thousand. I would move adoption on
7. behalf of Senator Buzbee of Committee Amendment No. 1.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. The motion is to adopt Amendment No. 1. Discussion?
10. Senator Rhoads.

11. SENATOR RHOADS:

12. Do...is there another amendment filed, Senator DeAngelis,
13. which would nullify that...Amendment No. 1?

14. SENATOR DeANGELIS:

15. Yes.

16. SENATOR RHOADS:

17. All right, thank you.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. All right. The motion is to adopt Amendment No. 1.
20. Discussion? All in favor say Aye. Opposed Nay. The Ayes have
21. it. Amendment No. 1 is adopted. Further amendments?

22. SECRETARY:

23. Committee Amendment No. 2.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Buzbee.

26. SENATOR BUZBEE:

27. Thank you, Mr. President. Amendment No. 2 reduces
28. GRF Operation's request by one hundred ninety-three thousand,
29. nine hundred dollars, resulting in an appropriation of one
30. million, eight hundred twenty-three thousand, nine hundred
31. dollars in GRF for Operations. We...do this by our eight percent
32. solution and...of approximately a hundred and fifty thousand
33. dollars, reduces travel by fifty-seven hundred, reduces equipment

1. by thirty-one thousand for a total reduction of a hundred and
2. ninety-three thousand, nine hundred. I would move its adoption.
3. PRESIDING OFFICER: (SENATOR BRUCE)

4. The motion is to adopt Amendment No. 2. Discussion? All
5. in favor say Aye. Opposed Nay. The Ayes have it. Amendment
6. No. 2 is adopted. Further amendments?

7. SECRETARY:

8. Committee Amendment No. 3.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Buzbee.

11. SENATOR BUZBEE:

12. This...this is a...amendment which the committee adopted,
13. however, I think I will defer to Senator Regner's...for the explanation,
14. since I'm going to oppose his amendment.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Regner, to explain Amendment No. 3.

17. SENATOR REGNER:

18. Yes, this amendment reduces the Scholarship Commission
19. Grant Line by 4.6 million dollars. It will not be needed if
20. the Scholarship Commission changes its new completeness standard
21. to the old completeness standards. What this means is, if
22. applicants do not complete the applications properly, they
23. set them aside, hold them until after the date runs out and then
24. award them anyway. And I don't think they should be awarding
25. scholarship monies to students that can't even fill out an
26. application correctly. And it's against their current rules.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there discussion? Senator Buzbee.

29. SENATOR BUZBEE:

30. Yes, I would point out, it also has the net effect
31. of reducing another 4...4.6 million dollars from the Scholarship
32. Commission's request for grant money, which in effect, will take
33. them down to some seventy-nine...or pardon me, eighty-one million

1. dollars which, in fact, is below the amount of money that we're
2. paying out in FY '80 and when we're going into a recession year,
3. we know from history, that in recession years, we have more
4. students going to school, applying for scholarships and so
5. forth. So, I don't think we ought to be in the posture of
6. bringing this grant money down below the amount that we awarded
7. this fiscal year. So on that basis, I am opposing the amend-
8. ment and ask that we restore it back to the eighty-five million,
9. which is the Governor's budgetary allocation request.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Weaver.

12. SENATOR WEAVER:

13. Well, Senator Regner, wasn't this the reason why we need
14. the supplemental, two supplementals this year?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Regner.

17. SENATOR REGNER:

18. That's the point I was going to make in closing.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Further discussion? Senator Regner may close.

21. SENATOR REGNER:

22. Roll call.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The question is shall... Those in favor of Amendment
25. No. 3 say Aye. Opposed Nay. There's been a request for a
26. roll call. Those in favor will vote Aye. Those opposed will vote
27. Nay. The voting is open. Have all voted who wish? Have all
28. voted who wish? Have all voted who wish? Take the record. On that
29. question the Ayes are 24, the Nays are 30, none Voting Present.
30. Amendment No. 3 is lost. Further amendments?

31. SECRETARY:

32. Committee Amendment No. 4.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Buzbee.
2. SENATOR BUZBEE:
3. Thank you, Mr. President. Amendment No. 4 is a reduction
4. of fifty-four hundred dollars from General Revenue. It represents
5. the elimination of the Director's automobile and I would move
6. its adoption.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. The motion is to adopt Amendment No. 4. Discussion?
9. All in favor say Aye. Opposed Nay. The Ayes have it. Amend-
10. ment No. 4 is adopted. Further amendments?
11. SECRETARY:
12. Committee Amendment No. 5.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Buzbee.
15. SENATOR BUZBEE:
16. No...no, it's got to be a Floor amendment.
17. SECRETARY:
18. Committee Amendment No. 5 I have on the bill.
19. SENATOR BUZBEE:
20. Mr. President...
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Evidently, there were only four committee amendments on
23. that bill. Further committee amendments?
24. SECRETARY:
25. No further committee amendments.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Are there amendments from the Floor?
28. SECRETARY:
29. Amendment No. 5 offered by Senator Regner.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Senator Regner is recognized.
32. SENATOR REGNER:
33. Mr. President and members, I'd like to withdraw that

1. amendment at this time.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Take it out of the record. Further amendments?

4. SECRETARY:

5. Amendment No. 5 offered by Senator Regner.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. A request by the sponsor that it be withdrawn, it will

8. be withdrawn. Further Floor amendments?

9. SECRETARY:

10. Amendment No. 5 offered by Senator DeAngelis.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator DeAngelis on Amendment No. 5.

13. SENATOR DeANGELIS:

14. Thank you, Mr. President. This restores the grant level

15. to the two thousand dollar level and increases the grant line

16. by two million, seven hundred and fifty-four thousand dollars.

17. I urge its favorable approval.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Discussion? Senator Regner.

20. SENATOR REGNER:

21. The amount of...what was it, 2.7 million dollars, Senator

22. ...DeAngelis? Now this is 2.7 over the Governor's level and

23. I'd urge the defeat of the amendment.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? Senator Rhoads.

26. SENATOR RHOADS:

27. Yes, well in response to Senator Regner, we...we just

28. fought this battle about an hour and a half ago on the...on

29. the other bill. This is the appropriation which supports

30. the substantive bill and I urge an Aye vote on Amendment No.5.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The motion is to adopt. Further discussion? Those in

33. favor will vote Aye. Those opposed will vote Nay. The voting

1. is open. Have all voted who wish? Have all voted who wish?
2. Take the record. On that question the Ayes are 35, the Nays
3. are 20, none Voting Present. Amendment No. 5, having received
4. the majority vote is adopted. Further Floor amendments?
5. SECRETARY:
6. No further amendments.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. 3rd reading. Senate Bill 1618, Senator Bloom. Senator
9. Bloom on the Floor? Senator Bloom...1618, Department of
10. Personnel. Read the bill, Mr. Secretary, please.
11. SECRETARY:
12. Senate Bill 1618.
13. (Secretary reads title of bill)
14. 2nd reading of the bill. The Committee on Appropriations I
15. offers three amendments.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Carroll on Amendment No. 1.
18. SENATOR CARROLL:
19. Thank you, Mr. President, Ladies and Gentlemen of the
20. Senate. This is a slight reduction of some nine million dollars,
21. but the basis of that is basically from the group insurance program
22. which accounts for almost eight million of that. I would move
23. adoption of Amendment No. 1. It is also the eight percent solution.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. The motion is to adopt. Discussion? All in favor say
26. Aye. Opposed Nay. The Ayes have it, Amendment No. 1 is adopted.
27. Amendment...further amendments?
28. SECRETARY:
29. Committee Amendment No. 2.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Senator Carroll.
32. SENATOR CARROLL:
33. Thank you, Mr. President and Ladies and Gentlemen of the

1. Senate. This is a break-out of the EDP line item with no
2. dollar change. I would move adoption of Amendment No. 2.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. The motion is to adopt. Discussion? All in favor say
5. Aye. Opposed Nay. The Ayes have it, Amendment No. 2 is
6. adopted. Further committee amendments?

7. SECRETARY:

8. Committee Amendment No. 3.

9. SENATOR CARROLL:

10. Thank you, Mr. President, Ladies and Gentlemen of the
11. Senate. This is a reduction in the travel request to keep
12. them in line with what we have done with other State agencies.
13. I would move adoption of Amendment No. 3.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The motion is to adopt. Discussion? All in favor say
16. Aye. Opposed Nay. The Ayes have it, Amendment No. 3 is
17. adopted. Further committee amendments?

18. SECRETARY:

19. No further committee amendments.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Are there amendments from the Floor?

22. SECRETARY:

23. Amendment No. 4 offered by Senators Gitz and Carroll.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Gitz, on Amendment No. 4.

26. SENATOR GITZ:

27. Thank you, Mr. President. This reduces the Department of
28. Personnel's request by the grand sum total of fifty-nine hundred
29. dollars. That's for a current year purchase of a nonbudgeted
30. automobile. This amendment has but one simple intention and
31. that is to indicate that the Appropriations Committee does
32. not look fondly upon people coming in requesting money on
33. one basis and then spending it as they please on a different basis.

1. And that's precisely why this amendment is offered, to take
2. that sum out.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. The motion is to adopt. Discussion? All in favor say Aye.
5. Opposed Nay. The Ayes have it, Amendment No. 4 is adopted.

6. Further Floor amendments?

7. SECRETARY:

8. Amendment No. 5 offered by Senator Carroll.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Carroll, on Amendment No. 5.

11. SENATOR CARROLL:

12. Thank you, Mr. President, Ladies and Gentlemen of the
13. Senate. This is an add-back amendment after discussion with
14. the department on...on actual need in both technical services
15. and agency services adding some forty-four thousand to their
16. operations for personnel and I would move adoption of Amendment
17. No. 5.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. The motion is to adopt. Discussion? All in favor say
20. Aye. Opposed Nay. The Ayes have it, Amendment No. 5 is
21. adopted. Further Floor amendments?

22. SECRETARY:

23. Amendment No. 6 offered by Senator Carroll.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Carroll.

26. SENATOR CARROLL:

27. Thank you, Mr. President and Ladies and Gentlemen of the
28. Senate. This is a technical amendment to bring into conformity
29. the prior amendments. There were some line errors and I would move adoption
30. of Amendment No. 6. There's no dollar impact.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The motion is to adopt. Discussion? All in favor say
33. Aye. Opposed Nay. The Ayes have it, Amendment No. 6 is adopted.
34. Further Floor amendments?

1. SECRETARY:

2. Amendment No. 7 offered by Senator Sommer.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Sommer on Amendment No. 7.

5. SENATOR SOMMER:

6. Mr. President and members. This is a restoration of a
7. badly needed program that was apparently inadvertently cut
8. in the amount of seventy-one thousand dollars.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Motion is to adopt...Senator Carroll.

11. SENATOR CARROLL:

12. I believe there's questions floating around and I think
13. Senator Sommer is a little embarrassed to have to even offer
14. it. But this is the Executive Recruitment Program, which is
15. in addition to the Governor's Internship Program. It's an
16. Executive Recruitment Program within the Department of Personnel
17. because without this separate program, they can't find people
18. in this State or outside this State to handle executive level
19. jobs. This puts it back in, Schlander hasn't been able to
20. do his job and we need executive recruiters to go out and find
21. people. I think Senator Sommer was trying to mumble that on
22. purpose. Right.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The motion is to adopt. Is there further discussion?
25. Those in favor say Aye. Opposed Nay. Opinion of the Chair,
26. the negatives prevail. Amendment No. 7 is lost. Senator Sommer.

27. SENATOR SOMMER:

28. So, let's have a roll call.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. All right. There's been a request for a roll call on
31. Amendment No. 7. Those in favor will vote Aye. Those opposed
32. will 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 26, the Nays are 25, Amendment No. 7 having
2. received the required majority vote is deemed adopted.
3. Further Floor amendments?
4. SECRETARY:
5. No further amendments.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. 3rd reading. Senate Bill 1626, Senator Nimrod. Senator
8. Nimrod. Read the bill, Mr. Secretary, please.
9. SECRETARY:
10. Senate Bill 1626.
11. (Secretary reads title of bill)
12. 2nd reading of the bill. Committee on Appropriations I offers
13. one amendment.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Carroll.
16. SENATOR CARROLL:
17. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
18. This is the eight percent solution and breaks out some of the
19. other line items. In the Industrial Commission, reduces some
20. new people and I would move adoption of Amendment No. 1.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. The motion is to adopt Amendment No. 1. Discussion? All
23. in favor say Aye. Opposed Nay. The Ayes have it, Amendment
24. No. 1 is adopted. Further committee amendments?
25. SECRETARY:
26. No further committee amendments.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Are there amendments from the Floor?
29. SECRETARY:
30. Amendment No. 2 offered by Senator Nimrod.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator Nimrod.
33. SENATOR NIMROD:

1. I withdraw that amendment.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The Gentleman withdraws the amendment. Further Floor

4. amendments?

5. SECRETARY:

6. No further amendments.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. 3rd reading. Senate Bill 1636, Senator Sommer. Read

9. the bill, Mr. Secretary, please.

10. SECRETARY:

11. Senate Bill 1636.

12. (Secretary reads title of bill)

13. 2nd reading of the bill. The Committee on Appropriations II

14. offers two amendments.

15. PRESIDING OFFICER: (SENATOR BRUCE)

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

17. SENATOR CARROLL:

18. I'll yield to Buzbee, it's his committee.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. ...Senator Buzbee.

21. SENATOR BUZBEE:

22. Thank you. Amendment No. 1 is a reduction of one million,

23. nine hundred fourteen thousand dollars. It cuts a million, two

24. hundred seventy thousand out of Operations, six hundred thousand

25. out of Grants. We're going to restore some of this...in a little

26. bit, in a...in an amendment later. But basically what this

27. does on the Land and Historic Sites, it cuts seven hundred

28. sixty thousand, four hundred fifty dollars. In Forestry, it

29. cuts three hundred sixty-four thousand, eight hundred dollars.

30. In Fisheries, it cuts seventy-one thousand, seven hundred

31. dollars. In Wildlife, it cuts forty-three thousand, five

32. hundred dollars. In Law Enforcement, it cuts...forty-one

33. thousand dollars. In Administrative Services, it cuts thirty-two

1. thousand, four hundred dollars and in permanent...improvement,
2. it cuts six hundred thousand, two hundred dollars, and as I...
3. as I said, we will restore some of this in an amendment in
4. a few minutes, but I would offer it...I would ask for its
5. adoption.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. The motion is to adopt Amendment No. 1. Discussion? All
8. in favor say Aye. Opposed Nay. The Ayes have it, Amendment
9. No. 1 is adopted. Further committee amendments?

10. SECRETARY:

11. Committee Amendment No. 2.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Buzbee.

14. SENATOR BUZBEE:

15. Thank you, Mr. President. This is a...a sum of an addition
16. of one hundred seventeen thousand, three hundred dollars
17. or so much thereof as may be necessary. It is appropriated
18. from the General Revenue Fund to the Department of Conservation
19. for the planning, construction of the Lewis and Clark Heritage
20. Memorial at Lewis and Clark State Park in Madison County and
21. I would move its adoption.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. The motion is to adopt. Discussion? Senator Johns.

24. SENATOR JOHNS:

25. Not about this particular amendment, but I do want to
26. ask Senator Buzbee a question, after this amendment is taken
27. care of.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. All right. Discussion of Amendment No. 2? Those in
30. favor say Aye. Opposed Nay. The Ayes have it, Amendment No. 2
31. is adopted. Further committee amendments?

32. SECRETARY:

33. No further committee amendments.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Are there amendments from the Floor?
3. SECRETARY:
4. Amendment No. 3 offered by Senator Regner.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. All right, now, Senator Johns, is this the point where
7. you want to...Senator Johns.
8. SENATOR JOHNS:
9. Senator Buzbee, I met with the Assistant Director after
10. we talked in committee about the endangered species and he
11. told me that he would meet with you and work out the problem
12. on the endangered species, there's a Federal program you have
13. to tie into. Did we correct that at all? We're mandated, I
14. think, under Federal Government Funds to take care of something
15. along that line. Did we straighten that out?
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Buzbee.
18. SENATOR BUZBEE:
19. We are going to address that amendment in...in a few minutes,
20. Senator, to add some back. It does not add all that they've requested
21. back, but it adds an amount that they said they could live with.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Amendment No. 3, Senator Regner, to explain it.
24. SENATOR REGNER:
25. Yes, Mr. President and members. As usual, the Feds in
26. their infinite wisdom, cut out some Federal...Federal Funds for
27. what is probably one of the best programs that is funded with
28. Federal money and that's the Illinois Young Adult Conservation
29. Corps. We get an awful lot out of this program and what this
30. amendment does, it puts three hundred and fifty thousand in
31. General...Revenue Funds into the IYACC program. We do have
32. a letter from the Executive Branch that they are in support
33. of this add-on and I know Senator Buzbee also supports it,

1. and I'd ask for the adoption of Amendment No. 3.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The motion is to adopt Amendment No. 3. Is there discussion?

4. All right. Those in favor say Aye. Opposed Nay. The Ayes have

5. it, Amendment No. 3 is adopted. Further Floor amendments?

6. SECRETARY:

7. Amendment No. 4 offered by Senator Buzbee.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Buzbee is recognized.

10. SENATOR BUZBEE:

11. Thank you, Mr. President. This is the amendment that

12. restores some of the cuts that we made in Amendment No. 1.

13. It makes technical corrections to Senate Amendment No. 1

14. and restores seven hundred ninety-eight thousand, in GRF

15. to the FY-'81 budget requests for the Department of Conservation

16. as follows. In the Land and Historic Sites, it increases the

17. Personal Services for the extra help line by eighty thousand,

18. seven hundred dollars, it increases Contractual by two hundred

19. thousand, it increases Commodities by one hundred one thousand,

20. six hundred, Telecommunications by seventy-five thousand. In

21. the Division of Forestry, it...it increases, and this is the

22. question Senator Johns raised, it increases the Wildlife

23. Heritage Species Program, puts it back to a figure of one

24. hundred sixty-three thousand dollars, whereas their original

25. request had been for some three hundred and...had been for

26. three hundred and fifty thousand. We cut that out in Amendment

27. No. 1, we're giving them one hundred sixty-three thousand back.

28. This is to...to...to take a survey of the eagles and the otters...

29. in...in Illinois and we got about a hundred thousand, I think,

30. for the eagles and sixty-three for the otters or vice versa.

31. Anyhow, we're going to be able to count them now with this money

32. and...I would...and...and...and so we put that much back. We

33. also increase in...Fisheries in the Commodities line, nine

1. thousand dollars, in Wildlife Personal Services, extra help
2. line, by fifteen thousand. And we do restore the capital
3. cuts that we had made in the other one. Permanent improvements
4. restores two hundred and fifty thousand, two hundred thirty-eight
5. dollars of the six hundred thousand, two hundred thirty-eight
6. dollar reduction for a total add-back of eight hundred ninety-
7. four thousand, five hundred thirty-eight dollars. And I would
8. move its adoption.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The motion is to adopt. Discussion? Senator Netsch.

11. SENATOR NETSCH:

12. Thank you. I have a question of the sponsor of the amend-
13. ment and I...I did not hear it specified in this amendment. Is
14. there any money at all in the Department of Conservation
15. appropriation now for land acquisition?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Buzbee.

18. SENATOR BUZBEE:

19. Not in this bill, Senator, that's in the Capital Bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Netsch.

22. SENATOR NETSCH:

23. Is it still in the Capital Bill?

24. SENATOR BUZBEE:

25. ...Yes.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion of Amendment No. 4? Those in favor
28. say Aye. Opposed Nay. The Ayes have it, Amendment No. 4
29. is adopted. Further Floor amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. 3rd reading. Senate Bill 1637, Senator Regner. Read

1. the bill, Mr. Secretary, please.

2. SECRETARY:

3. Senate Bill 1637.

4. (Secretary reads title of bill)

5. 2nd reading of the bill. The Committee on Appropriations II

6. offers six amendments.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Amendment No. 1, Senator...Buzbee.

9. SENATOR BUZBEE:

10. Thank you, Mr. President. This is a reduction in the

11. Operations section of the Department of Mental Health and

12. Developmental Disabilities of four million and fifty-two

13. thousand, nine hundred dollars. It also is an increase in

14. the Grants line of four million, fifty-two thousand, nine

15. hundred dollars. In the decreases, it cuts, with the eight

16. percent solution, cuts a little...about two hundred...two

17. million, six hundred thousand dollars. It phases in new

18. positions for a net cut of approximately four hundred and

19. fifty thousand dollars. It reduces Contractual Services'

20. request by five hundred sixty-nine thousand, five hundred

21. dollars. It reduces the equipment request by two hundred

22. fifteen thousand dollars and...the effect of the add-on...

23. in the...in the Grants portion is to phase for a pay increase

24. for those employees in...in private facilities in the...pardon

25. me, not private facilities...in the Community Mental Health

26. Developmental Disability and Alcoholism Centers. It provides

27. for a pay increase for them of some eight percent. It also

28. allows the phase-in of those pay increases...just as...

29. using the same formula that we use for State employees in..in

30. phasing in on...on their pay increases. And I would move its

31. adoption.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The motion is to adopt. Discussion? All in favor say Aye.

1. Opposed Nay. The Ayes have it, Amendment No. 1 is adopted.
2. Amendment No. 2, Senator Buzbee.

3. SENATOR BUZBEE:

4. Thank you, Mr. President. This amendment was offered
5. by Senator Regner as it was a...a department request. It
6. adds Federal monies, the DMHDD now believes they will receive.
7. These funds total a million, fifty-seven thousand eight hundred
8. dollars, in addition the bill reduces the amount for employee
9. personnel property damage by two thousand dollars to permit
10. the establishment of the Interstate Services Trust Fund as suggested
11. by the Comptroller and I would move its adoption.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. The motion is to adopt. Discussion? All in favor say
14. Aye. Opposed Nay. The Ayes have it, Amendment No. 2 is
15. adopted. Further committee amendments? Senator Buzbee on
16. Amendment No. 3.

17. SENATOR BUZBEE:

18. Thank you, Mr. President. This amendment was also offered
19. by Senator Regner. It eliminates three hundred eighteen thousand,
20. three hundred dollars, General Revenue, for the Unified Delinquency
21. Intervention Services Program. Since Corrections funded the
22. program in FY-'80, Corrections can fund the program in FY-'81
23. and I would move its adoption.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The motion to adopt. Discussion? All in favor say Aye.
26. Opposed Nay. The Ayes have it, Amendment No. 3 is adopted.
27. Further committee amendments? Senator Buzbee on Amendment No. 4.

28. SENATOR BUZBEE:

29. No. 4 is no dollar change, it breaks out the Community
30. Grant lines by region and I would move its adoption.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The motion is to adopt. Discussion? All in favor Aye.
33. Opposed Nay. The Ayes have it, Amendment No. 4 is adopted.

1. Amendment No. 5, Senator Buzbee. Amendment...Amendment No. 5,
2. Senator Buzbee.

3. SENATOR BUZBEE:

4. No. 5 has to be Tabled. I would move...that we Table
5. Amendment No. 5.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Motion is to Table Amendment No. 5. Discussion? All
8. in favor say Aye. Opposed Nay. The Ayes have it, Amendment
9. No. 5 is Tabled. Amendment No. 6, Senator Buzbee.

10. SENATOR BUZBEE:

11. Thank you, Mr. President. This is a reduction of two
12. hundred and sixty-three thousand, eight hundred dollars, General
13. Revenue, for the three month phase-out of fifty staff at the
14. Region 2 offices, thirty for MIAL and twenty for DD. It was
15. offered by Senator Regner. We thought it was a good amendment
16. and I move its adoption.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. The motion is to adopt Amendment No. 6. Discussion? All
19. in favor say Aye. Opposed Nay. The Ayes have it, Amendment
20. No. 6 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. 7 offered by Senator Regner.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Regner.

29. SENATOR REGNER:

30. Yes, Mr. President, members. No. 7 is actually a corrective
31. version of Amendment No. 5 which was adopted in committee. And
32. it's a break-out by line item of the Governor's Council on
33. Developmental Disabilities. It was in the budget as a lump sum,

1. I move its adoption.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The motion is to adopt Amendment No. 7. Discussion? All
4. in favor say Aye. Opposed Nay. The Ayes have it, Amendment
5. No. 7 is adopted. Further Floor amendments?

6. SECRETARY:

7. Amendment No. 8 offered by Senator Regner.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Regner on Amendment No. 8.

10. SENATOR REGNER:

11. Mr. President and members. If you remember last year, we
12. passed a Senate Joint Resolution having the Department of Mental
13. Health do a study on compliance with various Federal regulations
14. so that we could recapture more Federal funds. This amendment
15. and the next one is...in conjunction with...with that particular
16. study and what it does, it adds five million, three hundred and
17. sixty-four thousand, six hundred dollars, for the Compliance
18. Plan and for North Aurora, both...in both Operations in Grant
19. lines and I'd move its adoption.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. The motion is to adopt Amendment No. 8. Discussion?
22. All in favor...Buzbee, Senator Buzbee.

23. SENATOR BUZBEE:

24. Thank you, Mr. President. We have some considerable
25. difficulty with this amendment. And we have agreed with Senator
26. Regner...this is an addition, of five million, two hundred two
27. thousand dollars here at the...if not the eleventh hour, at
28. least the tenth...the tenth hour. And it's a problem that we
29. have been addressing, looking at for a long time. Senator
30. Regner has been working with the Governor's Office and the
31. department on trying to get this problem resolved. Unfortunately
32. the figures have just become available to us today or yesterday
33. evening or something like that. We're coming in at the last

1. minute for an addition of five million dollars. Senator Regner
2. has agreed that we will now take the information we have. Over-
3. night our staff will look at it and...any further problems that
4. we see with it, we will come back tomorrow, bring the bill
5. back for possible corrections.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senate...further discussion? Senator Rupp.

8. SENATOR RUPP:

9. Question of the...amendment sponsor.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Indicates he will yield, Senator Rupp.

12. SENATOR RUPP:

13. Isn't the compliance and isn't the direction and the effort
14. in this area to deinstitutionalize and thus reduce the money
15. that we are spending in that area and going to...more to a
16. community based effort?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Regner.

19. SENATOR REGNER:

20. That's correct.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Rupp.

23. SENATOR RUPP:

24. Why...why would we have to spend five million dollars
25. to reduce the program?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator...Carroll, or Senator Regner.

28. SENATOR REGNER:

29. What...what it does, Senator Rupp, it certifies beds
30. with Federal regulations. For this 5.3 million dollars, in
31. the next couple three years, we will get an additional return
32. from the Federal Government of Federal monies of up to twenty-
33. five million dollars.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Rupp.

3. SENATOR RUPP:

4. I still don't quite understand. We spend...why are we
5. spending a total...what you gave me then, would be twenty-five
6. million plus five million to do a...less of a job? It..it
7. certainly shouldn't cost us thirty million dollars total
8. to reduce the number of...of people in institutions. I would
9. think that as that total number went down, we could reduce
10. rather than increase the amount of money we spend on it.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. ...Further discussion? Senator Schaffer.

13. SENATOR SCHAFFER:

14. Well...Senator Rupp, in answer to your question, what
15. we are trying to do is bring our...existing State facilities,
16. particularly in the DD area, up to Federal standards. Even
17. as we decrease population, there's a requirement to move
18. our employee ratio up from 1.2 to 1.6 and there are some
19. capital improvement...requirements, which I know Senator Regner
20. and Senator Buzbee are aware of, and we, frankly, have had some
21. figures for many months. Whether the Governor's Office wanted
22. to give them to us or not, we knew roughly what was going
23. on. And even though the...enrollment or population in the
24. facilities will decrease, some of the costs, particularly one
25. time costs will...will be there. But when we get into compliance,
26. we'll then get a Federal match of fifty percent on each bed into
27. the future. And as Senator Regner has indicated, the revenue
28. plus to the State is gigantic and this is clearly a program
29. we ought to move into. It will provide better care for some
30. people who deserve better care and get the Federal Government
31. into paying their share of this needed program.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion of Amendment No. 8? The motion is

1. by Senator Regner to adopt Amendment No. 8. All those in
2. favor say Aye. Opposed Nay. The Ayes have it, Amendment No. 8
3. is adopted. Amendment No. 9...further Floor amendments?

4. SECRETARY:

5. Amendment No. 9 offered by Senator Regner.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Regner.

8. SENATOR REGNER:

9. Mr. President and members. This is in addition of two
10. million, seven hundred and seventy-five thousand, for the
11. Compliance Plan in North Aurora for community grants only.
12. I move its adoption.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. The motion is to adopt Amendment No. 9. All in favor
15. say Aye. Opposed Nay. The Ayes have it, Amendment No. 9
16. is adopted. Further Floor amendments?

17. SECRETARY:

18. Amendment No. 10 offered by Senator Buzbee.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Buzbee on Amendment No. 10.

21. SENATOR BUZBEE:

22. Thank you, Mr. President. If you didn't like Senator
23. Regner's Amendments...8 and 9, you ought to love this one.
24. Because this will cut some of those funds that were offered
25. in Numbers 8 and 9. I'm sorry...I'm...I'm explaining the
26. wrong amendment, I beg your pardon. No. 10...No. 10 is
27. an addition of thirty thousand dollars. This is for fifteen
28. thousand dollars to the Chester Mental Health Center in
29. Randolph County and fifteen thousand dollars to the Adolph
30. Meyer Mental Health Center in Macon County to reimburse their
31. respective counties for court costs associated with recommitment
32. hearings of involuntary placed...patients. The hearings affected
33. by this amendment are those for patients who are committed

1. to facilities outside their county of residence. The Mental
2. Health Code of 1979 mandates that such an appropriation be
3. made by the General Assembly. No appropriation was made
4. for FY-'79 or FY-'80. So what's happening is the Public
5. Defender's Office in those two counties is having to pick
6. up the entire cost of those recommitment hearings and it's...it's
7. draining the county treasuries. We mandate it by law and then
8. don't give them any money to do it and so for that reason, I've
9. offered this amendment. There is a possibility this money will
10. not be spent and that they think they may have another way of
11. addressing the problem. If they do, then they won't have to
12. spend this money, but if they can't work that other way out,
13. we wanted it in here just to be sure that the counties were
14. covered and I would move for its adoption.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. The motion is to adopt Amendment No. 10. Discussion?
17. All in favor say Aye. Opposed Nay. The Ayes have it, Amend-
18. ment No. 10 is adopted. Further Floor amendments?

19. SECRETARY:

20. Amendment No. 11 offered by Senator Buzbee.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Buzbee.

23. SENATOR BUZBEE:

24. Thank you, Mr. President. This is the amendment that I
25. started to explain a minute ago. This is a reduction...reinstating
26. the eight percent solution in reductions in Contractual Services
27. in equipment which were restored by Amendments No...by Amend-
28. ment No. 8. It's a cut of a million, six hundred sixty thousand
29. dollars and I would move its adoption.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. The motion is to adopt Amendment No. 11. Discussion?

32. Senator Regner.

33. SENATOR REGNER:

1. Yes, Mr. President and members. This goes right along
2. with what Senator Buzbee said regarding the add-ons that we
3. had. Now this may cause some problems in regards to the
4. compliance orders and what we receive back from the Feds, it
5. just may mess up the dollars and cents. We'll look at it
6. overnight and if necessary, we'll bring it back and correct
7. it tomorrow.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. The motion is to adopt. All in favor say Aye. Opposed
10. Nay. The Ayes have it, Amendment Nos...ll is adopted.
11. Further Floor amendments?

12. SECRETARY:

13. Amendment No. 12 offered by Senator Buzbee.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Buzbee.

16. SENATOR BUZBEE:

17. Thank you...thank you, Mr. President. This amendment
18. appropriates one dollar to the...Illinois Developmental
19. Disabilities Advocacy Authority from any Federal funds
20. made available to the organization. The Authority is the
21. Governor designated State agency to receive Federal funds
22. in order to provide...advocacy services to the developmentally
23. disabled. By rights, this Federal money, approximately three
24. hundred thousand, should be appropriated to the Guardianship
25. and Advocacy Commission, which was created by the General
26. Assembly, to provide advocacy services, as well as guardianship
27. for the developmentally disabled. The commission's FY-'81
28. budget request is...is over three million dollars in GRF. Federal
29. money would provide a much needed alternate funding source. By
30. appropriating one dollar to IDDA, this amendment should effectively
31. block the Authority from receiving the State's share of Federal
32. advocacy money. And I would move its adoption.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. The motion is to adopt. Discussion? Senator Regner.

2. SENATOR REGNER:

3. Mr. President and members. This is an idea that I had
4. when we were in subcommittee on this particular bill. The
5. feeling that the program should actually be in the...Child...
6. Advocacy Commission which was created last year. Since, I've
7. received a copy of a letter from the Department of Health,
8. Education and Welfare to the Governor of this State and in
9. it says, "I must advise you that the commission as presently
10. constituted does not meet Federal requirements established
11. to insure the independence of State systems." So on that
12. basis, I have to oppose this amendment.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Senator...Schaffer.

15. SENATOR SCHAFFER:

16. Well, I...I really am intrigued by Senator Buzbee's
17. Machiavellian logic here. Now, Senator Buzbee, if...I understand
18. it is, that you're basically saying we ought not to have two
19. advocacy agencies. One, created by this General Assembly and
20. another one which was created in Washington and is somehow ghosting
21. along still in existence, is that...correctly?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Buzbee.

24. SENATOR BUZBEE:

25. Yes, Senator, I would like to recall...I would like to
26. remind you that Machiavelli was a prince, however.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Schaffer.

29. SENATOR SCHAFFER:

30. Well, Senator Buzbee, I'm with you, I think you got a
31. good idea here. This Legislature created the Guardianship
32. and Advocacy Commission. It was the intent, the clear legislative
33. intent of both Houses of the Legislature, that there be one

1. effective advocacy agency, adequately funded. I believe we
2. have created that agency. I do not believe we have the need
3. for two and while I recognize that there's a turf fight going
4. on within the Mental Health community, I don't think the
5. taxpayers, either at the State or Federal...level should have
6. to bear the burden of two duplicatory advocacy commissions
7. who have spent most of their time fighting each other instead
8. of looking after the people they're supposed to be advocates
9. for.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Netsch.

12. SENATOR NETSCH:

13. A question of Senator Regner, if I might. Did...

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Wait a minute, Senator, he's...

16. SENATOR NETSCH:

17. I know it is not his amendment, but he made the argument
18. in opposition and read the letter and that is what my question
19. relates to.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. All right. Proceed.

22. SENATOR NETSCH:

23. We...we do it all the time, Mr. President. Senator Regner,
24. did...

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. That's why we're here, Senator, at 6:06.

27. SENATOR NETSCH:

28. I haven't been on my feet for hours. Senator Regner, did
29. the letter indicate why the legislatively created Advocacy Commission does
30. not, "meet the Federal guidelines or standards?"

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Regner.

33. SENATOR REGNER:

1. As near as I can find in the letter, I don't find any
2. specifics on it, Senator Netsch, I just find the one statement
3. that was handed to me today.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Netsch.

6. SENATOR NETSCH:

7. Well, it seems to me also that if there is a reason
8. for it, we ought to identify what that reason is and if
9. it requires some adjustment in the Commission, that should
10. be done rather than continuing the two in...really in conflict
11. with one another.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion? Senator...further discussion?
14. The motion is to adopt Amendment No. 12. All in favor say Aye.
15. Opposed Nay. The Ayes have it, Amendment No. 12 is adopted.
16. Further Floor amendments?

17. SECRETARY:

18. Amendment No. 13 offered by Senator Wooten.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Wooten.

21. SENATOR WOOTEN:

22. Thank you, Mr. President. Amendment No. 13 would add
23. eighty thousand dollars to the Rock Island County Association
24. for Retarded Children's Opportunity Center. A hundred thousand
25. for the Comprehensive Community Mental Health Center of Rock
26. Island and Mercer Counties in the community grants for mentally
27. ill line item and forty thousand to the same mental health
28. center for its alcoholism program. If you recall, last year,
29. the General Assembly, in its wisdom, consented to the closing
30. of the East Moline State Hospital and...there was brave talk
31. about how we would be...the State would move in and help take
32. up the slack and they simply have not done that. This represents
33. the most easily defended portion of the money that they seek

1. to carry on the work that has been left hanging with the closing
2. of the East Moline Mental Health Center and I would move its
3. adoption.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The motion is to adopt. Discussion? Senator Regner.

6. SENATOR REGNER:

7. Well, Mr. President and members. I...I oppose this
8. amendment, it's two hundred and twenty thousand dollars for
9. one region only. Now, each and every member, I suppose, could
10. have an amendment here to add on for their region only. It's
11. two hundred and twenty thousand of unbudgeted monies for one
12. region only and I think it would be extremely unfair to the
13. other regions and I urge the defeat of the amendment.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The motion is to adopt. All in favor say Aye. Oh...
16. Senator...Wooten.

17. SENATOR WOOTEN:

18. I...I'd like to close on this, I can't quite let that
19. pass. You know, the State has...reminds me of a line from
20. a song, a mouthful of gimmie and a handful of much oblige.
21. The State has consistently taken away from our region. And if
22. you look at the way the monies are allocated, region by region,
23. you'll find us at the bottom. And we've been sinking deeper
24. and deeper each time we have taxed ourselves to provide a
25. comprehensive care, each time the State has cut us lower and
26. lower and lower. And the final blow is to close the East
27. Moline Mental Health Center. And I put it to you, we had a
28. lot, as I said, a brave talk and absolutely nothing in terms
29. of money. Now, I don't look for rough...anything other than
30. maybe rough justice from the appropriations process, but by
31. golly, something really ought to be coming out of this to
32. show good faith on the part of the State. I...you...you help
33. me, you tried to help me last year, I appreciated that, I

1. had no support in the House. I ask you to help me again in...
2. in adding this money. I'm not trying to cheat you out of anything.
3. We've been cheated and we'd like some dough to keep up the
4. essential services in a major metropolitan area. I ask for roll
5. call.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Buzbee...Senator Buzbee.

8. SENATOR BUZBEE:

9. Thank...thank you, Mr. President. I...I rise in relucted
10. opposition to my colleague. He is correct in that...that a
11. problem was created when that middle...that institution was
12. closed in his area. However, the department is trying to
13. address that and I believe is...is doing so adequately for...
14. for the...the in department appropriation request by providing
15. additional grants into that area. This is a situation where
16. several of our community agencies would like to have more and
17. more funds and if we did it for Rock Island, then we would...
18. and Moline, then we would...be called upon to do it for other
19. areas and I just think it's not a good idea. I rise also
20. in...in opposition to this amendment.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? Senator Gitz.

23. SENATOR GITZ:

24. Well, Mr. President, I'd just like to point out that if
25. we can find five hundred thousand dollars admittedly out of
26. another fund for Chicagofest, then somehow, it seems to me
27. we ought to be able to answer to our responsibilities in Rock
28. Island, I'm not pleased about going over the budget, but
29. you know there was a million bucks taken out for the Conservation
30. Department, and by the time amendments went on, it was actually a
31. hundred thousand dollars over what they took out. And it seems
32. to me that this is just a little bit ridiculous.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. The motion is to adopt Amendment No. 13. For what purpose
2. does Senator Buzbee arise?

3. SENATOR BUZBEE:

4. Well, I just rise on a point of personal privilege. The
5. Senator ought to get his facts straight before he makes speeches
6. on the Floor. We did not putback more into Conservation than we...
7. that they requested originally.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. A request for a roll call. Those in favor will vote
10. Aye. Those opposed will vote Nay. The voting is open. Have
11. all voted who wish? Have all voted who wish? Take the record.
12. On that question the Ayes are 21, the Nays are 28, 2 Voting
13. Present. Senate...Amendment No.13, having failed to receive
14. the majority vote is declared lost. Further amendments?

15. SECRETARY:

16. Amendment No. 14 offered by Senator Berning.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Berning.

19. SENATOR BERNING:

20. Thank you, Mr. President. This is a little amendment
21. to add on page 2, line 3, "three and a half million dollars
22. for care for those residents of residential schools for
23. the mentally retarded and developmentally disabled." The State
24. has been vastly underfunding many of these institutions. We've
25. had closings up our way, there are two more that are teetering
26. on the brink right now. One of them is Misericordia and
27. the other is Klingberg School, which actually is involved in
28. a foreclosure at this time. We've already lost Aurora North,
29. Wingate and another smaller one in Waukegan. I'm not sure
30. what the answer is, Ladies and Gentlemen of the Senate, but
31. one of the answers we get from the Department, is they do not
32. have the funds. It think the time has come for us to provide
33. ample funds so that the cost of care can be paid and I could
34. very quickly point out to you that in the Ludeman Center,

1. Waukegan Developmental Center, the Howe Development Center,
2. the average cost per patient is about eighty dollars per day.
3. These other institutions are being paid by the State in the
4. neighborhood of twenty-five to thirty-five, they can't stay
5. open. We have to take those patients then, into the State
6. institutions at a vastly greater cost.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. The motion is to adopt, Amendment No. 14. Is there
9. discussion? Senator Buzbee.

10. SENATOR BUZBEE:

11. Thank you; Mr. President. I would rise in opposition to
12. this amendment. It adds 3.5 million dollars, General Revenue,
13. to the DD persons in private facilities line. The funds...this
14. is in very much dispute. The...the...this is 94-142
15. funds are used to do this and...we are...we are very
16. much opposed to it. It's not in the budget, it's three and
17. a half million dollars over. We think that adequate dollars
18. are in the budget for...for this...for this...requirement and
19. this is an add-on that...that should be opposed.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Further discussion? Senator Berning may close.

22. SENATOR BERNING:

23. I'm not sure that 94-142 does anything,
24. but to cost us money. The simple fact of the matter is, that
25. there is not sufficient funds according to the department to
26. reimburse these residential schools for the cost of maintaining
27. the pupils. I can give you facts and figures and dollars and
28. cents, ad infinitum if you're interested. But the sum total...
29. of the fact is that we have already lost two schools, two more
30. are teetering and if those patients are moved from those private,
31. not-for-profit residential schools and go into the State institu-
32. tions, they cost us twice or more per day and we appropriate
33. the money with no question. It's pure simple, economics to

1. keep them where they are, where they get better attention
2. and it costs the citizens less. Ladies and Gentlemen, out of
3. pure humanity, we have got to make this kind of an adjustment
4. or we're going to have to face the fact that we are not living
5. up to our requirements under 94-142 or our own departmental
6. mandates. I ask for a favorable roll call, Mr. President.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Request has been made for a roll call. Those in favor will
9. vote Aye. Those opposed will vote Nay. The voting is open.
10. Have all voted who wish? Have all voted who wish? Take
11. the record. On that question the Ayes are 32, the Nays
12. are 17, Amendment No. 14 is adopted. Further Floor amendments?

13. SECRETARY:

14. Amendment No. 15 offered by Senator Schaffer.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Schaffer.

17. SENATOR SCHAFFER:

18. Mr. President and members of the Senate. I think many of
19. us have gotten a great deal of mail and probably personal
20. visits from those people that we represent who are involved
21. in the community mental health facilities for the DD, for the
22. MI and the local alcoholism programs. The Governor, for reasons
23. that defy my ability to comprehend, included zero salary increases
24. for the non-State employees who operate those facilities. I've
25. never heard a particularly good explanation, in fact, I can't
26. honestly recall ever hearing an explanation of that decision.
27. The Senate Appropriations II Committee put in, I believe in
28. one of the first amendments; Amendment 4 or 5, a phased-in
29. pay increase which amounts to a 5.7 percent increase. I believe
30. they applied the eight percent solution, which I have a copy of
31. here, somewhere, and has been explained to me twice and I don't
32. know that I fully understand it, which may be more a reflection
33. on me than the solution. The simple fact is, though, that the

1. community based operations are not the same as the State of
2. Illinois. They do not phase their salary increases in and
3. to be totally honest with you, there may well be one or
4. two of them around the State that do, some of the larger ones
5. may have that policy. They do not pay the same salary schedule
6. as the State of Illinois, they do not have a step program and,
7. in fact, we are not giving them anywhere near equal treatment.
8. Most people recognize the fact that the solution to our mental
9. health situation, MI, DD and alcoholism, is in large part...rests
10. upon the shoulders of the local community organizations. This
11. amendment, I propose, is an additional 1.9 million dollars,
12. which is the additional 2.3 percent increase for these non-
13. State employees. It brings them up to eight percent, a real
14. eight percent for the year. They want fourteen, I don't
15. think we can justify giving anybody over eight this year, but
16. I think eight percent is justifiable.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? Senator Grotberg.

19. SENATOR GROTBORG:

20. Well, thank you, Mr. President and members. I rise in
21. support of Senator Schaffer's amendment. I think that what
22. we just did for the privates through Senator Berning's amend-
23. ment, the next thing to the private system that's efficient
24. in this State as far as MI and DD is concerned, and MH, is
25. the community system. We have people out there, their salary
26. levels are in general much less than the State employees,
27. they have waited and they have waited to be supported by
28. this General Assembly and I think we treat them as fairly as
29. we can each year. But nevertheless they are the foot soldiers
30. of the system, and they are close to the action and every problem
31. that they can handle locally does not wind up in that grossly
32. expensive shop, called the State Department of Mental Health.
33. The best bucks we can spend is to encourage and keep the good

1. people we've got out there, we must do something about it.
2. I'm reminded of...of Senator Schaffer's debate a few minutes
3. ago on another amendment when he was trying to explain why
4. we needed more money to supplant the North Aurora Center.
5. The main reason is, the State can't do anything as well as
6. local or private can do it and the most expensive mental
7. health system we've got on a per capita base, is the State
8. system. So, for heaven sakes, let's keep this system functioning,
9. keep the good people that we've got out there by trying to at
10. least attempt to keep them up with the cost of living and
11. I do rise in support and would urge everyone that can, vote
12. for this amendment, which is really No. 15. Is that correct,
13. Senator Schaffer?

14. SENATOR SCHAFFER:

15. That is correct, Senator.

16. SENATOR GROTBORG:

17. We thank you.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Further discussion? Senator Buzbee.

20. SENATOR BUZBEE:

21. Thank you, Mr. President. I rise in opposition to this
22. amendment. What this...all that we have done in allowing the
23. pay increases for those employees of the community agencies is,
24. we have applied roughly the same formula and, in fact, not even
25. quite as severe a formula as is applied to State agencies, on...
26. on pay increases. There was no objection at the time from the
27. community agencies. This is an attempt to add a million, nine
28. hundred four thousand of unbudgeted money..to the appropriation.
29. We are allowing them sufficient funds for an eight percent
30. pay increase, it's just that that eight percent pay increase
31. will be phased. You know, everybody does not start to work the
32. first day of July in a community agency and stay there for
33. twelve full months and...or any brand new employee, why should

1. we give them an eight percent pay increase right off the bat. So
2. this is simply applying, roughly, the same formula that we
3. apply to the State employees, the only thing is, we're being
4. a little bit more liberal. We've already been a little
5. bit more liberal, I might say, with the...with the phasing
6. for the community agencies than we are with the State employees.
7. And I would move that...rather I would submit to you that this
8. amendment ought to be defeated.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Regner.

11. SENATOR REGNER:

12. Yes, Mr. President and members. I, too, rise in opposition
13. to this amendment. As Senator Buzbee said, we provided an
14. eight percent increase for the community centers based on
15. a phased...phased-in program, which is the same we do for
16. State employees. Since that amendment went on in committee,
17. I have heard virtually nothing from the various community
18. areas wanting more. Now, true, Senator Grotberg...the more
19. money, as much money...as we throw at anything, they'll take
20. it and they'll spend it. We can give them money, give them
21. money, give them money, give them money and they will use it
22. and use it and use it. Now, somewhere along the way, we
23. have to tell them to operate the same way we do here, we
24. have pay raises, yes, we have pay raises, but we phase them
25. in. I think what we did in committee and what we did by, I
26. think it was Amendment No. 1, that went on this afternoon,
27. was very fair and equitable treatment.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Collins.

30. SENATOR COLLINS:

31. I have a question, not for Senator Schaffer, but I guess
32. for Senator Buzbee or Senator Regner, if that's...permissible.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Well, Senator Schaffer...

2. SENATOR COLLINS:

3. Senator...Senator Schaffer, then maybe you can answer

4. this question for me because I'm a bit confused. How can you

5. phase-in the personnel line item of a community based private

6. agency, if, in fact, they do not submit to...their total

7. appropriations is not submitted in...in the Department of

8. Mental Health's budget based on a line item for personnel?

9. How can you phase in the salaries of increases?

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Schaffer.

12. SENATOR SCHAFFER:

13. Well, my contention, and I have heard from the community

14. Mental Health people, largely I suspect, because I'm Chairman

15. of the State Mental Health Commission. Yes, it's been a lot

16. of fun. The simple fact is that most of these agencies are

17. not, in fact, adding employees, they are, in fact, losing

18. employees and cutting down the number of people they have

19. on board, so I don't think you have to worry about giving

20. new employees pay raises. When they haven't had a raise and

21. the salary period starts July 1, I think to apply the State...

22. the eight percent solution, flies in the face of...well, I

23. don't think it makes sense.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Collins.

26. SENATOR COLLINS:

27. I...I agree with you one hundred percent, Senator...Schaffer.

28. I think it's...you cannot apply that solution to a personnel

29. line item unless they had submitted in their budget X number

30. of staff..new staff, to be put on. And I don't think in...in

31. this case, you're talking about new employees coming into the

32. agencies. I...it was my understanding, however, in committee,

33. that this problem had been taken care of and I'm a little

1. surprised when I heard that...it had...they had not been included
2. for a raise. I also understand that they did not receive a
3. cost of living raise...increase last year. So, I think it's
4. only fair if we're going to give the State employees a raise...
5. raise, then cost of living increase, then we should also give
6. the private agencies, because these agencies are, in fact,
7. providing a very valuable service to the community. And they,
8. in fact, provide services to clients that...that they don't
9. even retrieve any reimbursement at all, so they have to absorb
10. much of the cost into the operation. I think we need those
11. agencies and...and...and this...amendment...is...is absolutely
12. necessary.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Further discussion of Amendment
15. No. 15? Those in favor say Aye. Opposed Nay. All right,
16. Senator, I think you lost your amendment. You want a roll
17. call? All right. There's been a request for a roll call.
18. Those in favor will vote Aye. Those opposed will vote Nay. The
19. voting is open. Have all voted who wish? Have all voted
20. who wish? Take the record. On that question the Ayes are
21. 25, the Nays are 29, none Voting Present. The motion to
22. adopt is lost. Further amendments?

23. SECRETARY:

24. Amendment No. 16 offered by Senator Regner.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Regner on Amendment No. 16.

27. SENATOR REGNER:

28. Well, I guess since Senator Buzbee's amendment to give
29. IDA one dollar before was adopted, this one doesn't mean
30. a whole lot, so I'll withdraw it.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The motion is to adopt. Is there discussion? ...Motion
33. is to withdraw. It's done. Further Floor amendments?

1. SECRETARY:
2. No further amendments.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. 3rd reading. Senate Bill 1640, Senator Grothberg. Read
5. the bill, Mr. Secretary, please.
6. SECRETARY:
7. Senate Bill 1640.
8. (Secretary reads title of bill)
9. 2nd reading of the bill. The Committee on Appropriations II
10. offers two amendments.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Buzbee on Amendment No. 1.
- 13.
- 14.
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- 24.
25. End of Reel
- 26.
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- 33.

1. SENATOR BUZBEE:

2. Thank you, Mr. President. Amendment No. 1 reduces the
3. Department of Corrections' two hundred and fifty million
4. dollar request by 4.5 million dollars. We restore some of
5. this in a later amendment, but the basic guidelines used in...
6. formulating this amendment included in the eight percent
7. pay plan, eight hundred and forty-two thousand dollars, plus
8. retirement and social security of a hundred and twelve thousand;
9. we cut twenty-four of eighty-one positions added to the FY-'80
10. base, two hundred and sixty thousand dollar, plus retirement
11. and social security, cut forty-five of two hundred and twenty
12. new positions, excluding the new prisons and phasing twelve
13. month budgeted positions at ten months. East Moline phased-
14. in at six months, not at 8.6, reduced General Offices for
15. not subtracting out funds for the Assistant A.G., who were
16. transferred, travel including...excluding, rather, new prisons
17. reduced from forty-one percent to...a twenty-one percent
18. increase; equipment excluding new prisons, reduced from a thirty-
19. three percent to a twenty percent increase, Revolving Fund
20. transfer deleted, overbudgeted social security appropriations
21. reduced, Contractual Services Subaccounts and General Offices
22. were reduced to provide for a ten percent increase. I might
23. add that we did not touch...we did not touch one security person,
24. or one medical person request; we left all that in, and I would
25. move the adoption of this amendment.

26. PRESIDING OFFICER: (SENATOR BRUCE)

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

30. SECRETARY:

31. Committee Amendment No. 2.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Buzbee.

1. SENATOR BUZBEE:

2. Thank you, Mr. President. Amendment No. 2, was offered
3. by Senator Regner. It reduces the General Office travel by
4. sixteen thousand six hundred dollars, which still provides
5. for a fifteen percent...increase over FY-'80. It reduces
6. the EDP Division by a million...rather, pardon me, one hundred
7. eighty-nine thousand dollars and I would move its adoption.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. The motion is to adopt. Discussion? All in favor say
10. Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is
11. adopted. Further committee amendments?

12. SECRETARY:

13. No further committee amendments.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Are there amendments from the Floor?

16. SECRETARY:

17. Amendment No. 3, offered by Senator Buzbee.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Buzbee.

20. SENATOR BUZBEE:

21. Thank you, Mr. President. This corrects a twenty-five
22. hundred dollar error that was made...and I would move its
23. adoption.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The motion is to adopt. Discussion? All in favor say
26. Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is
27. adopted. Further amendments?

28. SECRETARY:

29. Amendment No. 4, offered by Senator Regner.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Regner.

32. SENATOR REGNER:

33. Okay. It's no dollar change; it's line iteming the

1. Adult Advisory Council.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The motion is to adopt. Discussion? All in favor say

4. Aye. Opposed Nay. The Ayes have it. Senator Buzbee.

5. SENATOR BUZBEE:

6. I think, maybe, we have these amendments backwards or
7. something...it's...

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. All right. Senator Regner has moved the adoption of
10. Amendment No. 4. Discussion? Senator Buzbee.

11. SENATOR BUZBEE:

12. This is the restoration amendment. This adds a million
13. eight hundred fifty-seven thousand six hundred dollars back
14. of the four million four hundred thousand we had cut. Eight
15. hundred and fifty-seven thousand six hundred dollars for the
16. add-backs of cuts made in Committee Amendment No. 1, including
17. funds for the Correctional Officer Training Academy, Information
18. System, Pontiac and Dwight Facility and the Travel Allowance
19. Revolving Fund, recommended by the Auditor General. It does
20. one other thing, and the other thing is it adds a million dollars
21. that Senator Grothberg requested to implement an Act which we
22. passed in this General Assembly last year, which passed over
23. the veto of the Governor, and it mandates that the State pay
24. medical costs over twenty-five hundred dollars of persons housed
25. in county jails awaiting trial for alleged commission of a
26. State offense. We passed the bill, the Governor vetoed it,
27. we overrode the veto, the Bureau of the Budget saw fit to not
28. put any money in there; and so, we are actually putting a
29. million dollars in for that implementation; we're still some
30. three million...two and a half million under the total budget
31. request, even with this addition. And I would move its adoption.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. You've moved the adoption? After all that? All right.

1. All in favor say Aye. Opposed Nay. The Ayes have it. Amend-
2. ment No. 4 is adopted. Amendment No. 5, Mr. Secretary.

3. SECRETARY:

4. Amendment No. 5, offered by Senator Grotberg.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Grotberg.

7. SENATOR GROTBORG:

8. Thank you, Mr. Chairman...Mr. President and members of
9. the Senate. Amendment No. 5 addresses a problem that affects
10. several of the Senators here; but it also affects the programs
11. of our adult prison situation in the State of Illinois. I've
12. caused to be placed upon your desks an article from this
13. morning's Chicago Tribune, which really, although it's generic,
14. does explain in rather..detail some of the problems of the prison
15. system. All of us are getting tired of throwing money at
16. this problem; but when it comes down to prison programs, the
17. junior colleges of our State of Illinois have done a magnificent
18. job in the Centralia area for Senator Donnewald and Doc and
19. their new prison here in Springfield at...Hillsboro; you'll
20. soon be having a Junior College Program, East Moline, Senator
21. Wooten, Senator Sangmeister in Joliet and Grotberg, of course,
22. has several in his district. The best prison program we probably
23. have is where they can learn at least to do something academic
24. in their lives, besides just read and become jailhouse lawyers,
25. is the Junior College Program. In the drafting of the budget,
26. there was a foul up with the Community College Board on the
27. method of funding; they have changed...the College Board has...
28. changed their method of funding to use FY-1979 enrollments as
29. a basis for distribution. We find, in Corrections, that we're
30. on...lockup in our major institutions; Joliet, for about six
31. or seven months of '79, we have two new openings, three new
32. plus East Moline; and we do need the monies in this bill, which
33. are five hundred and sixty-seven thousand five hundred dollars

1. in the Contractual Services line to make sure that those programs
2. are available to the institutions that we know are going on
3. the air and those that are already on the air, but based on
4. the new funding Formula, I urge an adoption of the amendment
5. and your favorable vote on it.

6. PRESIDING OFFICER: (SENATOR BRUCE)

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

8. SENATOR BUZBEE:

9. Mr. President, I rise in opposition to this amendment.
10. They...the community colleges have all signed off on the
11. new funding formula that we...that we passed out of here a
12. few days ago. No addressal was made to this question whatsoever;
13. at no time did the Department or the Community Colleges ever,
14. in the appropriations process, say one word about this money
15. that they now say they need. It...it does affect some seven
16. community colleges in the State; I would point out, however,
17. it has a very minor effect on everyone, except Joliet. Joliet
18. is the one that would get the biggest amount of money out of
19. this particular amendment. The other six or seven colleges
20. that are affected are all very small amounts. I would also
21. indicate to you that the reason for the justification that
22. they give for it is an increase in credit hours...from fifty-
23. two thousand to almost sixty thousand for FY-'80, from...
24. pardon me, for FY-'81 from FY-'80. I don't think they have
25. the justification; I don't think they have the need or they
26. would have been saying something about it during the appropriations
27. process. Yesterday afternoon was the first time we were ever
28. made aware that anybody even wanted the money, and I submit
29. that we ought to defeat the...the amendment.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Further discussion? Senator Sangmeister.

32. SENATOR SANGMEISTER:

33. Yes, Mr. President and members of the Senate. I obviously

1. rise as a personal interest in this particular matter. At
2. the Stateville Penitentiary, as you know, there was a lockout
3. last year; and in answer to Senator Buzbee, I would say just
4. because they were not aware of how this was going to affect
5. them, because the year that was going to be involved in the
6. use, I don't think is any reason at all to say at this
7. point, now, that just because they didn't see what was coming
8. down the path for them, when they came at the last minute,
9. that they ought to be denied these funds. They, obviously,
10. were counting on this, they were budgeting accordingly; and
11. I'll tell you right now, that Joliet Junior College cannot
12. afford to lose two hundred and sixty-three thousand dollars;
13. that's an awful lot of money. And, after all, the lockout
14. wasn't their fault; that was something that, obviously, the
15. Department of Corrections had to do, but to say now that the
16. junior college has to suffer for the result of that is unfair,
17. and I suggest an Aye vote.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? Senator Davidson.

20. SENATOR DAVIDSON:

21. Mr. President and members of the Senate, I rise in support
22. of this motion. Not only in relation to the lockout, which
23. they had no control over, but in relation to, particularly, to
24. Senator Donnewald and myself, with the two new prisons which will
25. be coming on line and use of educational support for those
26. prisoners who are there. They are medium security people, who
27. ...on the process of being rehabilitated back out to society,
28. and one of the best ways is to try to get them educated or
29. give them some kind of a skill...they can make a worthwhile living,
30. honest living, on the outside. We're talking about monies
31. well spent through the community colleges and when the community
32. college..previous had not supported and then, I'm sure Senator
33. Buzbee had this letter with the new funding change, it calls

1. for a change in their requests; because there's no way they
2. could guess how many students they may have at either Centralia
3. or Hillsboro, in the new prisons in this coming year. And
4. they certainly don't have use of their local tax money or student
5. tuition to support the State while the State decides to refund
6. them in the next fiscal year. This is a good motion; this is...
7. money well spent to try to do something that addresses a bad
8. problem and I urge you all to vote Aye.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Regner.

11. SENATOR REGNER:

12. Mr. President and members, I rise in opposition to this
13. amendment. It was not in the budget; there was no request by
14. the Department of Corrections; there was no request by the
15. administration for it. The only request that I've heard is
16. from Senator Grotberg, Senator Davidson and Senator Sangmeister,
17. and a couple of community colleges. Now, when you take this
18. total dollar amount of five hundred thousand dollars, over
19. half of it goes to one community college; yes, and maybe some-
20. thing could be accomplished by putting the two hundred sixty-
21. three thousand dollars in one area, but when you split the
22. rest of that money up among six community colleges, you can't
23. get much of a program out of it, because they wind up averaging
24. about thirty thousand dollars, and there's no way you can solve
25. a problem or have an effective program for that kind of...money;
26. and I would suggest that small amounts like that would just be
27. dribbled away, and nothing would be accomplished by them, and
28. I urge the defeat of the amendment.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Is there further discussion? Senator Bruce.

31. SENATOR BRUCE:

32. I...I rise in support of this amendment. For several years
33. we have fought with the Appropriations Committee to develop

1. a program that will fund community colleges, based not on a
2. guesstimate of what the FTE is going to be in the next coming
3. year; but finally, this year we developed, and took all thirty-
4. nine community colleges, and got them to agree to a formula that
5. funds...that community colleges based on last year's enrollment.
6. Now, it seems to me once we do that, we have to be large
7. enough as a Legislative Body to recognize when, in fact, changes
8. have occurred. As Senator Sangmeister has pointed out, there
9. was a lockdown in 1979 at Joliet; and if you use that as the
10. base year, you are denying them the right to educate students,
11. because the money is not there, because the students weren't
12. there last year. I don't know who is at fault. Senator Buzbee
13. and Senator Regner are worried about the fact that one or the
14. other agencies, the community colleges or the Department of
15. Corrections, are somehow at fault. Maybe they are; but the
16. question is, the community colleges are going to suffer even
17. if...even if Corrections made the mistake, or the Community
18. College Board made the mistake, the difficulty is they won't
19. have the money to educate students that are going to be in a
20. new college at Hillsboro, at Centralia, at Joliet, at Lakeland,
21. at Lincoln Land, at Kaskaskia, Illinois Valley, Belleville and
22. Southeastern; and it seems infinitely reasonable, to me, that
23. we spend five hundred thousand dollars now, rather than spending
24. another ten or eleven or thirty million dollars building another
25. prison. We ought to be big enough to expect it. In the first
26. year of the new formula, we're going to have to make a few
27. changes and alterations in the way we spend money; and I would
28. hope that we could add this money in, and if there's some
29. additional information that needs to be provided, I'm sure it
30. will be by all the community colleges, the board, and the De-
31. partment of Corrections.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there further discussion? If not, Senator Grotberg

20 1446
MOTION in 21-80
5-21-80

1. may close debate.

2. SENATOR GROTEBERG:

3. I would just like a favorable roll call on one of the
4. more important programs among the eleven thousand prisoners
5. in the State of Illinois.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. The question is shall Amendment No. 5 to Senate Bill
8. 1640 be adopted. Those in favor will vote Aye. Those opposed
9. vote Nay. The voting is open. Have all voted who wish?
10. Have all voted who wish? Have all voted who wish? Take the
11. record. On that question, the Ayes are 30, the Nays 24, none
12. Voting Present. Amendment No. 5, having received the majority,
13. is declared passed. Any further amendments?

14. SECRETARY:

15. No further amendments.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. 3rd reading.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senate Bill 1781, Senator Nedza. Senator Wooten.

20. SENATOR WOOTEN:

21. Mr. President, I move that we go to the Order of Motions,
22. to consider a motion filed on Senate Bill 1946.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Leave is sought to move...go to the Order of Motions in
25. Writing to consider a motion on Senate Bill 1946. Is there
26. leave? Leave is granted. On page twelve of your Calendar,
27. Motions in Writing, is Senate Bill...a motion relating to
28. Senate Bill 1946. Read the motion, Mr. Secretary, please.

29. SECRETARY:

30. I move that Senate Bill 1946 be discharged from further...
31. from the Committee on Revenue and be placed on the Calendar
32. on the Order of 2nd reading, and be read a second time. Signed,
33. Senator Wooten.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Wooten.

3. SENATOR WOOTEN:

4. Yes, thank you, Mr. President. Senate Bill 1946, in
5. its present form, simply increases penalties for those who
6. collect State taxes, sales tax and then decamp. Quite frankly,
7. I would like to take this bill and put wheels under it so that
8. we can deal with...so that we can deal with investment tax
9. credit. It's a subject, I think, ought to be addressed singly,
10. and it's my intention to have Senate Bill 1946 amended into that form.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. The motion is to discharge...have the bill...placed on
13. the Order of 2nd reading and read a second time. Is there
14. discussion on that motion? Senator McMillan.

15. SENATOR MC MILLAN:

16. Mr. President and members of the Senate, I do appreciate
17. Senator Wooten indicating that he wanted to slide us on our
18. rear ends, but I think there are plenty of other vehicles
19. around for ample consideration of...of any kinds of amendments
20. that might be added to deal with whatever legislation of this
21. kind might be needed. I urge a No vote and would ask for a
22. roll call.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? Senator Maragos.

25. SENATOR MARAGOS:

26. I think we should give the courtesy, because we did not
27. fully discuss this in Revenue Committee; and I think you
28. should have the opportunity to have this matter discussed in
29. full on the Floor.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Wooten has moved to discharge the Committee on
32. Rules from further consideration of Senate Bill 1946; that
33. the bill be placed on the Order of 2nd reading and that the

1. bill be read a second time. I'm sorry, Senator Shapiro.
2. SENATOR SHAPIRO:
3. Well, Mr. President, I'd just like to remind everyone
4. and ask everyone, particularly on this side of the aisle,
5. to resist this motion to discharge.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. The Chair has indicated the motion. Those in favor will
8. vote Aye. Those opposed will vote Nay. The voting is open.
9. Have all voted who wish? Have all voted who wish? Take the
10. record. On that question, the Ayes are 32, the Nays are 20,
11. 2 Voting Present. The motion to discharge prevails, the bill
12. will be placed on the Order of 2nd reading; the Secretary is
13. ordered to read the bill a second time. For what purpose does
14. Senator McMillan arise?
15. SENATOR MC MILLAN:
16. For a verification.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. There has been a request for a verification. Will the
19. members please be in their seats. It's all right. The fact
20. that the board is cleared does not nullify the request for a
21. verification. Will the members...please be in their seats.
22. The Secretary will call those who voted in the affirmative;
23. will the members please respond when their name is called pursuant
24. to rule.
25. SECRETARY:
26. The following voted in the affirmative: Berman, Bruce,
27. Buzbee, Carroll, Chew, Collins, D'Arco, Daley, Demuzio, Donnewald,
28. Egan, Gitz, Hall, Johns, Jeremiah Joyce, Jerome Joyce, Knuppel,
29. Lemke, Maragos, McLendon, Merlo, Nash, Nedza, Nega, Netsch,
30. Newhouse, Sangmeister, Savickas, Vadalabene, Washington, Wooten,
31. Mr. President.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator McMillan, do you...request the presence of any
34. member?

AB 1946
2nd reading
5-21-63

- 1. SENATOR MC MILLAN:
- 2. Senator Lemke?
- 3. PRESIDING OFFICER: (SENATOR BRUCE)
- 4. Is Senator Lemke on the Floor? Is Senator Lemke on the
- 5. Floor? Strike his name.
- 6. SENATOR MC MILLAN:
- 7. Senator Demuzio.
- 8. PRESIDING OFFICER: (SENATOR BRUCE)
- 9. Is Senator Demuzio on the Floor? Yes. Senator Lemke
- 10. is on the Floor. Return his name to the roll call. Roll
- 11. call has been verified. On that question there were 32 Ayes, 20
- 12. Nays and the motion to discharge prevails, and the Secretary
- 13. will read Senate Bill 1946 a second time.
- 14. SECRETARY:
- 15. Senate...Senate Bill 1946.
- 16. (Secretary reads title of bill)
- 17. 2nd reading of the bill...No committee amendments.
- 18. PRESIDENT:
- 19. Are there amendments from the Floor?
- 20. SECRETARY:
- 21. Amendment No. 1, offered by Senator Bruce.
- 22. PRESIDENT:
- 23. Senator Bruce.
- 24. SENATOR BRUCE:
- 25. Thank you, Mr. President. I offer Amendment No. 1 to Senate
- 26. Bill 1946, and will explain it briefly; in that it strikes every-
- 27. thing after enacting clause, and inserts two new provisions.
- 28. One, it removes the limitation that was placed in the Corporate
- 29. Personal Property Tax Bill of last year on the deductibility of
- 30. Personal Property Tax from the new Income Tax. That limitation
- 31. which was placed in that Legislation; we've had a chance to re-
- 32. view and take a look at, as we mentioned on the Floor last year.
- 33. Part one of the amendment will remove that limitation, and

1. allow the full deduction of all Personal Property Tax paid
2. against the Personal Property Tax Income Tax. That should
3. cost the State, or have a tax impact of approximately 2.6
4. million dollars. Secondly, the amendment provides for an
5. investment tax credit against Illinois Income Tax, beginning
6. after 12-31-82 to 1-1-85 of one percent, and after 12-31-84
7. of two percent. There is a...certain requirements, it has
8. to be depreciable property recognized by the Federal
9. Government under the Internal Revenue Code, have a useful
10. life of four years or more, be sited in the State of Illinois
11. and be principally used for manufacturing. The definition
12. is in the amendment of how...of what we mean by...by manufacturing.
13. It has an immediate effective date as to the removal of the
14. cap, and the...the other provisions begin on or after January
15. the 1st, 1980. I would ask for your favorable consideration.
16. I think the bill...deductibility clauses is good, and the
17. investment tax credit; it's been widely discussed in this Body
18. and in the House, I think it would be a very great incentive
19. to attract industry to the State of Illinois, and I move for
20. its favorable consideration.

21. PRESIDENT:

22. All right. Senator Bruce has moved the adoption of
23. Amendment No. 1 to Senate Bill 1946. Discussion? Senator
24. Shapiro.

25. SENATOR SHAPIRO:

26. Mr. President, I would just like to make a request that
27. after we have looked at the amendment, if we could have permission,
28. to bring it back from 3rd to 2nd tomorrow, in case we think...

29. PRESIDENT:

30. That request is...that request is always in order. Yes, Sir.
31. Senator Grotberg.

32. SENATOR GROTEBERG:

33. Thank you, Mr. President. Before the roll call, I just

1. wanted to say what a pleasure it is to see the majority try
2. to outdo Ronald Reagan on suddenly getting excited about private
3. enterprise and how to save the jobs that you drove out of here
4. for the last five years; and anything else you can do, I'll
5. be with you fellas, thank you.

6. PRESIDENT:

7. Senator Bruce has moved the adoption of Amendment No. 1
8. to Senate Bill 1946. Further discussion? Senator Walsh.
9. Senator Walsh.

10. SENATOR WALSH:

11. Mr...Mr. President and members of the...of the Senate.
12. I think it's...it's admirable that Senator Bruce now has seen
13. the light; having resisted our efforts to provide for full
14. deductibility when the Replacement Tax Bill was passed last
15. year. However, the second provision of this...of this bill,
16. the investment credit, is...is something that, I think, bears
17. close scrutiny. And, I'm just wondering what the procedure
18. is going to be...it's going to be debated tomorrow and brought
19. back for consideration tomorrow, or what, Mr. President?

20. PRESIDENT:

21. Well, we have indicated to Senator Shapiro that if there's
22. a request to bring it back, that request will be honored.
23. Otherwise, it will be moved to 3rd reading, and will appear
24. on the Calendar on the Order of 3rd reading tomorrow, for passage.
25. Any further discussion? If not, Senator Bruce has moved the
26. adoption of Amendment No. 1 to Senate Bill 1946. If there's
27. no further discussion, all in favor signify by saying Aye.
28. All opposed. The Ayes have it. The amendment is adopted.
29. Further amendments?

30. SECRETARY:

31. Amendment No. 2, offered by Senator Bloom.

32. PRESIDENT:

33. Senator Bloom.

1. SENATOR BLOOM:
2. Mr. President?
3. PRESIDENT:
4. Yes, Senator Bloom.
5. SENATOR BLOOM:
6. We gambled, and that amendment is technically flawed.
7. So, I'd ask it be withdrawn at this time.
8. PRESIDENT:
9. All right, he withdraws Amendment No. 2. Further amend-
10. ments?
11. SECRETARY:
12. No further amendments.
13. PRESIDENT:
14. 3rd reading. Is there further business to come before
15. the Senate? If not, Senator Donnewald..Gentlemen and Ladies
16. if I can...we will start tomorrow morning at nine o'clock
17. sharp. If we could have everybody here, we're, Senator Shapiro
18. and I have determined we are going to make a real run of trying
19. to finish tomorrow; so, please. Senator Donnewald stands...that
20. the Senate stand adjourned until 9:00 a.m. tomorrow morning.
21. The Senate stands adjourned.
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