

81st GENERAL ASSEMBLY

REGULAR SESSION

JUNE 20, 1979

1. PRESIDENT:

2. The hour of nine having arrived, the Senate will please
3. come to order. Will our guests in the Gallery please rise.
4. The prayer this morning by the Reverend Rudolph Shoultz,
5. Union Baptist Church, Springfield, Illinois. Reverend.

6. REVEREND SHOULTZ:

7. (Prayer by Reverend Shoultz)

8. PRESIDENT:

9. Thank you, Reverend. Reading of the Journal.

10. SECRETARY:

11. Tuesday, June the 12th, 1979, Wednesday, June the 13th,
12. 1979, and Thursday, June the 14th, 1979.

13. PRESIDENT:

14. Senator Johns.

15. SENATOR JOHNS:

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

19. PRESIDENT:

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

23. SENATOR JOHNS:

24. Mr. President, I move that reading and approval of the
25. Journals of Friday, June the 15th, Monday, June the 18th,
26. and Tuesday, June the 19th, in the year 1979, be postponed,
27. pending arrival of the printed Journal.

28. PRESIDENT:

29. You've heard the motion. All in favor signify by saying
30. Aye. All opposed. The Ayes have it. So ordered. Committee
31. Reports.

32. SECRETARY:

33. Senator Wooten, Chairman of Executive Committee, reports
out the following resolutions: Senate Resolution 196, 226,

SB 1117
Agreed Bill List
6-20-79

1. and 227, recommends Do Adopt. Senate Joint Resolution
2. 48, recommends Do Adopt as Amended. Senate Resolution
3. 175, recommends Do Adopt as Amended.

4. Senator Carroll, Chairman of Appropriations I Committee,
5. reports out House Bill 2576, with the recommendation Do Pass.

6. PRESIDENT:

7. Messages from the House.

8. SECRETARY:

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

10. Mr. President- I am directed to inform the Senate that
11. the House of Representatives has passed the following bills,
12. together with the request for concurrence in the following
13. amendments:

- 14. Senate Bill 17, with House Amendment No. 1.
- 15. Senate Bill 48, with House Amendment No. 1.
- 16. Senate Bill 122, with House Amendment No. 1.
- 17. Senate Bill 133, with House Amendments No.'s 1, 2, 4,
18. and 6.
- 19. Senate Bill 147, with House Amendments 1 and 5.
- 20. Senate Bill 185, with House Amendment 1.
- 21. Senate Bill 313, with House Amendment 1.
- 22. Senate Bill 482, with House Amendment 1.
- 23. Senate Bill 509, with House Amendments 1 and 2.
- 24. Senate Bill 536, with House Amendment 1.
- 25. Senate Bill 636, with House Amendment 1.
- 26. Senate Bill 764, with House Amendment 1.
- 27. Senate Bill 811, with House Amendment 1.
- 28. Senate Bill 844, with House Amendment 1.
- 29. Senate Bill 872, with House Amendment 1.
- 30. Senate Bill 930, with House Amendments 1, 2, 3, and 4.
- 31. Senate Bill 966, with House Amendments 1 and 2.
- 32. Senate Bill 1178, with House Amendment 1.
- 33. Senate Bill 1202, with House Amendment 1.
- Senate Bill 1223, with House Amendment 1.

1. Senate Bill 1314, with House Amendment 1.
2. Senate Bill 1320, with House Amendment 1.
3. Senate Bill 1335, with House Amendment 1.
4. Senate Bill 1341, with House Amendments 1, 2, and 3.
5. Senate Bill 1344, with House Amendment 1.
6. Senate Bill 1350, with House Amendment 1.

7. PRESIDENT:

8. Resolutions.

9. SECRETARY:

10. Senate Resolution 234, offered by Senators Maragos, Rock,
11. and all Senators, it's congratulatory.

12. PRESIDENT:

13. Consent Calendar.

14. SECRETARY:

15. Senate Joint Resolution 62, offered by Senators Regner,
16. Buzbee, Sommer, and Carroll.

17. PRESIDENT:

18. Executive. Yes, Senator Nimrod, for what purpose do you
19. arise?

20. SENATOR NIMROD:

21. Mr. President, on the Consent...Resolution, I have Resolution
22. No. 232, which is for a dedication of a ten-year celebration
23. of Oakland Community College, and I wonder if it's still on
24. Consent...if I might have it passed beforehand, in order to
25. make sure I can send it to them, since we're not going home.

26. PRESIDENT:

27. That motion is in order. Senator Nimrod moves to suspend
28. the rules for the immediate consideration and adoption of
29. Senate Resolution 232. Is leave granted? Leave is granted.
30. Senator Nimrod.

31. SENATOR NIMROD:

32. Yes. I would move for the adoption...immediate adoption
33. of Resolution 232.

PRESIDENT:

1. Senator Nimrod moves for the adoption of Senate
2. Resolution 232, a congratulatory resolution. All in favor
3. signify by saying Aye. All opposed. The Ayes have it.
4. The resolution is adopted. The Senate will be in order.
5. If we can have the attention of the membership, Senator
6. Donnewald.

7. SENATOR DONNEWALD:

8. Could I have the attention of the membership? We've just
9. ...we've just passed out a proposed Agreed Bill List, that
10. every member should have by now, and, when we do go to the
11. Order of 3rd reading, those particular bills will not be
12. called. We'll just skip over those, so, for the...membership
13. should remember that, if the bill isn't called, look on the
14. list that you have, and it's probably on that list. Now,
15. in the event that any five members wish to object to any of
16. the bills on the Agreed Bill List, the proposed list, their
17. objections shall be in writing. There has to be at least
18. five, in writing, by Friday evening. Also, at that time,
19. the membership should indicate on which bills they wish to
20. vote No, for the sake of the Secretary, and for the record.
21. I would also ask that, and I know many of the bills, I hope,
22. will not be called on the Order of 3rd reading, and I
23. would, really, request the membership to advise the Parliamentarian
24. or the Secretary, whoever is available, that they do wish,
25. their bill on 3rd reading, to be called. Now, that's going
26. to save us an awful lot of time. I don't intend to try
27. to invoke the Donnewald Rule at this time, but if we do
28. slow down, I think we're going to have to resort to that.

29. PRESIDENT:

30. Senator Graham.

31. SENATOR GRAHAM:

32. I'd like to ask a question of either the Chair, or of
33. Senator Donnewald. If a bill is on an agreed list, and if
we go by it on the Calendar, and if, at some later date,

1. it is stricken from the Agreed Bill List, by a...five members
2. objecting, then will we return to pick that bill up in its
3. regular order, or would that automatically mean we don't
4. ever go back to it? I think we might have a little problem,
5. there.

6. PRESIDENT:

7. Senator Donnewald.

8. SENATOR DONNEWALD:

9. Well, we...certainly would go back to that, in that
10. order. It's only fair that we do it that way.

11. SENATOR GRAHAM:

12. Yeah, we could...Maybe in that order, we could do, if
13. there were four or five of them,...do them all at the
14. same time, so that the sponsors don't lose their turn.

15. SENATOR DONNEWALD:

16. I'm sure that the Body would give leave for that
17. arrangement.

18. SENATOR GRAHAM:

19. Yeah. Thank you, Senator.

20. PRESIDENT:

21. Senator Demuzio.

22. SENATOR DEMUZIO:

23. Yes, Mr. President. I'd also like to ask a Parliamentary
24. question. The bills that were read into the record on Monday,
25. it was my impression that, my understanding, that Friday
26. was the last day for bills to be reported out of committee,
27. and I'm just wondering what posture those bills are in at
28. this time, that they were read into the record on Monday.

29. PRESIDENT:

30. Well, we indicated on Friday, that they were, in fact,
31. reported out. Just because of logistics, that we were not
32. able, because of the quick close of business on Friday,
33. to,secretarily, to get the committee report. I think those
bills are in fine fettle. Senator Geo-Karis.

1. SENATOR GEO-KARIS:

2. Mr. President, and Ladies and Gentlemen of the Senate.
3. Yesterday, Senator Donnewald read a list of bills that would
4. be recalled to 2nd from 3rd reading.

5. PRESIDENT:

6. Correct.

7. SENATOR GEO-KARIS:

8. ...and we stopped on about the middle.

9. PRESIDENT:

10. Correct.

11. SENATOR GEO-KARIS:

12. Will you continue with that, today, so we can put it...

13. PRESIDENT:

14. We...intend to get back to that order of business, yes.

15. SENATOR GEO-KARIS:

16. Thank you.

17. PRESIDENT:

18. All right. Senator Donnewald, anything further?

19. SENATOR DONNEWALD:

20. Well, only to repeat that I certainly would request
21. the membership that those bills that they wish called, on
22. the Order of 3rd reading, indicate to the Parliamentarian,
23. and we will mark the Calendar accordingly, and proceed on
24. that order of business.

25. PRESIDENT:

26. We are going right down the Calendar. Senator Regner.

27. SENATOR DONNEWALD:

28. ...and you may, you should start indicating right now,
29. as to what bills you want called...

30. PRESIDENT:

31. Senator Regner.

32. SENATOR REGNER:

33. Yes, Mr. President, and members. Yesterday, I brought
a Senate Joint Resolution up to the Secretary's Desk...the

1. adjournment yesterday, was not actually referred to the
2. Executive Committee, but they did hear the bill, yesterday,
3. and it was agreed, at that time, that I would move, today,
4. to discharge the Executive Committee from further consideration
5. of Senate Joint Resolution 62, and that it do be placed on
6. the Calendar for consideration.

7. PRESIDENT:

8. You've heard the request. Is leave granted? Leave is
9. granted. Senate Joint Resolution 62? 62, placed on the Order
10. of Secretary's Desk. All right, the Chair would also like
11. to indicate that I have issued a directive to the Sergeant-
12. at-Arms, and his assistant, and all the doorkeepers, that
13. they are not to bring in any messages, calling for members
14. to be called outside. The directive is mine, so I will
15. take the heat, but...we're just going to stop opening that
16. front door. Yes, Senator Vadalabene.

17. SENATOR VADALABENE:

18. Thank you, Mr. President. On that Order of Recall,
19. would you have that list of numbers where you stopped, so
20. that we can get our bills ready again?

21. PRESIDENT:

22. Well, we have, in fact, compiled both lists from yesterday.
23. I will ask the Secretary to make enough copies for everybody,
24. and we will pass them out. All right, would you open the
25. Calendar to page 2, on the Order of House Bills, 3rd reading.
26. House Bill 18, Senator Moore. On the Order of House Bills,
27. 3rd reading, House Bill 18. Read the bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 18.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDENT:

33. Senator Moore.

1. SENATOR MOORE:

2. Thank you, Mr. President, members of the Senate. House
3. Bill 18 amends the Parental Responsibility Act. It provides
4. that a parent may be assessed damages, not to exceed fifteen
5. hundred dollars. The present cap is five hundred, and this
6. is for each occurrence for such willful or malicious act
7. of the minor, causing injury or personal...for personal injury,
8. only medical, dental, and hospital expenses. The only
9. change, it moves the cap from five hundred to fifteen hundred.
10. This Body has previously passed a bill at a thousand. We
11. will let the Governor, in his wisdom, decide which he wants.
12. I'd move...I'd answer any questions. If not, I'd ask for a
13. favorable roll call.

14. PRESIDENT:

15. Is there any discussion? If not, the question is shall
16. House Bill 18 pass? Those in favor will vote Aye. Those
17. opposed will vote Nay. The voting is open. Have all voted
18. who wish? Have all voted who wish? Take the record. On
19. that question, the Ayes are 51, the Nays are none. None
20. Voting Present. House Bill 18, having received a constitutional
21. majority, is declared passed. On the Order of House Bills,
22. 3rd reading, House Bill 21, Senator Johns. 65, Senator
23. Carroll. 84, Senator Joyce. On the Order of House Bills,
24. 3rd reading, House Bill 84. Read the bill, Mr. Secretary.

25. SECRETARY:

26. House Bill 84.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDENT:

30. Senator Joyce.

31. SENATOR JEREMIAH JOYCE:

32. Thank you, Mr. President, Ladies and Gentlemen of the
33. Senate. House Bill 64 amends the Civil Practice Act, specifically
Section 64-3 of the CPA, clarifying the standard by which

1. the defendant's motion for judgement at the close of the
2. plaintiff's case, in a non-jury trial, is to be considered.
3. I move your favorable consideration at this time, and I'm ready
4. to answer any questions you may have.

5. PRESIDENT:

6. Is there any discussion? If not, the question is shall
7. House Bill 84 pass? Those in favor will vote Aye. Those
8. opposed will vote Nay. The voting is open. Have all
9. voted who wish? Have all voted who wish? Take the record.
10. On that question, the Ayes are 52, the Nays are none. None
11. Voting Present. House Bill 84, having received a constitutional
12. majority, is declared passed. On the Order of House Bills,
13. 3rd reading, top of page 3, House Bill 96, Senator Gitz. On
14. the Order of House Bills, 3rd reading, House Bill 96. Read
15. the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 96.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Gitz.

22. SENATOR GITZ:

23. There were several House Bills, which were introduced,
24. to deal with the problem of hazardous conditions within a
25. mile and a half of the school. The Senate Education
26. Committee consolidated the best ideas of three different
27. bills into House Bill 96, in the amendment. In the
28. amendment form, I think we have taken care of most of the
29. outstanding problems in this rather grave situation. The
30. determination of what constitutes a serious safety hazard
31. is made by the school board, but there will be guidelines
32. promulgated by the Illinois Department of Transportation,
33. in consultation with the State Superintendent of Education.
I think there are sufficient safeguards in this bill to

1. solve a problem, without undue bureaucracy, and I would
2. hope for its adoption.

3. PRESIDENT:

4. Is there any discussion? If not, the question is shall
5. House Bill 96 pass? Those in favor will vote Aye. Those
6. opposed will vote Nay. The voting is open. Have all voted
7. who wish? Have all voted who wish? Take the record. On
8. that question, the Ayes are 49, the Nays are 1. 1 Voting
9. Present. House Bill 96, having received a constitutional
10. majority, is declared passed. 128, Senator Mitchler. On
11. the Order of House Bills, 3rd reading, House Bill 128. Read
12. the bill, Mr. Secretary.

13. SECRETARY:

14. House Bill 128.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.

17. PRESIDENT:

18. Senator Mitchler.

19. SENATOR MITCHLER:

20. House Bill 128, Mr. President, and members of the Senate,
21. is a bill amending the Personnel Code to extend the Veterans
22. Preference to surviving spouse, if he or she is unmarried,
23. of either a disabled veteran, or a veteran killed in action.
24. If the veteran is unmarried, preference goes to the first
25. qualifying parent. The bill would become effective January
26. 1, 1980. I would ask for approval of this bill.

27. PRESIDENT:

28. Is there any discussion? If not, the question is shall
29. House Bill 128 pass? Those in favor will vote Aye. Those
30. opposed will vote Nay. The voting is open. Have all voted
31. who wish? Have all voted who wish? Take the record. On that
32. question, the Ayes are 52, the Nays are 2. None Voting
33. Present. House Bill 128, having received a constitutional
majority, is declared passed. 140, Senator Sangmeister. On

1. the Order of House Bills, 3rd reading, House Bill 140.
2. Read the bill, Mr. Secretary.
3. SECRETARY:
4. House Bill 140.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDENT:
8. Senator Sangmeister.
9. SENATOR SANGMEISTER:
10. Thank you, Mr. President, members of the Senate. This
11. bill amends the Juvenile Court Act, and, very simply, what
12. it does, is it allows the juvenile court to use the manner
13. of restitution in juvenile cases, as we have in adult cases
14. today. So, the amount shall not exceed the actual
15. out-of-pocket expenses to the victim, and there's a five-
16. year limit on it, so all we're doing is extending to
17. juveniles what we have for adults. The fact that restitution
18. can be a part of the order entered by the juvenile court.
19. I think it makes sense. I ask for its...
20. PRESIDENT:
21. Is there any discussion? If not, the question is shall
22. House Bill 140 pass? Those in favor will vote Aye. Those
23. opposed will vote Nay. The voting is open. Have all voted
24. who wish? Have all voted who wish? Take the record. On
25. that question, the Ayes are 54, the Nays are none. 1 Voting
26. Present. House Bill 140, having received a constitutional
27. majority, is declared passed. Senator Weaver, on 144. On
28. the Order of House Bills, 3rd reading, House Bill 144. Read
29. the bill, Mr. Secretary.
30. SECRETARY:
31. House Bill 144.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.
PRESIDENT:

1. Senator Weaver.

2. SENATOR WEAVER:

3. Thank you, Mr. President, and members of the Senate.
4. House Bill 144 does just as the Calendar states. It provides
5. that the Office of Consumer Services must make available
6. to the public the purpose for which funds are being requested
7. by various agencies. If there are any questions, I'd be happy
8. to answer them.

9. PRESIDENT:

10. Is there any discussion? If not, the question is shall
11. House Bill 144 pass? Those in favor will vote Aye. Those
12. opposed will vote Nay. The voting is open. Have all voted
13. who wish? Have all voted who wish? Take the record. On
14. that question, the Ayes are 54, the Nays are none. 1 Voting
15. Present. House Bill 144, having received a constitutional
16. majority, is declared passed. 148, Senator Berning. On the
17. Order of House Bills, 3rd reading, bottom of page 3, House
18. Bill 148. Read the bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 148.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Berning.

25. SENATOR BERNING:

26. Thank you, Mr. President, and members of the Senate.
27. House Bill 148, as introduced, merely inserted the word
28. Illinois, in front of the phrase Department of Public
29. Health. Some of our county clerks were at a loss to under-
30. stand whether they were required to file a report of a
31. dissolution with the county within the state where the
32. original marriage took place. This is to clarify that, so
33. that they are only required to file in Illinois. The
amendment changed the phrase dissolution of marriage to

1. divorce, and that simply is to conform to general practice,
2. and let me refer you to a bill we had under consideration
3. yesterday, House Bill 273, where the phrase is used encouraging
4. divorced parents. This is general terminology, and meets
5. the needs and understanding of the average citizen, and I
6. would suggest a favorable vote on House Bill 148, as
7. amended.

8. PRESIDENT:

9. Is there any discussion? If not, the question is shall
10. House Bill 148 pass? Those in favor will vote Aye. Those
11. opposed will vote Nay. The voting is open. Have all voted
12. who wish? Have all voted who wish? Take the record. On
13. that question, the Ayes are 48, the Nays are 2. None Voting
14. Present. House Bill 148, having received a constitutional
15. majority, is declared passed. On the Order of House Bills,
16. 3rd reading, House Bill 150, Senator Schaffer. On the Order
17. of House Bills, 3rd reading, House Bill 150. Read the bill,
18. Mr. Secretary.

19. SECRETARY:

20. House Bill 150.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Schaffer.

25. SENATOR SCHAFER:

26. Mr. President, members of the Senate, this bill does
27. pretty much as described. It would require people receiving
28. teaching certificates to have had course work in special
29. education recognition by 1981. Senator Wooten's staff has
30. checked this out to 1981. The deadline is extremely workable.
31. No one seems to have trouble with it. I think it's a very
32. good bill. I'd be happy to answer questions. Otherwise,
33. appreciate a favorable roll call.

PRESIDENT:

1. Is there any discussion? Senator Demuzio.

2. SENATOR DEMUZIO:

3. One question of the sponsor. This bill does not apply
4. to the City of Chicago, is that correct? And if so, why
5. not?

6. PRESIDENT:

7. Senator Schaffer.

8. SENATOR SCHAFFER:

9. There was some discussion on that. Anyone getting a
10. teaching certificate, you know, Statewide, would have it,
11. and I believe that the requirements for the City of Chicago
12. already have this in their regulations, if not in the law.
13. I don't see it as a problem, and no one else has broached
14. it as a problem.

15. PRESIDENT:

16. Senator Grotberg.

17. SENATOR GROTBORG:

18. Will the sponsor yield for a question?

19. PRESIDENT:

20. Indicates he will yield. Senator Grotberg.

21. SENATOR GROTBORG:

22. My concern, Senator Schaffer, is that...this is a mandate,
23. right?

24. PRESIDENT:

25. Senator Schaffer.

26. SENATOR SCHAFFER:

27. I would point out to you, it doesn't mandate a special
28. course, it just says course work, so that all we're asking
29. the teaching colleges, not the individual schools, but the
30. teaching colleges to do, is to include course work in identification
31. of the exceptional child and their problems in the curriculum.
32. Most of them are doing it, but it is still quite possible
33. to receive a teaching certificate in this State, without
having that course work, and we think that's wrong.

HB 150
3rd reading
6/20/79

1. PRESIDENT:
2. Senator Grotberg.
3. SENATOR GROTBORG:
4. Then it has nothing to do with teachers that are
5. already certificated?
6. PRESIDENT:
7. Senator Schaffer.
8. SENATOR SCHAFFER:
9. No. This is prospective, only.
10. PRESIDENT:
11. Any further discusssion? Senator Schaffer, do you wish
12. to close? The question is shall House Bill 150 pass?
13. Those in favor will vote Aye. Those opposed will vote
14. Nay. The voting is open. Have all voted who wish? Have
15. all voted who wish? Take the record. On that question,
16. the Ayes are 50, the Nays are 2. 2 Voting Present. House
17. Bill 150, having received a constitutional majority, is
18. declared passed. 153, Senator Maragos. On the Order of
19. House Bills, 3rd reading, House Bill 153. Read the bill,
20. Mr. Secretary.
21. SECRETARY:
22. House Bill 153.
23. (Secretary reads title of bill)
24. 3rd reading of the bill.
25. PRESIDENT:
26. Senator Maragos. Senator Maragos.
27. SENATOR MARAGOS:
28. Mr. President, members of the Senate. This bill gives
29. relief to small organizations, which are charitable and
30. recreational in nature, which are not affiliated with any
31. church group, but which have no compensator office or
32. employees, and it had passed the committee with the
33. amendment, and I ask for your support.
PRESIDENT:

1. Is there any discussion? If not, the question is
2. shall House Bill 153 pass? Those in favor will vote Aye.
3. Those opposed will vote Nay. The voting is open. Have all
4. voted who wish? Have all voted who wish? Take the record.
5. On that question, the Ayes are 47, the Nays are 6. 1 Voting
6. Present. House Bill 153, having received a constitutional
7. majority, is declared passed. 162, Senator Coffey. 164,
8. Senator Johns. On the Order of House Bills, 3rd reading,
9. House Bill 164. Read the bill, Mr. Secretary.

10. SECRETARY:

11. House Bill 164.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDENT:

15. Senator Johns.

16. SENATOR JOHNS:

17. Well, I'll do my best. This bill was in committee. It's
18. been discussed thoroughly. We've talked all over this
19. General Assembly about it, and it's protection of abused children,
20. and I would appreciate a favorable roll call.

21. PRESIDENT:

22. Is there any discussion? If not, the question is shall
23. House Bill 164 pass? Those in favor will vote Aye. Those
24. opposed will vote Nay. The voting is open. Have all voted
25. who wish? Have all voted who wish? Take the record. On
26. that question, the Ayes are 49, the Nays are 1. 5 Voting
27. Present. House Bill 164, having received a constitutional
28. majority, is declared passed. 172, Senator Knuppel. On
29. the Order of...183, Senator Berman. On the Order of House
30. Bills, 3rd reading, House Bill 183. Read the bill, Mr.
31. Secretary.

32. SECRETARY:

33. House Bill 183.

(Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDENT:

3. Senator Berman.

4. SENATOR BERMAN:

5. Thank you, Mr. President, and Ladies and Gentlemen of
6. the Senate. House Bill 183 is a response to a Supreme
7. Court decision in 1978, called Zurcher versus Stanford
8. Daily. This is a decision of the U.S. Supreme Court, in
9. which it indicated that under their interpretation of the
10. First Amendment of the United States Constitution, that
11. there was no restriction upon the issuance of search
12. warrants, as it affects the newspaper or the news media.
13. This bill is in response to that decision, and what the
14. bill does, it was discussed in Judiciary II Committee,
15. was put over, and was amended, and had a good deal of
16. discussion about it. What it requires is that it does
17. not outright prohibit search warrants as to news media, but
18. it does require certain conditions, and that when items,
19. which would be the work product or items used in the ordinary
20. course of business of the news media, are to be the subject
21. of a search warrant, the court, before issuing such a search
22. warrant, must determine that the item to be seized, or the
23. person that has that item, has committed or is committing
24. a criminal offense, or the thing to be seized is going to
25. be destroyed or removed from the State, if the search
26. warrant is not issued. It has been tightened up by the
27. amendment. I think it's a reasonable response to the
28. Supreme Court decision, and still provides a degree of
29. freedom that the press, I believe, is entitled to, in order
30. to operate responsibly. I'd be glad to respond to any
31. questions.

32. PRESIDENT:

33. Is there any discussion? Senator Keats.

SENATOR KEATS:

1. Senator Berman, the...what I'm wondering about with
2. this bill, how difficult is it now for a police department
3. who knows that a news media, whether it be a newspaper or
4. not, knows that they have evidence dealing with murder or
5. other crimes at that level, how difficult is it for them
6. now to get a subpoena? My understanding is, it would be
7. virtually impossible, knowing the basic thoughts of the
8. judiciary in the State today.

9. PRESIDENT:

10. Senator Berman.

11. SENATOR BERMAN:

12. Aside from personal feelings of the judge, the case law
13. is clear, that under Zurcher, there is no limitation upon
14. the discretion of the court to issue a warrant, so if you
15. have a judge that feels that a warrant, I'm sorry, that a
16. search warrant be issued, there is no limitation in the
17. law, and that's really what we're dealing with here, is
18. the question of the law. The Zurcher Case said that they
19. ...there is no greater...no difference between the access
20. of a search warrant to news media premises, as to any other
21. types of premises, so that, I think, the comment that was
22. made to you may be a subjective one. That's not the way
23. the law reads. A search warrant could be issued for any
24. news media or any other person on the same grounds.

25. PRESIDENT:

26. Further discussion? Senator Rhoads.

27. SENATOR RHOADS:

28. Senator Berman, you've partially answered my question.
29. I thought that the Stanford Daily Case did set down some
30. guidelines, but if you say not, okay, but let me ask you
31. this question, then. Is there anything in your bill which
32. would prohibit the search warrant to include a reporter's
33. notes, which notes might have a bearing on a criminal in-
vestigation?

1. PRESIDENT:

2. Senator Berman.

3. SENATOR BERMAN:

4. The notes...the protection provided in this bill extends
5. to the work product, which would be the notes, only if...and
6. those notes are obtainable under this bill, if the person
7. who has possession of them has committed a criminal...is
8. committing or has committed a criminal offense, or these
9. items would be destroyed or removed from the State. Now,
10. keep in mind that we're talking about a search warrant.
11. Subpoenas are not touched by the bill. Subpoenas can
12. be issued at any time, for any purpose, and, technically,
13. theoretically, classically, the reason for a search warrant
14. is...because of the fear of destruction or removal of the
15. material, so this bill does not remove the notes from
16. the purview of a search warrant, except to the extent
17. that the qualifications are not met.

18. PRESIDENT:

19. Senator Rhoads.

20. SENATOR RHOADS:

21. Well, I'm not concerned with criminal activity on
22. the part of the reporter. Presumably, the reporter has
23. no part in the criminal activity. I'm concerned about the
24. substance of the notes. Now, you say that a search warrant
25. is used primarily to prohibit the abandonment of those notes,
26. or prohibit their possible destruction. Search warrants can
27. also be used to discover that such notes exist in the first
28. place. In order to issue a subpoena, you have to know about
29. the existence of something. Now, a search warrant can be
30. used to discover that such notes do, in fact, exist. Now,
31. I'm not concerned about the reporter having criminal activity.
32. What I'm asking you is that would your bill prohibit a search
33. warrant from going in to look for notes, to discover the
existence of such notes?

1. PRESIDENT:

2. Senator Berman.

3. SENATOR BERMAN:

4. I think you're misinformed, Senator. Let me read to
5. you the existing law, and you'll see that what you are
6. talking about isn't the existing law. "Grounds for a search
7. warrant, upon the written complaint of any person under
8. oath or affirmation, which states facts sufficient to show
9. probable cause, and which, particularly, describes the place
10. or person or both to be searched, and the thing to be seized,
11. any judge may issue." Now, therefore, you cannot get a
12. search warrant for a, what we call a fishing expedition
13. search. You have to know what you are looking for, the person
14. who has them, and state that under oath for the issuance of
15. a search warrant, at the present time. All that this
16. bill does is to say that when that is addressed to the news
17. media, that two other qualifications have to be met.

18. PRESIDENT:

19. Senator Knuppel.

20. SENATOR KNUPPEL:

21. Well, of course, I just feel that the news media is
22. no different than anyone else, and that they don't need
23. this protection, that if there is an irresponsible group
24. in America today, which will lead to a final breakdown of our
25. democratic process, it's the misinformation that's spread
26. by the media. It's irresponsibility. I don't see any reason
27. to protect them in this type of a situation. The most of
28. what they like to write about is not the facts, but the
29. glamorous, the gory, etc., and I can't see any reason that
30. they need to have this particular protection. It seems
31. like there is a certain group of people who are in politics
32. who are afraid of the media. Anytime the media gets popped
33. by the judges, they run for cover. I can't vote for the
legislation.

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PRESIDENT:

Is there any further discussion? Senator Berman may close the debate.

SENATOR BERMAN:

Thank you, Mr. President. I was hoping that before the end of the Session, I could find a bill that Senator Knuppel would vote for that I sponsored. I guess this is not the one yet, either. I think that this bill is a reasonable response to the question of the preservation of the legitimate activities of the news media. Senator Bowers worked with us on suggestions regarding the amendment, which did tighten up the bill. I think it's been fully discussed. I'd appreciate an affirmative vote.

PRESIDENT:

The question is shall House Bill 183 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 41, the Nays are 14. None Voting Present. House Bill 183, having received a constitutional majority, is declared passed. 190, Senator Netsch. On the Order of House Bills, 3rd reading, House Bill 190. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 190.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. The principal purpose of the bill is to underscore the primary responsibility of the Department of Children and Family Services, for daycare, and I repeat underscore that responsibility, because it really

1. is their principal responsibility as the Statutes are
2. now written, but this makes some points that clarify the
3. fact that it will, indeed, be their principal responsibility.
4. It does designate the Department of Children and Family
5. Services as the single State agency for planning and
6. coordinating all daycare activities and programs, a
7. responsibility which it really, in part, has now, and, indeed,
8. should have in the future, and a responsibility, incidentally,
9. which, as I understand it, both of the Directors of the
10. agencies involved, the Department of Public Aid, and the
11. Department of Children and Family Services, agree should
12. be the case, although they have not totally formalized
13. their arrangements, yet. The bill also requires the
14. Department to develop a State comprehensive daycare plan
15. annually, and, of course, it does provide that there can
16. be, in fact, shall be, inter-agency agreements with, particularly,
17. the Department of Public Aid, so that there is no jeopardy
18. of Title XX funding, and with any other appropriate agencies.
19. The, as I indicated, both of the Departments have basically
20. agreed that this should be the case, although they have
21. kind of postponed the formalization of that agreement.
22. This is a recommendation of the Governor's Cost Control
23. Task Force, and is strongly supported by all of the daycare
24. advocacy agencies in the State.

25. PRESIDENT:

26. Is there any discussion? Senator Sommer.

27. SENATOR SOMMER:

28. Just one question, Senator Netsch. How much does this
29. cost?

30. PRESIDENT:

31. Senator Netsch.

32. SENATOR NETSCH:

33. The fiscal note that was put on the bill in the House
indicated that there is no cost. It's a washout, because the

1. funds will be available...continue to be available. Most
2. of the funding of daycare is done through Title XX, and
3. there is, basically, no cost impact. I think that was,
4. as I understand it from the debate in the House, that
5. was one of the misunderstandings two years ago, about
6. the effect of this bill, and I think it was one that was
7. clarified and satisfied in the House this year.

8. PRESIDENT:

9. Further discussion? Senator Mitchler.

10. SENATOR MITCHLER:

11. Well, Mr. President, members of the Senate, the
12. question that Senator Sommer has proposed to the sponsor
13. was really my first of two questions, and I had been informed,
14. through the grapevine, this would cost an addition of about
15. 9.9 million. Now, when you say it will cost nothing, then
16. I'm really leery of the bill, because I've never seen anything
17. else that gave a department authority, or cleared up things
18. that didn't cost money. Now they say a Fiscal Note Act...
19. Fiscal Note Act may be applicable on the bill. Now
20. certainly this is going to cost some money, and I can't
21. accept the answer that it will cost nothing, and then if it
22. does, is this a proposal by the Department of Children and
23. Family Services, or what's the origin of this request?

24. PRESIDENT:

25. Senator Netsch.

26. SENATOR NETSCH:

27. Let me, if I might, Senator Mitchler, read to you the
28. fiscal note that was filed on the bill in the House. Presently,
29. the Department of Public Aid expends approximately eight
30. hundred and fifty thousand dollars on administration of daycare
31. services. Presumably, this cost would accrue to the Department
32. of Children and Family Services, should the bill become law.
33. The distributive funds allocated to DPA for Fiscal Year
'80 is about 9.9 million dollars. That's in the fiscal

1. note, in parentheses, will be expended, regardless of
2. which agency receives the appropriation, to the extent
3. that DCFS would place children in not-for-profit daycare
4. centers in a porportion greater than DPA would use such
5. centers. Then, there would be an increase in expenditures,
6. since this form of daycare is the most expensive to purchase.
7. It is not known, at this time, whether such additional
8. placement would occur. So the 9.9 million dollars, which
9. is the distributive money allocated for daycare, would
10. accrue to whichever State agency is to administer the
11. program, and I might add, this fiscal note was prepared
12. by the Department of Public Aid.

13. PRESIDENT:

14. Further discussion? Senator Schaffer.

15. SENATOR SCHAFFER:

16. I believe Senator Netsch's statement about the
17. money is accurate. We are spending the money now. I
18. think it's only safe to assume, though, that with this
19. consolidation, certainly if one interprets the gleam in
20. the provider's eye correctly, this consolidation
21. would, in fact, accelerate this program, and drive
22. costs higher. Both the Department of Public Aid and
23. the Department of Children and Family Services appeared
24. in committee, opposed to this bill. Both of them
25. admitted that it was the concept that we would, at one
26. point, pursue. They argued that they were not ready
27. to pursue it, that they were, in fact, working in that
28. direction, and that they needed more time. I would
29. respectfully suggest to you that the consolidation of
30. the daycare programs probably does make sense, and the
31. recommendation of the Governor's Task Force probably
32. does make sense. I intend to oppose this bill, because
33. I do not believe the Department of Children and Family
Services can handle what it has now, let alone assign a

1. massive new program. Perhaps when Director Kohler has
2. got his feet firmly on the ground, and this Department
3. has stabilized, and is not the subject to daily disasters,
4. for lack of a better phrase, they can, in fact, look at
5. a massive new program. But until that Department gets
6. its feet on the ground, I would suggest to my colleagues
7. here, that this is an idea whose time has not yet arrived.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Is there further discussion? Senator Collins.

10. SENATOR COLLINS:

11. A question of the sponsor.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Indicates she will yield. Senator Collins.

14. SENATOR COLLINS:

15. Senator Netsch, the purpose of this bill, and it's
16. my understanding, is to consolidate and to avoid duplication
17. of efforts in terms of child care and not-for-profit daycare
18. programs.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Netsch.

21. SENATOR NETSCH:

22. That is essentially correct, Senator Collins.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Collins.

25. SENATOR COLLINS:

26. Currently, now, the Department of Public Aid and the
27. Department of Children and Family Services reimburse not-
28. for-profit childcare agencies for providing services to
29. basically the same eligible families, right?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Netsch. Senator Netsch.

32. SENATOR NETSCH:

33. Right.

SENATOR COLLINS:

1. Okay. And what this bill would do, would make
2. the Department of Children and Family Services responsible
3. for reimbursement and coordination of all child care, which
4. really comes through Title XX, through the Department of
5. Public Aid?

6. SENATOR NETSCH:

7. That is correct.

8. SENATOR COLLINS:

9. Thank you. I think this is a good bill, and it should
10. be supported. It is the concept that should have been done
11. a long time ago. It has caused a lot of confusion, a lot of
12. duplication of service effort, and also, wasting money. I
13. would ask a favorable vote.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Is there further discussion? Senator Demuzio.

16. SENATOR DEMUZIO:

17. Well, yes. I just...Ladies and Gentlemen of the Senate,
18. I just want to echo, also, some of the sentiments that have
19. been expressed here this morning. I think, for anybody who
20. is a operator, a program operator, of various program
21. accounts back home in your communities, that operate daycare
22. services, have, for so many years, been confused about the
23. roles of both the Department of Children and Family Services,
24. and the Department of Public Aid, and, frankly, if we wait
25. for the Department of Public Aid and the Department of
26. Children and Family Services to try to work out any kind of
27. settlement between themselves, I think that it is just
28. perpetual, and will never be worked out. I think this
29. bill is a good bill. It does not cost any money. It just
30. realize the responsibilities and the authorities and sets
31. out some realistic guidelines for the communities, in which
32. to operate under. I know, as a program operator in my
33. experience, we've had to go to the Department of Children
and Family Services and Public Aid, on about the same subject

1. matter, and by the time that you get through all the red
2. tape and the duplication, very little gets done. I think
3. it is a good bill. I think it ought to be supported, and
4. the people back in your home districts,...and the folks
5. back in your home districts really want this bill.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? All right. Senator Geo-Karis,
8. did you wish...Senator Geo-Karis...did you seek recognition
9. on this bill?

10. SENATOR GEO-KARIS:

11. Oh, I'm sorry...No.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. All right. Further discussion? Senator Netsch may close.
14. Oh...Senator Johns.

15. SENATOR JOHNS:

16. I think Senator Demuzio hit it right on the head. People
17. really want this bill. I think it's a great bill. I've
18. asked to be cosponsor. That's how much I believe in it.
19. Let's vote Aye.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Further discussion? Senator Netsch may close.

22. SENATOR NETSCH:

23. Thank you. I would like to make just two points, or
24. three points, perhaps, in closing. One, this is not a
25. massive new program, being foisted onto the Department
26. of Children and Family Services. DCFS currently has
27. Statutory responsibility for a great deal of the daycare
28. planning and coordination, and I am holding their Statute
29. in my hand right now, which clearly states that. The
30. point of this is to make sure that that responsibility is
31. further strengthened, clarified, and centralized in DCFS,
32. and not spread and dissipate it around on, with respect to
33. DPA, also. Secondly, although I realize we are trying
to protect DCFS, so that it can begin to do more effectively,

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1. those tasks assigned to it, I would point out, (a) this is
2. one of the tasks that, to a very considerable extent
3. is already assigned to it, (b) everyone agrees that this
4. is the one job that DCFS does very effectively right now.
5. It is the best functioning part of the agency and has
6. been consistently. I would strongly suggest to you that this
7. is a...

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. All right. Gentlemen, may we have some order, please.
10. Senator Netsch to close.

11. SENATOR NETSCH:

12. This is supported by the Governor's Cost Control Task
13. Force as well as by the day care groups and I would
14. solicit your support.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. The question is shall Senate...House Bill 190 pass? Those
17. in favor vote Aye. Those opposed vote Nay. The voting is
18. open. Have all voted who wish? Have all voted who wish?
19. Take the record. On that question, the Ayes are 31, the
20. Nays are 24. 1 Voting Present. House Bill 190, having
21. received a constitutional majority, is declared passed.
22. House Bill 197, Senator Regner. House Bill 199, Senator
23. Nimrod. Read the bill, Mr. Secretary.

24. SECRETARY:

25. House Bill 199.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Nimrod.

30. SENATOR NIMROD:

31. Thank you, Mr. President, Ladies and Gentlemen of
32. the Senate. House Bill 199 provides for the installation
33. of a telephone communication device, which enables the
deaf to communicate over a telephone line. These units

1. that we're speaking of, the telecommunication devices,
2. will be installed in the sheriff's office of each county,
3. and...one in each of the municipalities where the population
4. is over ten thousand. Now, there is already funds to
5. purchase one hundred and forty-seven of these units, and
6. the administration of this is through the Department of
7. Public Health. I'd be glad to answer any questions. If
8. not, I'd ask for a favorable roll call.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there further discussion? Senator Berning.

11. SENATOR BERNING:

12. Just one question of the sponsor, and I should say,
13. Senator, this is something I tried to do a year or two
14. ago, through Voc Rehab. Now, what provision is there for
15. covering the cost for the counties?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Berning...Senator Nimrod.

18. SENATOR NIMROD:

19. Thank you. Senator Berning, there are already enough
20. funds that have been set aside to purchase a hundred and
21. thirty...a hundred and forty-seven units, and that will
22. already take care of all of the counties. They're first,
23. and it will also take care of whatever number of municipalities
24. are left, and I think there is about ninety municipalities,
25. through Public Health. Public Health is to set up the rules,
26. both for procedure and maintenance of this particular equip-
27. ment, but it will take care of all the counties, and about
28. forty-five of the municipalities, which would be required
29. to have one of these units.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Berning.

32. SENATOR BERNING:

33. Let me just see if I understand you correctly. There
are the funds in the Department of Public Health, for one

1. hundred and forty-seven units, and if that is true, what
2. is the reasoning for having the program funded there, rather
3. than through Voc Rehab, where we established, two years ago,
4. the Division of Deaf Services, as a result of action of
5. this General Assembly?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Nimrod.

8. SENATOR NIMROD:

9. What happened, Senator Berning, is during the last
10. Session, we passed the appropriation bill, but the substantive
11. bill did not pass, and, at that time, that was before this
12. changeover had been proposed, and that money and that
13. authority was put in that particular department, and they
14. have the funds in that unit to purchase the hundred and
15. forty-seven units. We happened to get the appropriation
16. through without the substantive legislation last Session.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Channels 3 and 20 would like permission to record
19. part of the proceedings from the Press Box. Is there leave?
20. Leave is granted. Is there further discussion? Senator
21. Schaffer, and then Senator Donnewald. Senator Schaffer.

22. SENATOR SCHAFFER:

23. Just a couple of questions of the sponsor, if he'd
24. yield.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Indicates he will yield.

27. SENATOR SCHAFFER:

28. Senator Nimrod, where...what were these funds appropriated
29. for? Is...I vaguely recall they were appropriated for the
30. individual deaf people, I believe, for their homes, and if
31. we then give it to the counties and the municipalities, does
32. that not necessarily mean that we aren't going to be...
33. providing these, as was originally intended, in the homes of
deaf people?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Nimrod.

3. SENATOR NIMROD:

4. Well, Senator Schaffer, I don't believe it was ever
5. the intent of the legislation to provide these units for
6. the deaf in their homes. The deafs will provide their own
7. units, and that's done through different means, and this
8. appropriation was for the funds for the counties and for the
9. municipalities, and not for the individual deaf unit. I
10. understand that program is a separate one, conducted for
11. the deaf, and has nothing to do with this particular one.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Schaffer.

14. SENATOR SCHAFFER:

15. What is the cost per unit, and the cost to maintain a
16. unit, per year?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Nimrod.

19. SENATOR NIMROD:

20. The units run anywhere from about two-forty, to almost
21. seven hundred dollars. The unit that has been decided upon,
22. is to cost approximately six hundred dollars, and the
23. maintenance on it, is almost negligible. It's a unit that
24. you lay your telephone cradle into it, and it transmits.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Schaffer.

27. SENATOR SCHAFFER:

28. I would only point out that there probably are four or
29. five hundred municipalities over ten thousand in the State,
30. and we're taking care of forty-three of them, and I think
31. we're mandating them all to have them, so that means we're
32. asking some four hundred and fifty to come up with the
33. device. I guess we'd probably end up prorating the money.
We could probably pay a third of it, and then ask the

1. municipalities to pay the other two-thirds. I don't know.
2. Frankly, it may be a good idea, but I haven't heard from
3. one county government or one municipality requesting it,
4. and I haven't heard from anybody in the deaf organizations
5. requesting it, and I'm kind of reluctant to do things for
6. people, when they don't ask me to do them.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion? Senator Donnewald.

9. SENATOR DONNEWALD:

10. Well, I think Senator Schaffer pretty well touched upon
11. what I wanted to know. What is the cost to the local govern-
12. mental units, Senator, if I would...if I could ask?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Nimrod.

15. SENATOR NIMROD:

16. Yes. Senator Donnewald, the local units, and I think
17. there is a hundred and thirty-seven of them that fall in
18. this category, of which about half of them will be taken
19. care of, and all the counties are paid for, so, that means
20. that there probably will be about forty-five or fifty
21. of the municipalities, as I understand it, that will not,
22. the present appropriation does not cover, but that's because
23. the appropriation was made before, and the units had been
24. purchased by the Department of Public Health to be distributed,
25. so what we're saying is that they're...the cost to the local
26. governments that are on the first...the counties must get
27. one, according to the bill, and there are enough for each
28. county to get one. Then, the balance of them on a first
29. come, first...first comes...first call service, the balance
30. of the units will be distributed, so there...we're talking
31. about, probably, about fifty municipalities, for which there
32. are no provisions made, so with that basis, it might cost
33. another twenty-five or thirty thousand dollars, at the most.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Donnewald. Further questions? Senator
2. Grotberg, and then Senator Demuzio. Senator...

3. SENATOR GROTBORG:

4. Only to rise in support...

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Excuse me, Senator Grotberg. I wonder...can we have
7. a little order? Can we clear the aisle? Can we take our
8. caucuses off of the Floor? Senator Grotberg.

9. SENATOR GROTBORG:

10. Only to rise in support of this bill, Mr. President,
11. and members of the Senate. It seems like the deaf are the
12. unspoken minority. They can't hear us. They can read
13. what we do, but very little is done for the deaf in Illinois.
14. Included in this bill is that one instrument in every county
15. sheriff's office, to which they can communicate. For that
16. reason alone, we should vote for it. There are going to be
17. twenty-five commissions around here, dump more than fifty
18. thousand dollars down the chute in the next two years, and
19. you'll never find out what they did. I submit that if we
20. have to match, and it is a matching fund for the local
21. municipality, I would suggest that it's money well spent.
22. Let us, finally, do something for this forgotten minority,
23. the deaf, and let them get in touch in emergencies, through
24. this device.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? Senator Knuppel.

26. SENATOR KNUPPEL:

27. Senator Grotberg is correct. These people appeared in
28. the Agricultural and Utilities Committee last year, and if
29. you had listened to them and seen the equipment, you'd vote
30. for this. This is something these people need, they deserve,
31. and we ought to extend them.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion? Senator Davidson.

1. SENATOR DAVIDSON:

2. Mr. President, I rise in support of this. ...has been the
3. one who worked out the negotiations to put the ninety
4. thousand dollars on the appropriation last year, to get
5. this program started throughout the State, and have com-
6. munications where two deaf people have had medical care,
7. that they needed instantly, that had been unable to communicate
8. otherwise, and with this new equipment, they were able to contact
9. the police department, in one instance, and fire department
10. in the other. I think this is a good bill. I urge a Yes
11. vote.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Mitchler.

14. SENATOR MITCHLER:

15. Very briefly, Mr. President, and members of the Senate,
16. this is a good program. No one is arguing about the program.
17. What the discussion was, where is the funding? Now, Senator
18. Nimrod, if this is a good program, tell us where the money
19. is coming from, and you know it's going to come from local
20. units of government. You're mandating a cost of a good program
21. on local units of government. Now, if the State feels that
22. this is a good program, come up with the appropriation, so
23. that the local units of government don't get caught with
24. having to spend it, and raise local real estate taxes to
25. pay for this program. It's a good program, but it's not
26. funded, and it's going to cost local units of government
27. to fund. Now, we've had this around here for two years, and
28. that's the problem with your bill, and that's why I'm going
29. to have to vote Present. I can't vote against the concept
30. of the bill, but you're not funding the program. You're
31. mandating it on local units of government.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion? Senator Demuzio.

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SENATOR DEMUZIO:

Yes, thank you, Mr. President, Ladies and Gentlemen of the Senate. I'd like to ask the sponsor a question, if I may. The question being is, how much does a telecommunication device cost, individually?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nimrod.

SENATOR NIMROD:

Senator Demuzio, it's my understanding that the range runs from some two hundred and forty dollars, to just under seven hundred dollars. The ones as I understand it, they've decided upon, at Public Health, is about six hundred dollars.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Demuzio.

SENATOR DEMUZIO:

What's the installation cost for this device?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nimrod.

SENATOR NIMROD:

There are no installation costs. You just plug the line in, and put the telephone in the cradle.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Demuzio.

SENATOR DEMUZIO:

Precisely my point, Ladies and Gentlemen of the Senate. Although it is a mandated program, certainly we can mandate this particular program for our communities. I happen to come from an area that has a school for the deaf in my...in my area, school for the deaf individuals all over the State of Illinois. These have certainly proved to be very productive devices, very worthy. I think that the...the extraordinarily small cost that's involved to local government, I think it is a good bill. We're talking about two hundred and forty

1. to six hundred dollars, for one particular office in the
2. community, and I think that, certainly, this is a program
3. that deserves our support.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion? Senator Nimrod may close.

6. SENATOR NIMROD:

7. I would only say to you, Ladies and Gentlemen of the
8. Senate, that the deaf are entitled to an opportunity to
9. live in a home by themselves, and if they're there, they
10. ought to be able to pick up a telephone, and send a message
11. to the police, in case there's a robbery or a fire, and
12. that's all we're asking to do on this basis. Ninety
13. thousand dollars has already been appropriated, to fully fund
14. this would only be another twenty-five thousand dollars, and
15. I'm sure we'll work that out, but, at least, we have the money
16. for the overwhelming majority, and I would ask for a favorable
17. roll call.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. The question is shall House Bill 199 pass? Those in
20. favor vote Aye. Those opposed vote Nay. The voting is open.
21. Have all voted who wish? Have all voted who wish? Take
22. the record. On that question, the Ayes are 34, the Nays are
23. 2. 8 Voting Present. House Bill 199, having received the
24. required constitutional majority, is declared passed. House
25. Bill 203, Senator Vadalabene. Read the bill, Mr. Secretary,
26. please.
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End of Reel

1. SECRETARY:

2. House Bill 203.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Vadalabene.

7. SENATOR VADALABENE:

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

9. House Bill 203 makes implementation of the 911 Emergency Telephone
10. System discretionary rather than mandatory. This would take the
11. effect of...the local governments are concerned about implementing
12. a 911 system. It passed out of Local Government unanimously and
13. I would appreciate a favorable vote.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Is there discussion? Question is, should House Bill 203
16. pass? Those in favor vote Aye. Those opposed vote Nay. The
17. voting is open. Have all voted who wish? Have all voted who
18. wish? Take the record. On that question Ayes are 51. The
19. Nays are none. None voting present. Senate Bill 203...House
20. Bill 203 having received the required constitutional majority
21. is declared passed. House Bill 204, Senator Vadalabene. Senator
22. Vadalabene. Read the bill, Mr. Secretary, please.

23. SECRETARY:

24. House Bill 204.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Vadalabene.

29. SENATOR VADALABENE:

30. Yes, thank you, Mr. President and members of the Senate.
31. House Bill 204 merely mandates a public agency which implements a
32. 911 Emergency Telephone System to provide a secondary back-up
33. number and I would appreciate a favorable vote.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Is there discussion? Question is, should House Bill 204
3. pass? Those in favor vote Aye. Those opposed vote Nay. The voting
4. is open. Have all voted who wish? Have all voted who wish?
5. Take the record. On that question Ayes are 50. The Nays are
6. 6. None Voting Present. House Bill 204, having received a
7. Constitutional majority, is declared passed. House Bill...all
8. right. House Bill...House Bill 205, Senator Bloom is on the
9. Agreed Bill List. House Bill 206, Senator...House Bill 211,
10. Senator Vadalabene. Read the bill, Mr. Secretary.
11. SECRETARY:
12. House Bill 211.
13. (Secretary reads title of bill)
14. 3rd reading of the bill.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Vadalabene.
17. SENATOR VADALABENE:
18. Yes, thank you, Mr. President. House Bill 211 establishes
19. a statutory definition of transportation costs which are eligible
20. for State reimbursement and I'd appreciate a favorable vote.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Is there discussion? Senator Regner.
23. SENATOR REGNER:
24. Mr. President, members, I'd just like to remind the members
25. to call to their attention that this bill will cost somewhere
26. around two million dollars of State GR money.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Further discussion? Senator Davidson.
29. SENATOR DAVIDSON:
30. I rise in support of this bill. The amendment we put in...we
31. took care of the transportation on special education and it has
32. to do with making some fairness in the cost that school districts
33. who run their own school system...for administration costs. Appreciate your favorable roll call.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there further discussion? Senator Berman.

3. SENATOR BERMAN:

4. I'm just in support of the bill that gives the school
5. districts a benefit that they have been deprived of previously
6. when compared to the school districts that contract out their
7. bus transportation and there is a limit...there is a limit
8. that's been put on by an amendment so that those indirect costs
9. are not necessarily a runaway cost. I think it's fair to the school
10. districts. It's a...helps the downstate school districts and
11. you're hearing that from a Chicago boy.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Is there further discussion? Question is, shall House Bill
14. 211 pass? Those in favor vote Aye. Those opposed vote Nay.
15. The voting is open. Have all voted who wish? Have all voted who
16. wish? Take the record. On that question Ayes are 49 and the
17. Nays are 9. None Voting Present. House Bill 211 having received the
18. required constitutional majority is declared passed. House Bill
19. 222, Senator Graham. House...House Bill 225, Senator Bowers.
20. Read the bill, Mr. Secretary, please.

21. SECRETARY:

22. House Bill 225.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Bowers.

27. SENATOR BOWERS:

28. Thank you, Mr. President. House Bill 225 amends the Juvenile
29. Court Act and it provides in those cases where the parent or
30. natural guardian has been deprived of the child or he has been
31. declared a delinquent...or neglected child based upon the fact
32. that he was abused before he can be transferred back to the
33. parents or natural guardian the Court must require an investigation

1. to determine whether or not that's in the best interest of the
2. child and society. Unless there are any questions, I would
3. ask for a favorable roll call.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there discussion? Question is, shall House Bill 225 pass?
6. Those in favor vote Aye. Those opposed vote Nay. The voting is
7. open. Have all voted who wish? Have all voted who wish?
8. Take the record. On that question Ayes are 59. The Nays are
9. none. None Voting Present. House Bill 225, having received a
10. constitutional majority, is declared passed. House Bill 229,
11. Senator Schaffer. House Bill 251, Senator Geo-Karis. Senator
12. Geo-Karis on 3rd reading minor...Read the bill, Mr. Secretary,
13. please.

14. SECRETARY:

15. House Bill 251.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Mr. President, Ladies and Gentlemen of the Senate, this
20. bill amends the Criminal Code Section and makes it an aggravated
21. battery when any person who knowingly gives a minor or other
22. people food that contains any substance or object that is likely
23. to cause physical injury if eaten and I'm available for questions
24. and I'd really respect your favorable consideration.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Is there discussion? Question is, shall House Bill 251 pass?
27. Those in 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 Ayes are 54. The Nays are 1. None
30. Voting Present. House Bill 251, having received the constitutional
31. majority, is declared passed. House Bill 252, Senator Vadalabene.
32. Read the bill, Mr. Secretary, please.

33. SECRETARY:

1. House Bill 252.
2. (Secretary reads title of bill)
3. 3rd reading of the bill.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Senator Vadalabene.
6. SENATOR VADALABENE:
7. Yes, Mr. President. It does just what the digest says,
8. provides a two hundred dollar minimum monthly pension for a
9. widow of a police officer who dies while he's disabled and I
10. would appreciate a favorable vote.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Question...Is there discussion? Senator Berning.
13. SENATOR BERNING:
14. Thank you, Mr. President. Just to rise in support of
15. the bill and urge the members on this side to vote for it.
16. It has the approval of the Pension Laws Commission. The cost
17. is minor, about twenty-five thousand dollars a year.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Is there discussion? Question is, shall House Bill 252 pass?
20. Those in favor vote Aye. Those opposed vote Nay. The voting is
21. open. Have all voted who wish? Have all voted who wish? Take
22. the record.. On that question Ayes are 56. The Nays are none.
23. None Voting Present. House Bill 252, having received the required
24. constitutional majority, is declared passed. House Bill 266,
25. Senator Maragos...I cannot see...Senator Maragos, you're...all right.
26. Read the bill, Mr. Secretary, please.
27. SECRETARY:
28. House Bill 266.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator Maragos.
33. SENATOR MARAGOS:
Mr. President, members of the Senate. Senate Bill 266 brings

about a reform that is much needed in the Department of

1. Revenue pertaining to the area of allowing a board to be
2. appointed by the Director and to give some relief in cases
3. when there is late filings through no fault of the taxpayer
4. and to be able to strike penalties when justice and equity
5. warrant it. The bill has now been amended and it has the
6. approval of the Department of Revenue Director and I would
7. ask for your favorable support.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Is there discussion? Question is, shall House Bill 266
10. pass? Those in favor vote Aye. Those opposed vote Nay. The
11. voting is open. Have all voted who wish? Have all voted who
12. wish? Take the record. On that question Ayes are 54. The Nays
13. are none. One Voting Present. House Bill 266, having received
14. the required constitutional majority, is declared passed. House
15. Bill 273, Senator Hall. Senator Hall on the Floor? House Bill
16. 2...okay. House Bill 311, Senator Carroll. Senator Carroll on
17. the Floor? House Bill 316, Senator Bloom. Read the bill, Mr.
18. Secretary, please.

19. SECRETARY:

20. House Bill 316.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Bloom.

25. SENATOR BLOOM:

26. Thank you, Mr. President, fellow Senators. You have seen
27. this bill before. This bill provides that where there is a
28. local improvement and State property is benefited that the State
29. should pay its fair share. Under the present law it's the
30. adjoining property owners pick up the State's share. The committee
31. put on an amendment that is good that ties it down to the abutting
32. property owned by the State. Try and answer your questions.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Is there discussion? Question is, shall House Bill 316
2. pass? Those in favor vote Ayes. Those opposed Nay. The voting
3. is open. Have all those voted who wish? Have all those voted
4. who wish? Take the record. On that question the Ayes are 55.
5. The Nays are none. House Bill 316, having received the consti-
6. tutional majority, is declared passed. House Bill 318, Senator
7. Bruce. Read the bill, Mr. Secretary.

8. SECRETARY:

9. House Bill 318.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Bruce.

14. SENATOR BRUCE:

15. Thank you, Mr. President, members of the Senate. This bill
16. does exactly as it indicates on the Calendar. It allows a
17. representative of...of a ward to enter into an agreement for
18. coal leases for a period up to 10 years...to 15 years. It's
19. presently 10. It's changed to 15 years because we are finding
20. more and more coal leases with the individuals would like to have
21. a period of time in excess of 10 years. So this increases it to
22. 15. Oil and gas stays the present 10 years. It does not change
23. that at all. It only relates to coal leases. I would move for
24. favorable consideration of House Bill 318.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there discussion? Question is, shall House Bill 318
27. pass? Those in favor vote Aye. Those opposed Nay. The voting
28. is open. Have all those voted who wish? Have all those voted who
29. wish? Take the record. On that question the Ayes are 50. The Nays
30. are none. House Bill 318, having received a constitutional majority
31. is declared passed. House Bill 319, Senator Buzbee. Read the bill,
32. Mr. Secretary.

33. SECRETARY:

House Bill 319.

(Secretary reads title of bill)

3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Buzbee.

3. SENATOR BUZBEE:

4. Thank you, Mr. President. House Bill 319 as amended provides
5. that the Department of Personnel under the Governor, the State
6. Police Merit Board, the Merit Employment Board under the Secretary
7. of State, and the Personnel Department under the Comptroller
8. would give preference to qualified Illinois residents over non-
9. residents for all State employment positions covered by those
10. four entities. It does not require that they hire, just that
11. they give preference to Illinois residents. According to a letter
12. from the Comptroller's office, there are currently 3,582 employees
13. in the State of Illinois who list out-of-state residences. This
14. is just an attempt on our part to say that Illinois residents
15. should be given preference in the hiring of Illinois jobs when
16. paid for by the taxpayers of the State of Illinois because after
17. all, if they are going to pay taxes here...if they are going to
18. draw a salary here, they ought to be paying taxes here.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there discussion? Senator Rhoads.

21. SENATOR RHOADS:

22. I rise in support of the bill, Senator Buzbee. I was just
23. hoping we could extend this to the Governor's Cabinet, and to the
24. University system, and a few other areas I think I'd like to see
25. included in the bill.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Johns.

28. SENATOR JOHNS:

29. Question of Senator Buzbee.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Indicates he will yield. Senator Johns.

32. SENATOR JOHNS:

33. What kind of reaction will we have sister states...how do

1. they do this?

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Buzbee.

4. SENATOR BUZBEE:

5. I'm sorry, Senator. I can't tell you. I don't have any
6. idea. I know in the case that the Genesis of this bill is at
7. Menard Penitentiary in Chester and the security hospital in
8. Chester where several life long Missouri residents come over
9. and get jobs there with the State of Illinois and they continue
10. to live in Missouri and we just got an awful lot of unemployed
11. Illinoisans that we would like to see employed first and...and
12. I can't answer your question. I'm sorry.

13. SENATOR JOHNS:

14. Well, maybe we'll set a precedent here. I can remember
15. in the Department of Children and Family Services had a top
16. executive in Southern Illinois whose husband was a professor
17. at Cape. She drove back and forth every day and I agree with
18. you now.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there further discussion? Question is, shall House Bill
21. 319 pass? Those in favor vote Aye. Those opposed vote Nay. The
22. voting is open. Have all voted who wish? Have all voted who
23. wish? Take the record. On the question Ayes are 55. The Nays
24. are 1. None Voting Present. House Bill 319, having received
25. the required constitutional majority, is declared passed...320,
26. Senator DeAngelis...or Senator Lemke. House Bill 321, Senator
27. Knuppel. Read the bill, Mr. Secretary, please.

28. SECRETARY:

29. House Bill 321.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Knuppel.

SENATOR KNUPPEL:

House Bill 321 allows judges other than the presiding judge
1. to acknowledge consents for adoption including out-of-state judges
2. if they have a Certificate of Magistracy. This simplifies the secur-
3. ing of consent. At the present time the presiding judge
4. is the only person who is qualified to take the consent of...the
5. parents may be out of state, may be quite some distance away.
6. I think this is good legislation. It requires that there be a
7. Certificate of Magistracy and any judge ought to be able to take
8. the acknowledgement of parents consenting to the adoption of a
9. child. I would solicit a favorable roll call.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there discussion? The question is, shall House Bill 321
12. pass? Those in favor vote Aye. Those opposed vote Nay. The
13. voting is open. Have all voted who wish? Have all voted who
14. wish? Take the record. On that question Ayes are 56. The Nays
15. are none. None Voting Present. House Bill 321, having received the
16. constitutional majority, is declared passed. House Bill 325,
17. Senator Graham. Read the bill, Mr. Secretary.

18. SECRETARY:

19. House Bill 325.
20. (Secretary reads title of bill)
21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Graham.

24. SENATOR GRAHAM:

25. Thank you, Mr. President, members of the Senate. Many of
26. our Cook County school districts who overlap into adjacent
27. counties have a problem with the filing of their levy because
28. of the records of the counties not arriving in a...at a set time
29. every year. We have that problem in the Barrington Community
30. School District because Lake County is filing at a different time
31. than we are. This bill provides that they must file by December
32. and if it passed would save out district alone and several
33. other Cook County districts, I'm sure, having the same

1. problem. Barrington School District would save \$600,000
2. I might lose in...in a State funds. I ask for favorable
3. consideration.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there further discussion? Senator Savickas.

6. SENATOR SAVICKAS:

7. Yes, Mr. Speaker. If the sponsor would yield to a question
8. or two?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. I'll check with Speaker Redmond, but we will allow you to
11. ask the questions.

12. SENATOR SAVICKAS:

13. Sponsor, I'm sorry.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Yes, you said Speaker. Senator Graham indicates he'll
16. yield in the Senate. Representative Savickas.

17. SENATOR SAVICKAS:

18. What...what is the impact on Cook County itself with this
19. legislation.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Graham.

22. SENATOR GRAHAM:

23. ...As much as we're able to determine, the impact on Cook
24. County is negligible. The impact on the school districts is great
25. because of their failure to get the amount of State funds they
26. should get without this bill.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Savickas.

29. SENATOR SAVICKAS:

30. Well now, aren't we talking about a tax levy and certifying...
31. certifying that levy which the districts will be making and
32. separating those partial areas with the rest of Cook County.
33. I think this is going to impose an imposition on the taxing bodies,
especially in Cook County itself. I...I don't see how...or what
benefit this would give our districts in Cook County and I would

1. have to oppose it.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there further discussion? Senator Graham may close.

4. SENATOR GRAHAM:

5. It will have an adverse effect on some of the districts
6. certainly if we do not consider that they need this bill passed
7. so they can...so they can make their levy and so they can tell
8. where they are going with regard to State funds. Cook County
9. is a whole...districts wholly within Cook County are not
10. affected. This affects districts that are overlapping into
11. other counties and I ask for a favorable roll call.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Is there further ...Question is, shall...May we have
14. some order, Gentlemen and Ladies? Question is, shall House
15. Bill 325 pass? Those in favor vote Aye. Those opposed vote
16. Nay. The voting is open. Have all voted who wish? Have all
17. voted who wish? Take the record. On that question Ayes are 33.
18. The Nays are 16. None Voting Present. House Bill 325, having
19. received the required constitutional majority, is declared passed.
20. House Bill 327, Senator Buzbee. Read the bill, Mr. Secretary.

21. SECRETARY:

22. House Bill 327.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Buzbee.

27. SENATOR BUZBEE:

28. Thank you, Mr. President. I'm not really sure why we need
29. this bill or at least it ought to be on the Agreed Bill List.
30. All it does is delete some...

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. May we have some order, Ladies and Gentlemen? Would you...
33. Can we take our caucuses off the Floor and behind...in the rear of
the Chamber? Senator Buzbee. I don't know whether Senator Egan

1. indicates this is a bad bill, Senator, or not. Senator Buzbee.

2. SENATOR BUZBEE:

3. I started to say...I started to say that it deletes some
4. obscene references in the...in the Statutes, but that's...that's
5. not what I meant. What it does is it deletes some out-of-date
6. references to the Illinois Budgetary Commission and it simply says
7. internal auditors may now confer with Appropriations Committees
8. of the General Assembly and may confer with the Illinois Economic
9. and Fiscal Commission and the Bureau of the Budget and deletes
10. the language referring to the old Department of Audits and to the
11. old Illinois Budgetary Commission.

12. PRESIDING OFFICER:

13. Is there further discussion? Question is, shall House Bill
14. 327 pass? Those in favor vote Aye. Those opposed vote Nay.
15. The voting is open. Have all voted who wish? Have all voted who
16. wish? Take the record. On that question the Ayes are 54. The
17. Nays are none. None Voting Present. House Bill 327, having
18. received the required constitutional majority, is declared passed.
19. House Bill 329, Senator Lemke. House Bill 336, Senator Graham.
20. Read the bill, Mr. Secretary, please.

21. SECRETARY:

22. House Bill 336.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Graham.

27. SENATOR GRAHAM:

28. Thank you, Mr. President. This bill does exactly what
29. the synopsis says it does and I ask for a favorable roll call.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is there discussion? Question is...Senator Savickas.

32. SENATOR SAVICKAS:

33. Yes, Mr. President, members of the Senate. This bill would

1. cause an increase in the financial burden to our counties and
2. to our municipalities and I would oppose it at this point.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there further discussion? Senator Graham may close.

5. SENATOR GRAHAM:

6. Somewhere down the line I'll find a bill that Senator
7. Savickas understands. I ask for a favorable roll call.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Question is, shall House Bill 336 pass. Those in favor
10. vote Aye. Those opposed vote Nay. The voting is open. Have
11. all voted who wish? Have all voted who wish? Take the record
12. On that question that question Ayes are 30. The Nays are 23.
13. One Voting Present. House Bill 336, having received the required
14. constitutional majority is declared passed. For what purpose
15. does Senator Savickas rise?

16. SENATOR SAVICKAS:

17. Verification on that.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. There's been a request for a verification. Will members
20. please be in their seats? Secretary will call those who voted
21. in the affirmative.

22. SECRETARY:

23. Following voted in the affirmative: Becker, Berning, Bloom,
24. Bowers, Coffey, Davidson, DeAngelis, Geo-Karis, Graham, Grotberg,
25. Keats, Knuppel, Maitland, Martin, McMillan, Mitchler, Moore, Nash,
26. Nimrod, Ozinga, Philip, Regner, Rhoads, Rupp, Sangmeister, Schaffer,
27. Shapiro, Sommer, Walsh, Weaver.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Savickas, do you question the presence of any member?

30. SENATOR SAVICKAS:

31. Senator Nash.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is Senator Nash on the Floor? Is Senator Nash on the Floor?

Strike his name. On the verified roll call the Ayes are...yes,
Senator, Senator Nash was removed. Sponsor asks that further consider-
1. ation of House Bill 336 be postponed. Will be placed on the Order
2. of Postpones Consideration. House Bill 339, Senator Nash. House
3. Bill 342, Senator Geo-Karis. Read the bill, Mr. Secretary, please.

4. SECRETARY:

5. House Bill 342.

6. (Secretary reads title of bill)

7. 3rd reading of bill.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Geo-Karis.

10. SENATOR GEO-KARIS:

11. Mr. President, and Ladies and gentlemen of the Senate. This
12. House Bill removes the maximum salary limits on Sheriffs, Coroners,
13. Treasurers, Clerks, Recorders, Auditors in all counties less than
14. a million people. For years this General Assembly has had the
15. responsibility. I think it's only right that the county boards
16. have that responsibility and remove it from us. Let them take
17. the heat from the people. I urge your favorable consideration.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is there discussion? The question is, shall House Bill 342
20. pass? Senator Rock.

21. SENATOR ROCK:

22. I suppose the question is if the sponsor will yield, why are
23. we doing this?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Geo-Karis.

26. SENATOR GEO-KARIS:

27. Hold on just a minute...First of all, I think it prevents us
28. from taking the heat. Number two, it...the General Assembly
29. won't...will not have to act on it and thirdly, it is really a
30. county board function when you look at it very basically. Let
31. them decide if their officials need a raise and this only applies
32. to counties under a million people.

33. PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock

1. SENATOR ROCK:

2. Well, I'm prepared for one, frankly, to...I know it does
3. not apply to the County of Cook, but I for one am prepared to take
4. the heat. I think it's not untoward that these folks will...that
5. we have something to say about the local governmental officials.
6. We certainly take enough heat with respect to our own level of
7. salary and I think we ought to have something to say about the
8. others.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator Schaffer.

11. SENATOR SCHAFFER:

12. I just wanted to point out I'm a former county official
13. and by setting the maximum many times we force some real
14. inequities into the salary structures of counties. For instance,
15. I was elected as, if you will, a freshman county official and
16. ended up at the same salary as senior county officials that had
17. been around for many years. I don't think that we have any
18. business doing anything but setting a minimum so that...well,
19. let's say misguided partisanship does not run amok. I think
20. this is a good bill. I think this removes a mandate from local
21. government that we really don't want to be part of. It will cut
22. down the work load of this General Assembly and frankly, put
23. the responsibility for this important function where it ought to
24. be, with the people who are on the scene that know what decisions
25. need to be made.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator Mitchler.

28. SENATOR MITCHLER:

29. Mr. President, members of the Senate. Very briefly, I
30. think eliminating the maximum salary for county officers is good.
31. We do retain the minimum amount to assure that they are paid an
32. adequate salary and the elected county board is the one that sets
33. the salary in the final instance and this gives them that authority.

1. Now, as far as taking the heat, we allow the elected local school
2. boards downstate to set the salaries of the school superintendent
3. and that's up to them. Many times I agree, many times I don't
4. agree with the salary increases I see them getting but that's up
5. to the elected school board and this will be up to the elected
6. county board downstate. It's a good bill.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion? Senator Grotberg.

9. SENATOR GROTBORG:

10. A question of the sponsor.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Indicates she will yield. Senator Grotberg.

13. SENATOR GROTBORG:

14. Yes, Senator Geo-Karis, this bill flew out of our Local
15. Government Committee, but I can't recall nor is it indicated, is
16. it good for just downstate or is it a pre-emption of Home Rule?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Geo-Karis.

19. SENATOR GEO-KARIS:

20. It applies to counties of under a million people. That
21. much I can tell you and its supported by the Illinois...The Urban
22. Counties Council and the Illinois Association of County Clerks.

23. SENATOR GROTBORG:

24. Okay, thank you, Senator Geo-Karis. Now, to the bill, Mr.
25. President. I think it's high time we got out of the personnel
26. business and running the personnel departments of the elected
27. boards around this State in general. Let them take the heat.
28. I ask for an Aye vote on this good bill. It's been a long time
29. coming.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Joyce.

32. SENATOR JOYCE:

33. Thank you, Mr. President. I rise in opposition to this bill.

1. It came out of committee 5 to 3 and I think that...you know, we're
2. giving them an opportunity to do a pay raise there and play their
3. games at the county. I take just the opposite view of Senator
4. Schaffer. I think that if we're going to have a...a minimum
5. we ought to have a maximum.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there further discussion? Senator Savickas.

8. SENATOR SAVICKAS:

9. Yes, Senator Grotberg touched on a point that I arose to.
10. He touched on the point of pre-empting the Home Rule of some
11. of these counties. Senator Geo-Karis said it doesn't affect
12. counties over one million, but there are many other counties
13. that are under one million that are Home Ruled units.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Savickas...was that a question, Senator.

16. SENATOR SAVICKAS:

17. That was a question.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Geo-Karis.

20. SENATOR GEO-KARIS:

21. Senator Savickas, to my knowledge there is only one Home
22. Rule county in the State and that's Cook County.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Bruce.

25. SENATOR BRUCE:

26. Thank you, Mr. President, and members of the Senate. I rise
27. in opposition to this bill. I don't think the taxpayers are
28. going to be enthusiastic about having county board members raise
29. the salaries of all of their county officials. Now if we are
30. going to do this, let's be honest with the taxpayers of the State
31. of Illinois and let's reduce and take away the minimum. Now that's
32. what we're talking about. Maximum is fine. You're saying that
33. every county official in the State of Illinois can have his salary

1. increased with the county board out there that you're all worried
2. about that you want them to have the local option, take the heat.
3. Well, let's take off the minimum and let's see what they do to the
4. salaries on the bottom end because you know and I know that every
5. time we raise the minimum we raise the salary of all these county
6. officials. Sure they are all down here beating the drum, saying
7. let's take the maximum off so if they have a friendly county
8. board, if they have a nice partisan majority, they can take and
9. raise the salary of their friends and leave the other ones
10. where they want to. But this is a hidden tax increase if there
11. ever was one. To take off the maximum is absolutely ludicrous.
12. Let's take off all salaries, minimums, maximum. Let them all go
13. out there and fight for it, but if you are going to do this this is
14. the worst end to take off. Leave the maximums on. Protect the
15. taxpayer and take off the minimums and see what happens to some
16. of these salaries. Thank you.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Martin.

19. SENATOR MARTIN:

20. Just to clarify a few things, I don't disagree with taking
21. off the minimum, but there seems to be a feeling here, at least
22. in the areas that you're describing, that county boards and their
23. elected officials get along and that somehow county boards can
24. hardly wait to give raises to the elected officials. Well, my
25. county board and my elected officials spend half their time in
26. Court fighting each other and if I had to depend on somebody to
27. make sure salaries were low for county officials, I'd depend on
28. my county board and if I could figure out some way to let the
29. county officials set the county board's salary, I can tell you the
30. taxpayers in my district would save money all the time. I don't
31. think it's a bad idea to take off the minimum, but taking off the
32. maximum is not going to hurt and in many areas those county boards
33. are not going to raise salaries.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Coffey.

3. SENATOR COFFEY:

4. Yes, Mr. President and members of the Senate. I am rising
5. in opposition to the bill and for the same reasons that Senator
6. Bruce was speaking a few minutes ago. I'm not in a...I was a
7. county board member one time and I'm not against taking off the
8. maximum, but I think the minimum ought to come off also. We're
9. saying...in one side of our mouth we're saying that the county
10. board is not competent and the other side we're saying they are.
11. If they are competent enough to raise the salaries and be
12. responsible in that area, they ought to be responsible enough
13. to lower them if they feel it's necessary and I think it ought
14. to either be either both or neither one.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Davidson.

17. SENATOR DAVIDSON:

18. Yes, Mr. Chairman...I mean Mr. President, and members of
19. the Senate, I rise in support of this bill. Some of the members
20. in this Senate have been in the same position that I have, past
21. Chairman of a county board. Now when you have the cap on for a
22. maximum amount, every time the Legislature raised that cap we
23. immediately had a clamor to raise to the cap. I suggest to you
24. that people on the county board in their local county know full
25. well better than you and I what that county official should or
26. should not be paid. Now you all talk about you want to be for
27. local government, for them to be responsible. Then be respon-
28. sible. Let them set the salary and Senator Martin stated very
29. clearly that county boards and county officials don't kiss and
30. make up and get in bed with each other about their salary. She
31. didn't say that, I did. There is nobody that fought more and
32. harder than when we had a two thirds Republican majority against
33. the five Republican officials who wanted a salary raise. Just

1. because they are the same party doesn't mean they are going to
2. get a raise. This is a good bill. I urge you to vote Aye.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Weaver.

5. SENATOR WEAVER:

6. Thank you, Mr. President. Well, it appears to me that we
7. don't have any maximum on what we pay school teachers in the
8. State of Illinois so I don't know why we should have any maximum
9. on what we pay local elected, elected officials. So if we want
10. to treat all employees alike we probably ought to have maximums
11. and minimums on school teachers as well as on elected county
12. officials.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there further discussion? Senator Geo-Karis may close.

15. SENATOR GEO-KARIS:

16. Mr. President and Ladies and Gentlemen of the Senate. First
17. of all this bill came out of Local Government five to zero and
18. three present. Second of all, this Senate passed on May 25 Senate
19. Bill 501 which took away the maximum salaries of the teachers and
20. let the school boards go maximum. Now we are interferring with
21. local government. Those county board officials are elected as
22. much as we are. They should respond to their local area. I think
23. it is only fair that they respond to their local area. They know
24. what the needs are. We left the minimums in there because you and
25. I know that this legislature passed the minimum bill because there
26. were some county boards that were being very partisan politically
27. and they won't do anything about giving a just salary. I think
28. this is a very good government bill and as I said earlier it is supported
29. by the Urban Councils, and by the State Clerks Associations...
30. County Clerks Association. I respect and I urge your favorable
31. consideration of I think a very justiciable bill.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. All right. The question is, shall House Bill 342 pass?

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1. Those in favor vote Aye. Those opposed Nay. The voting is
2. open. Have all those voted who wish? Have all those voted
3. who wish? Take the record. On that question, the Ayes are
4. 26. The Nays are 23. House Bill 342, not having received a
5. constitutional majority, is declared lost. House Bill 358,
6. Senator Vadalabene. Read the bill, Mr. Secretary.
7. SECRETARY:
8. House Bill 358.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Vadalabene.
13. SENATOR VADALABENE:
14. Yes, thank you, Mr. President and members of the Senate.
15. House Bill 358 will permit a licensee to have a license 100 feet
16. from the church sanctuary and I would approve a favorable vote.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. Is there discussion? The question is, shall House Bill 358
19. pass? Those in favor vote Aye. Those opposed Nay. The voting
20. is open. Have all voted who wish? Have all voted who wish?
21. Take the record. On that question, the Ayes are 42. The Nays
22. are 9. 1 Voting Present. House Bill 358, having received the
23. constitutional majority, is declared passed. House Bill 380,
24. Senator Bowers. Read the bill, Mr. Secretary.
25. SECRETARY:
26. House Bill 380.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Senator Bowers.
31. SENATOR BOWERS:
32. Thank you, Mr. President. House Bill 380 extends the life
33. of the Law Revision Commission for another 2 years. As originally

1. introduced, it was extended another 4 years...it was amended in
2. the Senate committee to provide for a 2 year extension and unless
3. there are any questions I would ask for a favorable roll call.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there discussion? Question is, shall House Bill 380
6. pass? Those in favor vote Aye. Those opposed Nay. The voting
7. is open. Have all voted who wish? Take the record. On that
8. question the Ayes are 57. The Nays are 1. House Bill 380,
9. having received a constitutional majority, is declared passed.
10. House Bill 387, Senator Wooten. House Bill 430, Senator Lemke.
11. Senator Johns, that's on the Agreed Bill List. House Bill 437,
12. Senator Carroll. House Bill 438, Senator Carroll. House Bill
13. 439, Senator Washington, 439. Do you wish to call the bill,
14. Senator? Read the bill, Mr. Secretary.

15. SECRETARY:

16. House Bill 439.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Washington.

21. SENATOR WASHINGTON:

22. Yeah, 439...House Bill 439 is a very simple bill, Mr.
23. President, members of the House...Senate. It simply amends the
24. Public Aid Code to require the Department to terminate...terminate the
25. eligibility of any person or firm to participate as a vendor
26. to recipients of medical services if the vendor's license has been
27. terminated. That's sensible and logical. If they have no
28. license to do business then surely the State should not do
29. business with them. That's all the bill does and I ask for
30. your support.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there discussion? The question is, shall House Bill
33. 439 pass? Those in favor vote Aye. Those opposed Nay. The
voting is open. Have all those voted who wish? Have all
those voted who wish? Take the record. On that question the

1. Ayes are 58. The Nays are none. House Bill 439, having received
2. a constitutional majority, is declared passed. House Bill 440,
3. Senator Schaffer. Read the bill, Mr. Secretary.
4. SECRETARY:
5. House Bill 440.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator Schaffer.
10. SENATOR SCHAFFER:
11. Mr. President, House Bill 440, as amended, would require
12. a 24 hour waiting period between the initial diagnosis of a pregnancy
13. and the performance of an abortion. As amended in the House,
14. there is a procedure in case of a medical emergency if the
15. doctor certifies that the abortion can be done quicker. For
16. instance an automobile accident, that sort of thing and as
17. amended in the Senate, we indicate that the physician who
18. performs the abortion may also count a diagnosis from another
19. physician in another part of the State. There was some concern
20. about this. The purpose of the bill is simply to provide
21. medical protection. We've seen in the newspaper series abortions
22. being performed on people who were not in fact pregnant and we
23. wish to protect those women and we feel that this is a reasonable
24. requirement, in fact a necessary requirement. I'd be happy to
25. answer any questions. I believe it's a very good bill.
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Senator Keats.
28. SENATOR KEATS:
29. I'd like to ask a question of the sponsor.
30. PRESIDING OFFICER: (SENATOR DONNEWALD)
31. Indicates he will respond.
32. SENATOR KEATS:
33. Mr. Sponsor, how many times has the 24 hour waiting period

1. been declared unconstitutional?

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Schaffer.

4. SENATOR SCHAFFER:

5. I don't believe the 24 hour period has been. I believe
6. 48 and 72 have and again, the purpose of this bill is not a
7. waiting period. It's a period to verify the actual pregnancy
8. test. We're not involved in the type of questions that you
9. are involved with. We're talking about the medical protection
10. of the woman involved.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Keats.

13. SENATOR KEATS:

14. After obfuscating the answer, the answer is this thing
15. has been declared unconstitutional who knows how many times. Do
16. you have any idea what the Court costs are every time we get
17. this silly law declared unconstitutional?

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Schaffer.

20. SENATOR SCHAFFER:

21. I am informed by Staff that this particular requirement has
22. in fact been upheld in a Kentucky court case.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Keats.

25. SENATOR KEATS:

26. Was that by Kennesaw Mountain Landas before it was over-turned
27. by the U. S. Supreme Court? The U. S. Supreme Court Law is
28. particularly clear on this issue. Waiting periods are unconstitutional.
29. You are about to spend between a quarter a half a million dollars
30. worth of taxpayers' money to prove that the Supreme Court will win
31. every single argument. I find no need to have legislation introduced
32. and passed that's just going to keep costing the taxpayers money
33. to learn that we can't figure out the Supreme Court is going to beat

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1. us every single time we argue with them.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Geo-Karis.

4. SENATOR GEO-KARIS:

5. Mr. President, Ladies and Gentlemen of the Senate. I rise
6. to support this bill because the bill as it was amended leaves it
7. in the opinion of the physician who is to perform the abortion
8. whether the 24 hour waiting period should be honored. I think
9. this might be more of a...this bill might be more of a protectory
10. measure toward the woman who is going to have the abortion and
11. I think it is a good bill and I urge its favorable support.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

14. SENATOR SCHAFFER:

15. Again, the purpose of this bill is to protect the medical
16. health of the woman involved. I believe it's an absolutely
17. essential bill and urge a favorable roll call.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Question is, shall House Bill 440 pass? Those in favor vote
20. Aye. Those opposed Nay. The voting is open. Have all those
21. voted who wish? Have all those voted who wish? Take the record.
22. On that question the Ayes are 38. The Nays are 8. 8 Voting Present.
23. House Bill 440, having received a constitutional majority, is declared
24. passed. The Chair inadvertently skipped House Bills 437 and 438.
25. Senator Carroll was here. Do we have leave to return to 437 and
26. 438? Leave is granted. House Bill 437. Read the bill, Mr.
27. Secretary.

28. SECRETARY:

29. House Bill 437.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Carroll...Just a moment. Will the members please be
in their seats? Let's break up the conferences, please. Now...
proceed.

1. SENATOR CARROLL:

2. Thank you, Mr. President, Ladies and Gentlemen of the
3. Senate. House Bill 437 is also part of the House Human Relations
4. Subcommittee dealing with the area of the...of abortion and abortion
5. clinics. This would basically require a woman seeking an abortion
6. to be counseled and to be provided with the results of the
7. pregnancy test prior to the performance of the abortion and require
8. the physician who finds any complications to report same to the
9. Department of Public Health. The bill would also...

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Now, we're not going to continue until we have order. Will
12. the members please be in their seats? Let's break up the conferences.

13. SENATOR CARROLL:

14. Its purpose is to provide also more information to the
15. department on which they can then promulgate rules for dealing
16. with these clinics and expands the definition of criminal abortion
17. to include the intent to terminate prior to a diagnosis. I would
18. be willing to answer questions. I would ask for a favorable roll
19. call.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Is there discussion? Question is, shall House Bill 437 pass?
22. Those in favor vote Aye. Those opposed Nay. The voting is open.
23. Have all those voted who wish? Take the record. On that question,
24. the Ayes are 56. The Nays are none. House Bill 437, having received
25. a constitutional majority, is declared passed. House Bill 438.
26. Read the bill, Mr. Secretary.

27. SECRETARY:

28. House Bill 438.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Carroll.

33. SENATOR CARROLL:

1. Thank you, Mr. President. This too again is part of the
2. package of abortion reform legislation to upgrade the Department
3. of Public Health's ability to license surgical treatment centers.
4. This bill would provide that the department can assess the
5. applicant to determine if there were any criminal records involving
6. the people who will be operating these facilities. It will
7. require that they have physicians on its staff and that these
8. physicians be outlined in name to a person who would come in
9. to these surgical treatment centers. It would prohibit expenditures
10. of public funds for patients which have not filed the necessary
11. financial disclosures statements and require an annual licensing.
12. Basically this legislation is necessary to allow the department
13. to better regulate these treatment centers and deny licenses as
14. we have seen in the newspaper articles, deny licenses to those
15. types of facilities that I believe every member of the Senate
16. would say should not be allowed to exist in the State of Illinois.
17. I would answer any questions and ask for a favorable roll call.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Rhoads.

20. SENATOR RHOADS:

21. Question of the sponsor, if he will yield.

22. PRESIDING OFFICER:

23. Indicates he will.

24. SENATOR RHOADS:

25. Senator Carroll, there are many types of surgicare centers
26. in suburban areas in particular which of course, have nothing to do with
27. the practice of abortion. Is there anything in this bill which
28. would indicate a...you mentioned licensing. Is there anything
29. that would require a certificate of need for a surgicare center?
30. In other words, putting it on the same par with hospitals, fully
31. licensed hospitals.

32. PRESIDING OFFICERS:

33. Senator Carroll.

1. SENATOR CARROLL:

2. To the best of my knowledge no, this would not fall into
3. the normal ambit of the Health Facilities Planning Board and
4. the certificates of need, etc. It's strictly a licensure and
5. its based on the backgrounds of the ownership, not based on
6. a need in area for another center.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? Question is, shall House Bill
9. 438 pass? Those in favor vote Aye. Those opposed Nay. The
10. voting is open. Have all those voted who wish? Have all those
11. voted who wish? Take the record. On that question the Ayes
12. are 56. The Nays are none. 1 Voting Present. House Bill
13. 438, having received a constitutional majority, is declared passed.
14. House Bill 441, Senator Schaffer. Read the bill, Mr. Secretary.

15. SECRETARY:

16. House Bill 441.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Schaffer.

21. SENATOR SCHAFFER:

22. This is a relatively simple bill and it's part of the same
23. package, the last...last bill and it simply provides that the
24. Medical Disciplinary Board shall investigate allegations and charges
25. of those people under its licensure. When we passed the original
26. Act, we left some ambiguous language in indicating that the Depart-
27. ment of R and E, which the Medical Disciplinary Board is part of,
28. would conduct the investigation. In fact, with the passage of
29. the Medical Disciplinary Act a couple of years ago, that board is
30. funded and is the board that does the investigating. This is a
31. clean-up bill, but the language in the bill I think has been used
32. to at least postpone very necessary investigations in this important
33. area.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Rhoads.

3. SENATOR RHOADS:

4. Senator Schaffer, I wish I could tell you why, but we're
5. against this one.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Is there further discussion? Question is, shall House Bill
8. 441 pass. Those in favor vote Aye. Those opposed Nay. The
9. voting is open. Have all those voted who wish? Have all those
10. voted who wish? Take the record. On that question the Ayes
11. are 48. The Nays are 2. 6 Voting Present. House Bill 441,
12. having received a constitutional majority, is declared passed.
13. House Bill 445, Senator Maragos. House Bill 450, Senator Schaffer.
14. You wish the bill called, Senator Schaffer? Read the bill, Mr
15. Secretary.

16. SECRETARY:

17. House Bill 450.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Schaffer.

22. SENATOR SCHAFFER:

23. Mr. Chairman, this bill would take the Emergency Medical
24. to the Indigent Program...

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Just...just a minute, Senator. Will the members please be
27. in their seats? Let's break up the conferences. The noise level
28. is rather high. Proceed.

29. SENATOR SCHAFFER:

30. It would transfer the jurisdiction from the local townships
31. to the Department of Public Aid. The bill accomplishes several
32. things and let me just briefly discuss them. Out front I have to
33. tell you that it transfers the cost from township governments of

1. approximately 7.2 million dollars to the State government, but
2. it does enable us as the recipients of this responsibility to
3. receive fifty percent Federal funding which the townships cannot
4. have. It would provide for a more orderly processing of these
5. medical bills and would in fact I think provide a much better
6. mechanism for the distribution of medical help to the indigent
7. than the current system. It is supported by the township officials
8. and I think it is a good bill and a good step forward.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there discussion? Question is, shall House Bill 450 pass?
11. Those in favor vote Aye. Those opposed Nay. The voting is open.
12. Have all those voted who wish? Take the record. On that question
13. the Ayes are 55. The Nays are 1. 1 Voting Present. House Bill
14. 450, having received a constitutional majority, is declared passed.
15. House Bill 453, Senator Knuppel. House Bill...House Bill 458,
16. Senator Graham. Senator Graham.

17. SENATOR GRAHAM:

18. Mr. President, out of deference to my friend, Senator Egan,
19. who would like to put an amendment on this bill tomorrow, I'll
20. skip it for today, but I don't want to lose...I don't want to lose
21. my call on it when I get to it. I want Senator Egan to have a
22. chance to put his amendment on it. I will not call it today.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. House Bill 460, Senator Knuppel. Read the bill, Mr.
25. Secretary.

26. SECRETARY:

27. House Bill 460.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Knuppel.

32. SENATOR KNUPPEL:

33. Mr. President, and members of the Body, you will recall

1. under the defunct Walker administration when we had so much
2. financial difficulty we had to accelerate collection of sales
3. tax and we included all those businessmen who would have collected at
4. least 5000 dollars and they had to pay it four times a month in
5. installments for weekly installments you might say. What this
6. bill really does with the amendment on it is to remove those
7. people now who owe from 5 to 10,000 dollars in tax liability
8. per month from the effectiveness of the act and they will pay
9. once a month like those who have less than 5000 dollars. Primarily, with
10. inflation and other things and the removal of stress on the Illinois
11. budget which was in a crisis situation from day to day at that
12. time this is no longer necessary. In addition to that it requires
13. that the State on those people of over 10,000 issue a credit
14. memo or a notice of credit memo, if any, within 30 days of the
15. payment of the tax. This legislation will improve the business
16. atmosphere in the State of Illinois. It should be adopted
17. unanimously.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there discussion? Senator McMILLAN.

20. SENATOR McMILLAN:

21. Mr. President, members of the Senate, I would rise in
22. support of the bill and urge its adoption. It does place on the
23. Department of Revenue some obligations which they are going to
24. have to hustle to comply with. It will be a hardship for them,
25. but very frankly, the provisions of the bill and the positive
26. things that it does far outweigh those problems and I would urge
27. an Aye vote.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further discussion? Question is, shall House Bill
30. 460 pass? Those in favor vote Aye. Those opposed Nay. The voting
31. is open. Have all those voted who wish? Take the record. On that
32. question the Ayes are 57. The Nays are none. House Bill 460,
33. having received a constitutional majority, is declared passed.

1. The Chair inadvertently skipped House Bill 455. We have leave to
2. return to that order. Leave is granted. Senator Daley, you wish
3. to call 455? Read the bill, Mr. Secretary.

4. SECRETARY:

5. House Bill 455.

6. (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Daley.

10. SENATOR DALEY:

11. Mr. President and fellow Senators, this transfers certain
12. sections of the Department of Children and Family Services to
13. the Division of Vocational Rehab. The Illinois Children's Hos-
14. pital School, Illinois School for the Visually Impaired, Illinois
15. School for the Deaf, Illinois Visually Handicapped Institute,
16. Community Services for the Visually Handicapped...it's been an
17. approved bill. I ask for a favorable roll call.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there discussion? Question is, shall House Bill 455 pass?
20. Those in favor vote Aye. Those opposed Nay. The voting is open.
21. Have all those voted who wish? Take the record. On that question
22. the Ayes are 56. The Nays are none. House Bill 455, having received
23. the constitutional majority, is declared passed. House Bill 462,
24. Senator Vadalabene. Read the bill, Mr. Secretary.

25. SECRETARY:

26. House Bill 462.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Vadalabene.

31. SENATOR VADALABENE:

32. Yes, thank you, Mr. President and members of the Senate.
33. House Bill 462 authorizes school districts to levy an additional
tax not to exceed 2 cents for the payment of utility costs if

1. approved by a majority of the voters in a referendum and I
2. would appreciate a favorable vote.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there discussion? Senator Keats.

5. SENATOR KEATS:

6. Thank you, Mr. President. This is a bill we handled in
7. the Education Committee and there was quite a bit of discussion
8. at the time. The bill, I believe, was even held over for a
9. week. The trouble we bump into with this is we're setting a
10. very poor precedent in allowing school districts, etc., to start
11. breaking out referendums into separate areas. If the taxpayers
12. are confused by the number of referendums they've got today wait
13. until you start throwing utility referendums in to boot. They'll
14. have no idea whether they are voting on utility rate increases or
15. whether they are voting for utilities for school boards for park
16. districts, for...the local fire department, whatever. The more
17. referendums you put on the ballot that are as minuscule as this
18. one where people really have no ability to understand the costs
19. and don't understand the pass through factors, have no idea even
20. why the utility bills...bills and have no understanding of why
21. the school district doesn't do more to try to hold back on what
22. their costs are you're just plain asking for trouble. You're
23. going out of your way to have an uninformed electorate voting on
24. an issue that they can't get information on because there's no
25. ability to get it to them. This is the kind of precedent that we
26. should not be setting. It's simply a case of letting one group
27. out of responsibility by throwing up a new referendum.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further discussion? Senator Davidson.

30. SENATOR DAVIDSON:

31. Yes, Mr. President. I hate to disagree with my fellow
32. colleague, but I rise in support of this bill. The bill does
33. exactly what it says. It's a front end referendum. It will

1. allow the school board to take a pressing need to the people in
2. their district if they want to address themselves to the
3. utility cost and its one of the most fastest climbing costs school
4. districts are facing right now is the increased utility costs.
5. I urge a yes vote.

6. PRESIDENT:

7. Further discussion? Senator Netsch. Senator Nimrod.

8. SENATOR NIMROD:

9. Thank you, Mr. President. Seems to me that our public
10. buildings are the biggest abusers of...waste of energy. It seems
11. to me that windows are wide open, that they have not done those
12. things that can save the money. I think what we are doing is
13. giving them a stop gap to get away without providing that kind
14. of incentive. . There is about a fifty million dollar program that is
15. coming up for schools to be able to go ahead and save energy and
16. I think that for us to provide this as another means of raising
17. taxes would be probably the wrong approach.

18. PRESIDENT:

19. Any further discussion? Senator Geo-Karis.

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21. (End of Reel)

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1. SENATOR GEO-KARIS

2. Would the sponsor yield for one question?

3. PRESIDENT:

4. Indicates he will yield. Senator Geo-Karis.

5. SENATOR GEO-KARIS:

6. If I understand correctly this bill does contain a referendum
7. provision for the people, am I correct or not?

8. PRESIDENT:

9. Senator Vadalabene.

10. SENATOR VADALABENE:

11. Yes, contrary to what Senator Keats said there...the electorate
12. would be informed, there would be a referendum and would be up to the
13. people in those districts to vote for it, for this additional two
14. percent. It's a front door referendum. So the people would be informed.

15. PRESIDENT:

16. Further discussion? Senator De Angelis.

17. SENATOR DE ANGELIS:

18. Mr. President, question of the sponsor.

19. PRESIDENT:

20. Indicates he'll yield. Senator De Angelis.

21. SENATOR DE ANGELIS:

22. Senator Sam. Would they, in fact, not be allowed to have this re-
23. ferendum even without this bill?

24. PRESIDENT:

25. Senator Vadalabene.

26. SENATOR VADALABENE:

27. Well, evidently not. This would give them an additional two
28. cents, and I think this is what this bill calls for, is to give them
29. an additional two cents.

30. PRESIDENT:

31. Senator De Angelis.

32. SENATOR DE ANGELIS:

33. Well, I still didn't get an answer to my question. Can they not,
in fact, pass a referendum today? To raise their own tax rates within

1. this in there?
2. PRESIDENT:
3. Senator Vadalabene.
4. SENATOR VADALABENE:
5. Yes, now I understand your question. Not for utilities only.
6. PRESIDENT:
7. Senator De Angelis.
8. SENATOR VADALABENE:
9. They have to have this bill for utilities.
10. PRESIDENT:
11. Senator De Angelis. Further discussion? Senator Maitland.
12. SENATOR MAITLAND:
13. Thank you, Mr. President, and Ladies and Gentlemen of the Senate.
14. I think it should be understood that, first of all, the front door
15. referendum is the right approach but more importantly presently with
16. the ever increasing cost of utilities, these funds now are coming
17. out of a much needed educational fund, and I merely think this gives
18. the citizens of the particular district an opportunity to vote them-
19. selves a tax increase. Front door referendum I think it's the right
20. approach. I urge an Aye vote.
21. PRESIDENT:
22. Any further discussion? Senator Vadalabene may close.
23. SENATOR VADALABENE:
24. I would appreciate a favorable vote.
25. PRESIDENT:
26. Question is, shall House Bill 462 pass. Those in favor will
27. vote Aye. Those opposed will vote Nay. The voting is open. Have
28. all voted who wish? Have all voted who wish? Take the record. On
29. that question the Ayes are 43, the Nays are 9. 4 Voting Present.
30. House Bill 462 having received a constitutional majority is declared
31. passed. 472, Senator Bloom. Yes, Senator Netsch for what purpose
32. do you rise?
33. SENATOR NETSCH:

1. Thank you, just briefly on 455, I had obviously pressed my
2. speak button instead of my Yes button. I was strongly supportive
3. of it and I'm sorry I'm not recorded Yes.

4. PRESIDENT:

5. The record will so reflect. 472, Senator Bloom. On the Order
6. of House Bills 3rd reading, House Bill 472. Read the bill, Mr.
7. Secretary.

8. SECRETARY:

9. House Bill 472.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDENT:

13. Senator Bloom.

14. SENATOR BLOOM:

15. Thank you, Mr. President, and fellow Senators. This is
16. Representative Kucharski's biggy. It adds bonding authority of
17. up to fifty million to the Housing Development Authority, and it
18. basically expands on the Chicago experience, and provides that half
19. these monies shall be allocated to Cook and half downstate, and I...
20. it was amended in the Senate to say that the participating lending
21. institutions cannot lend more...this is for first time home and
22. condominium buyers. The interest charged by the lending institu-
23. tions could not be less than .5 percent, nor more than one
24. percent above the interest rate on the bonds used to provide the
25. money for these families. Try and answer any questions you may have.

26. PRESIDENT:

27. Any discussion? Senator Demuzio.

28. SENATOR DEMUZIO:

29. Yes, thank you, Mr. President, and Ladies and Gentlemen of the
30. Senate. I would like to ask the sponsor a question, if I may?

31. PRESIDENT:

32. Indicates he will yield. Senator Demuzio.

33. SENATOR DEMUZIO:

Question being...I see that this bill also provides for single

1. family homes or condominiums. In the Illinois Housing Development
2. Authority are there going to be any restrictions that indicates
3. there's a certain financial range that must be adhered to?

4. PRESIDENT:

5. Senator...Senator Bloom.

6. SENATOR BLOOM:

7. No.

8. PRESIDENT:

9. Senator Demuzio.

10. SENATOR DEMUZIO:

11. And I also noticed that only one half of the money is going
12. to be utilized for the remainder of the State and one half will
13. be utilized for counties with populations of three million or more.
14. It would appear to me that this is...this is really not a great deal
15. of...of money to be allocated to the balance of State, and I'm just
16. wondering how the formula was derived at in terms of...of the half
17. or over three million and half for the balance?

18. PRESIDENT:

19. Senator Bloom.

20. SENATOR BLOOM:

21. Well, I said in my opening remarks that half goes to Cook and
22. half goes to downstate, because this is to see how the program will
23. be accepted by lending institutions downstate. There is more
24. desire for it in the County of Cook.

25. PRESIDENT:

26. Senator Demuzio.

27. SENATOR DEMUZIO:

28. Well, I...I think the program is certainly one that has merit,
29. but I very seriously question as to whether or not we ought to be
30. allocating fifty million dollars in bonds to the Illinois Housing
31. Development Authority for an unrestricted lending program. I think
32. that if we're...if we're serious about this program we'd simply
33. limit it to those individuals who are in the middle income or the
lower income range, and we would also take the condominium part out

1. of it.

2. PRESIDENT:

3. Further discussion? Senator Buzbee.

4. SENATOR BUZBEE:

5. Thank you, Mr. President. Question of the sponsor.

6. PRESIDENT:

7. Indicates he'll yield. Senator Buzbee.

8. SENATOR BUZBEE:

9. The interest that is accrued or that the...the debt service...
10. well, first of all let me ask you, these are revenue bonds or GO
11. bonds?

12. PRESIDENT:

13. Senator Bloom.

14. SENATOR BLOOM:

15. They are Revenue Bonds, and at the appropriate time I would
16. ask for a ruling.

17. PRESIDENT:

18. Senator Buzbee.

19. SENATOR BUZBEE:

20. Who will end up paying the interest on the bonds that the Housing
21. Authority issues?

22. PRESIDENT:

23. Senator Bloom.

24. SENATOR BLOOM:

25. Well, that is why we amended it, to put the interest range between
26. .5 and one percent.

27. PRESIDENT:

28. Senator Buzbee.

29. SENATOR BLOOM:

30. In other words, the lending institutions through the mortgagors.

31. PRESIDENT:

32. Senator Buzbee.

33. SENATOR BUZBEE:

I'm talking about...I'm talking about the interest that's paid

1. on the bonds that are issued by the Housing Authority. Is that
2. going to become an obligation of the State of Illinois or will the
3. ...will it, in fact, be passed through to the people who are borrowing
4. the money?

5. PRESIDENT:

6. Senator Bloom.

7. SENATOR BLOOM:

8. Well, if the bonds were, let's say seven and a quarter and the
9. interest were, let's say eight percent, that would cover paying the
10. interest on the mortgage or on the bonds. In other words the
11. lending institution would be repaying this money. Basically it's to
12. allow lending institutions to tap the tax exempt bond market. You
13. see, Senator, to get money to make ninety-five percent loans available
14. and the economic range, you know the economic station of those
15. people seeking ninety-five percent loans is the middle to lower
16. middle income people who are hardest hit.

17. PRESIDENT:

18. Senator Buzbee.

19. SENATOR BUZBEE:

20. Well aren't we at some point going to get the Federal Internal
21. Revenue Service a little bit excited about this and they're going
22. to say, wait a minute this is not government, this is...this is
23. not a government bond this is a pure homeowners loan and you're
24. not eligible for those lower interest rates. At some point isn't
25. the IRS going to step in and say, you guys are playing games with
26. the intent of...of tax free...tax free bonds, and then we're going to
27. start have to...then they'll fall out of the tax...tax free bracket
28. and, in fact, then require a much higher interest rate.

29. PRESIDENT:

30. Senator Bloom.

31. SENATOR BLOOM:

32. Well, I think any change in policy would come from the Congress,
33. and it's not an either or situation, when you say playing games.
As a matter of fact, I'm reliably informed that legislation to close to

1. what some perceive as a "loophole" was defeated in
2. Congress, because they realized that as long as...as the Federal
3. Government has the crazy money policies that they do, and that
4. the cost of money is so high, the way to encourage home building
5. and to help out first time home buyers, is to try and allow these
6. lending institutions to tap the tax exempt bond market. It's a
7. good program.

8. PRESIDENT:

9. Further discussion? Senator Grotberg.

10. SENATOR GROTBORG:

11. Just rising on behalf of this bill to clarify the fact, that
12. Representative Kucharski had this bill in the House two terms back
13. and it was before its time. Then the Chicago Organization, and First
14. Federal, and the Feds got together and put together a similar program
15. which was a copy of Eddie Kucharski's bill, and I think it's time
16. that we dignified that whole process for all over the State of Illinois,
17. and take the risk on the interest and some of the games that the
18. Feds play with due respect to the previous speakers. I rise
19. in support of the bill.

20. PRESIDENT:

21. Senator Rhoads.

22. SENATOR RHOADS:

23. Mr. President. The Digest shows that this bill passed the House
24. on April the 20th, by a vote of 105 to 36. What will be the position
25. here in the Senate with respect to the majority of votes required
26. for passage of this bill?

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. It will be 30 votes.

29. SENATOR RHOADS:

30. And the basis of that is what?

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. That would be Section 20 of the Housing Development...Housing
33. Authority Act. Is there further discussion? Senator Knuppel.

1. SENATOR KNUPPEL:

2. Well, Mr. President, and members of the Body. It's a lousy
3. concept, to believe that the State of Illinois ought to be in
4. either the financing or the building business, or the banking business,
5. but we on this side of the aisle should support this legislation
6. because our President in a...in a rash of idiocy went to the Federal
7. Reserve Board and thought he would stop inflation by driving in-
8. terest rates up by another two or three percent, and hell there's
9. no way a young person can buy a home, and start paying from ten and
10. a half to thirteen percent. You got to be in, the person that's in
11. and got a home can trade it. He's got...he sells it for a heck of a
12. lot more then he paid for it, and he's got a chance, but for the
13. youngster starting out there's no way he will ever own a home if
14. we don't give him some help. This is a good legislation.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Demuzio.

17. SENATOR DEMUZIO:

18. Yes, thank you, Mr. President. For the second time, I'll be
19. very brief. Again I want to say that you know it's certainly an
20. laudable concept, and those issues that were addressed by Senator
21. Buzbee are certainly...are very laudable and that's the laudable
22. part of the bill, but the fact is, is that an individual, at least
23. in my judgment, and not having read the bill, just looking at the
24. Synopsis, can come in for a condominium, that...or condominium complex
25. that would take up the entire one half of the...of the allocation, and
26. I think that this bill is...is certainly a good one, if indeed there
27. is some income criterion that...that needs to be attached to it, so
28. that we can indeed take care of the needs of low income and middle
29. income individuals and just not have everybody have the opportunity
30. to get into this...to this market, because there's not a need for
31. everyone to get into it.

32. PRESIDENT:

33. Any further discussion? Senator Bloom may close the debate.

HB 493
6/20/79
3rd reading

1. SENATOR BLOOM:

2. Well, to correct the assertion of the last speaker. This is
3. tied down to...this was tied down to single family homes or condominium
4. where ...for first time home buyers, and for the amount of ninety-
5. five percent,ninety-five percent loans. That means they haven't
6. got a whole lot of money to put down...if you'd read the bill, you'd
7. understand the concept. Now this has been fully debated, and dis-
8. cussed, but the fact of the matter is, that the Chicago experience
9. and as Senator Knuppel said, the crazy Federal monetary policies
10. are such that we have to allow lending institutions to tap the
11. tax exempt bond market to provide first time mortgages for your
12. lower and middle income, younger families starting out. It's that
13. simple, and I would appreciate an Aye vote. Thank you.

14. PRESIDENT:

15. Question is, shall House Bill 472 pass. Those in favor will
16. vote Aye. Those opposed will vote Nay. The voting is open. Have
17. all voted who wish? Have all voted who wish? Take the record. On
18. that question the Ayes are 44, the Nays are 8. 6 Voting Present.
19. House Bill 472 having received a constitutional majority is declared
20. passed. 493, Senator Nash. On the Order of House Bills 3rd reading,
21. House Bill 493. Read the bill, Mr.Secretary.

22. SECRETARY:

23. House Bill 493.

24. (Secretary reads title of bill)

25. 3rd reading of the bill.

26. PRESIDENT:

27. Senator Nash.

28. SENATOR NASH:

29. Mr. President, and Ladies and Gentlemen of the Senate. House
30. Bill 493, as amended in committee, will correct an inequity in el-
31. igibility standards that prevent many elderly and disabled persons
32. from receiving medical assistance under the Department of Public
33. Aid. What this bill does, it changes the existing standards from
four hundred dollars for a single person, to six hundred dollars for a

1. couple, and assets ...increases it to fifteen hundred dollars for
2. a single person and twenty two hundred fifty dollars for a couple
3. which brings it up to par with the Federal standards. This bill
4. has the support of the Illinois Department of Public Aid. I ask
5. for a favorable roll call.

6. PRESIDENT:

7. Any discussion? Senator Regner.

8. SENATOR REGNER:

9. Well, Mr. President, and members. I haven't heard from the
10. Department of Public Aid supporting this, because it doesn't, and it
11. will cost the State about eight and a half million dollars of General
12. Revenue monies, and has been stated many time in the Appropriation
13. Committee and on the Floor, the administration is in opposition to
14. expending more monies. I doubt very much if the Department of
15. Public Air has, in fact, endorsed this concept, and I would urge a No
16. vote.

17. PRESIDENT:

18. Is there any further discussion? Senator Nash may close the
19. debate.

20. SENATOR NASH:

21. Mr. President, and Ladies and Gentlemen of the Senate. I have
22. a letter in my possession addressed to the House sponsor of this bill,
23. Senator Lechowicz, from Arthur Quern to Jim Edgar that the department's
24. position is support for this amendment of this bill with...as amended.
25. I ask for a favorable roll call on House Bill 493.

26. PRESIDENT:

27. Question is, shall House Bill 493 pass. Those in favor will
28. vote Aye. Those opposed will vote Nay. The voting is open. Have
29. all voted who wish? Have all voted who wish? Take the record. On
30. that question the Ayes are 34, the Nays are 22. 2 Voting Present.
31. House Bill 493, having received a constitutional majority is de-
32. clared passed. 495, Senator Nedza. On the Order of House Bills
33. 3rd reading, House Bill 495. Read the bill, Mr. Secretary.

SECRETARY:

1. House Bill 495.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDENT:

5. Senator Nedza.

6. SENATOR NEDZA:

7. Yes, Mr. President, and Ladies and Gentlemen of the Senate.

8. Actually this is an extension of the present commission to extend to

9. October 1, 1981. Senators Bruce, D'Arco, Davidson, Merlo, Rupp, and

10. I ask for a favorable roll call.

11. PRESIDENT:

12. Is there any discussion? If not, the question is, shall House

13. Bill 495 pass. Those in favor will vote Aye. Those opposed will

14. vote Nay. The voting is open. Have all voted who wish? Have all

15. voted who wish. Take the record. On that question, the Ayes are 45,

16. the Nays are 11. None Voting Present. House Bill 495, having received

17. a constitutional majority is declared passed. 498, Senator McMillan.

18. On the Order of House Bills 3rd reading, House Bill 498. Read the

19. bill, Mr. Secretary.

20. SECRETARY:

21. House Bill 498.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDENT:

25. Senator McMillan.

26. SENATOR MCMILLAN:

27. Mr. President, members of the Senate. House Bill 498, would

28. provide that in the case where there has been a error in the assessment

29. of real estate and when that error has been brought to the attention of

30. local assessing officials, the local assessing officials would have

31. the authority to assess that taxpayer just the same as they have

32. now in the case of where a piece of property was omitted from the

33. tax rolls. Both the Department of Local Government Affairs and the

Local Units of Government indicate that as of now there is no authority

1. to treat that property that was in error the same as an admission,
2. and I would seek a favorable roll call.

3. PRESIDENT:

4. Is there any discussion? If not, the question is, shall House
5. Bill 498 pass. Those in favor will vote Aye. Those opposed will
6. vote Nay. The voting is open. Have all voted who wish? Have all
7. voted who wish? Take the record. On that question the Ayes are
8. 47, the Nays are 2. None Voting Present. House Bill 498, having
9. received a constitutional majority is declared passed. 499, Senator
10. Hall. 512, Senator Wooten. 518, Senator Vadalabene. Top of page
11. 11 on the Order of House Bills 3rd reading, House Bill 518. Read
12. the bill, Mr. Secretary.

13. SECRETARY:

14. House Bill 518.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDENT:

18. Senator Vadalabene.

19. SENATOR VADALABENE:

20. Yes, thank you, Mr. President, and members of the Senate. House
21. Bill 518 does just what the Digest says, extends the aggregate
22. Mining Problem Study Commission to October 1, 1983, and I would
23. appreciate a favorable vote.

24. PRESIDENT:

25. Is there any discussion? If not, the question is...oh, I beg
26. your pardon, Senator Grotberg.

27. SENATOR GROTEBERG:

28. A question of the sponsor.

29. PRESIDENT:

30. He indicates he'll yield. Senator Grotberg.

31. SENATOR GROTEBERG:

32. Senator Sam, not to pick on your commission, but a couple of
33. these commission bills have gone by, and this is one that I don't

1. know what they do, because I've had an aggregate bill that's in
2. trouble over in the House and I didn't even know your commission
3. existed. Would you take the time, please, to tell us what you do?
4. Are you on the commission?

5. PRESIDENT:

6. Senator Vadalabene.

7. SENATOR VADALABENE:

8. Yes, I'll answer the last question first. No, I am not
9. on the commission. However the commission was created as part
10. of the extensive amending of the Reclamation Law in 1974, and at
11. that time the aggregate industry argued that many of the provisions
12. under the new law could not be reasonably applied to quarry mining.
13. The law was amended to relieve aggregate mining of some of the ...
14. reclamation criteria and the commission was created to further
15. study the ...reclamation as is specifically applied to aggregate
16. mining and they do need this extension.

17. PRESIDENT:

18. Further discussion? Senator Keats.

19. SENATOR KEATS:

20. Is there a Senator in here who could tell us if this commission
21. has ever met? It was brought to my attention this may be one of
22. the commissions that has not met within the last year. Is there
23. anybody in the Senate who's on this commission, and wants to tell
24. us that it's actually met or actually does anything of value?

25. PRESIDENT:

26. Senator...Senator Joyce.

27. SENATOR JEROME JOYCE:

28. Yes, thank you, Mr. President. I'm on the commission, but
29. you notice they didn't have me sponsoring it.

30. PRESIDENT:

31. Senator Buzbee.

32. SENATOR BUZBEE:

33. Well, thank you, Mr. President. I'm also on the commission.
I have never attended. It is my belief that it does meet because

1. I get an invitation from time to time, but I always have conflicts
2. and I've been trying to get off of it every since I got on it.

3. PRESIDENT:

4. Senator Vadalabene may close.

5. SENATOR VADALABENE:

6. The fiscal 1979 appropriation for this commission is ten
7. thousand dollars and evidently they haven't spent very much money,
8. and I would appreciate a favorable vote.

9. PRESIDENT:

10. Question is, shall House Bill 518 pass. Those in favor will
11. vote Aye. Those opposed will vote Nay. The voting is open. Have
12. all voted who wish? Have all voted who wish? Take the record.
13. On that question the Ayes are 30, the Nays are 18. 3 Voting Present.
14. House Bill 518, having received a constitutional majority is declared
15. passed. 519, Senator Knuppel. On the Order of House Bills 3rd
16. reading, House Bill 519. Read the bill, Mr. Secretary.

17. SECRETARY:

18. House Bill 519.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDENT:

22. Senator Knuppel.

23. SENATOR KNUPPEL:

24. House Bill 519...enlarges the investment rights of a decedent's
25. personal representatives, so that they can invest assets of an
26. estate, and withdrawable capital accounts, deposits, investment
27. certificates, or certificates of deposit in savings and loan associations
28. so long as they are Federally insured.

29. PRESIDENT:

30. Is there any discussion? If not, the question is, shall House
31. Bill 519 pass. Those in favor will vote Aye. Those opposed will
32. vote Nay. The voting is open. Have all voted who wish? Have all
33. voted who wish? Take the record. On that question the Ayes are 58,
the Nays are 1. None Voting Present. House Bill 519, having received

1. a constitutuional majority is declared passed. 524, Senator D'Arco.
2. On the Order of House Bills 3rd reading, House Bill 524. Read the
3. bill, Mr. Secretary.
4. SECRETARY:
5. House Bill 524.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. PRESIDENT:
9. Senator D'Arco.
10. SENATOR D'ARCO:
11. Thank you, Mr. President. What 524 says is that if an insurance
12. company non-renews a insurance policy the insured is entitled to
13. a notice saying why the insurance company refused to renew the
14. policy, as set forth in the Insurance Code, and I ask for a favorable
15. vote.
16. PRESIDENT:
17. Is there any discussion? If not, the question is, shall House
18. Bill 524 pass. Those in favor will vote Aye. Those opposed will
19. vote Nay. The voting is open. Have all voted who wish? Have all
20. voted who wish? Take the record. On that question the Ayes are 53,
21. the Nays are 2. None Voting Present. House Bill 524 having re-
22. ceived a constitutional majority is declared passed. Senator Merlo,
23. 527. On the Order of House Bills 3rd reading, House Bill 527. Read
24. the bill, Mr. Secretary.
25. SECRETARY:
26. House Bill 527.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. PRESIDENT:
30. Senator Merlo.
31. SENATOR MERLO:
32. Thank you, Mr. President, and members of the Senate. House Bill
33. 527, permits the corporate authorities of local libraries as well as
library districts to borrow money and execute a mortgage for the

1. construction of a new library. Presently the library corporate
2. authorities may borrow money and execute a mortgage for their existing
3. library buildings or sites for purposes of remodeling, repairing,
4. and improving the existing library buildings or for the building
5. of an addition to the existing building. The bill simply expands
6. the present mortgage law to now include erection of a new library.
7. The bill is endorsed by the Illinois Library Association. There
8. were no dissentive votes in committee, and I ask your favorable
9. approval.

10. PRESIDENT:

11. Any discussion? Sentor Regner.

12. SENATOR REGNER:

13. Question of the sponsor.

14. PRESIDENT:

15. Indicates he'll yield. Senator Regner.

16. SENATOR REGNER:

17. Senator Merlo, from your explanation, the way I understand it,
18. this would actually allow capital construction of a new library
19. building simply with the vote of the Board of Directors without
20. referenda of the people.

21. PRESIDENT:

22. Senator Merlo.

23. SENATOR MERLO:

24. No, there is...there has to be a corporate approval as well as
25. a referendum. The funding supports options which would include, for
26. instance, the issuance of general obligation bonds of the special
27. tax levy, the borrowing of this money and it all has to have approval
28. with referendum. That's correct.

29. PRESIDENT:

30. Senator Regner. Further discussion? Sentor Grotberg.

31. SENATOR GROTBORG:

32. Yes, a question of the sponsor.

33. PRESIDENT:

Indicates he'll yield. Senator Grotberg.

1. SENATOR GROTERBERG:

2. Senator Merlo, my notes still don't indicate that we amended
3. it for the referendum, and so I have to question the fact that
4. there is a referendum on it...

5. PRESIDENT:

6. Senator Merlo.

7. SENATOR GROTERBERG:

8. It's...it's just by the corporate authorities.

9. PRESIDENT:

10. Senator Merlo.

11. SENATOR MERLO:

12. That's correct. That's correct. They...

13. SENATOR GROTERBERG:

14. No referendum...

15. SENATOR MERLO:

16. ...presently of course have a rate, and if it exceeds the present
17. rate, I believe is fifteen to twenty-three percent, if that
18. is to be increased in any manner a referendum is needed, and it is
19. quite obvious that probably it would be needed in the event that
20. they...it involves the erection of a new library. This is what
21. my notes say.

22. PRESIDENT:

23. Senator Groterberg.

24. SENATOR GROTERBERG:

25. Again, I see Senator...you handling this for Senator Nash?
26. He's indicated as the Senate sponsor. Merlo's the sponsor, okay.
27. There was a lot of debate in committee over the subject as I recall.

28. PRESIDENT:

29. Was that a question? Was there a lot of debate in committee
30. is the question, Senator Merlo.

31. SENATOR MERLO:

32. No, I mentioned before that there were no dissenting votes.
33. Obviously maybe questions were asked, but I don't think there were any
that involved any direct opposition to the bill.

1. PRESIDENT:

2. Further discussion? Senator Regner.

3. SENATOR REGNER:

4. Well, a second time then there is not a referendum. In that
5. case, I rise to oppose the bill. I think it's absolutely wrong
6. that any sitting board can obligate the district they represent for
7. a what could be a massive construction program without the
8. constituents within that area, at least, expressing their approval or
9. disapproval on it, and I would urge the defeat of this bill.

10. PRESIDENT:

11. Any further discussion? Senator Walsh.

12. SENATOR WALSH:

13. Well, I...Mr. President, and members of the Senate. Senator
14. Regner, I think said what I was going to say. The bill would
15. provide for the construction of a new library, without a re-
16. ferendum, and I think that's something that non-elected public
17. officials should not be engaged in, and I would urge a No vote.

18. PRESIDENT:

19. Senator Berning.

20. SENATOR BERNING:

21. Well, thank you, Mr. President. Anyway, my question of the sponsor
22. is essentially the same thing. In reading the bill, it appears to
23. me that the authorization is there to add in a levy, and that in
24. my interpretation is a additional levy without a referendum, and I
25. merely ask for your confirmation of that, or justification for your
26. contention that there is a referendum.

27. PRESIDENT:

28. Senator Merlo.

29. SENATOR MERLO:

30. All I can tell you, and I'll answer it by what I have here.
31. Depending on the individual library, the maximum corporate tax
32. rate without referendum varies from fifteen percent to twenty-
33. three percent. Any municipal library or district library may in-
crease that levy to forty percent by referendum. As I said before

1. there are three approaches to it. Issuance of general obligation
2. bonds, requires full referendum, special tax levy , also requires
3. full referendum. Now these are notes that I received from the
4. Illinois Library Association. If they're not telling the truth, then
5. of course, can't stand behind them.

6. PRESIDENT:

7. Is there any further discussion? Senator Merlo may close
8. the debate.

9. SENATOR MERLO:

10. I ask for a favorable roll call.

11. PRESIDENT:

12. Question is, shall House Bill 527 pass. Those in favor will
13. vote Aye. Those opposed will vote Nay. The voting is open. Have
14. all voted who wish? Have all voted who wish? Take the record. On
15. that question, the Ayes are 28, the Nays are 24. 4 Voting Present.
16. Senator Merlo, sponsor's requested a further consideration be post-
17. poned. So ordered. 541, Senator Lemke. On the Order of House
18. Bills 3rd reading, House Bill 541. Read the bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 541.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Lemke.

25. SENATOR LEMKE:

26. What's...what this does is deletes chronic alcoholism as an
27. exclusion for ordinary disability benefits, and provides disability
28. payments due to chronic alcoholism will be terminated if the employee
29. refuses to join a rehabilitation program licensed by the Department of
30. Public Health. I ask for the favorable roll call on this vote. This
31. bill is approved by the Pension Laws Commission, and Senator Egan is...

32. PRESIDENT:

33. Is there any discussion? If not, the question is, shall House
Bill 541 pass. Those in favor will vote Aye. Those opposed will vote

1. the Nays are 2. None Voting Present. House Bill 563, having re-
2. ceived a constitutional majority is declared passed. Top of page
3. 12, House Bill 570, Senator D'Arco. It's on the Consent Calendar.
4. 570, Senator D'Arco. 573, Senator McMillan. On the Order of
5. House Bills 3rd reading, House Bill 573. Read the bill, Mr.
6. Secretary.

7. SECRETARY:

8. House Bill 573.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING:

12. Senator McMillan.

13. SENATOR MCMILLIAN:

14. Mr. President, and members of the Senate. The purpose of House
15. Bill 573, was to make it very clear that actions taken by the
16. General Assembly last year, cleared up any tax or any withholding
17. liability that would have accrued to any income tax withholder as far
18. as the legislation that was passed a year and a half ago, with regard
19. to withholding of income tax from non-residents who had an income
20. tax liability. When we suspended for a year a law with regard
21. to withholding on non-resident liability of the income tax, it wasn't
22. clear and there's now a short period in which it isn't...isn't clear
23. to a lot of accountants who certify the financial records of a lot
24. of taxpayers whether or not there is some liability. We've got another
25. bill that will come up later on that will deal with the question of
26. who needs to withhold and who does not need to withhold from this
27. time forward, but what this Act does is to make it clear for that
28. short period in question, that there's no liability for time passed
29. under this Act, and I would seek a favorable roll call.

30. PRESIDENT:

31. Is there any discussion? If not, the question is, shall House
32. Bill 573 pass. Those in favor will vote Aye. Those opposed will
33. vote Nay. The voting is open. Have all voted who wish? Have all
voted who wish? Take the record. On that question, the Ayes are 54,

1. Nay. The voting is open. Have all voted who wish? Have all voted
2. who wish? Take the record. On that question, the Ayes are 53, the
3. Nays are none. None Voting Present. House Bill 541, having received
4. a constitutional majority is declared passed. Senator Geo-Karis,
5. for what purpose do you rise?

6. SENATOR GEO-KARIS:

7. Mr. President, I inadvertantly voted No on 524 House Bill 524
8. because I turned my head, and I meant to vote Yes.

9. PRESIDENT:

10. The record will so reflect. 551, Senator Buzbee. 552, Senator
11. Graham. 563, Senator Sangmeister. On the Order of House Bills 3rd
12. reading, bottom of page 11. House Bill 563. Read the bill, Mr.
13. Secretary.

14. SECRETARY:

15. House Bill 563.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDENT:

19. Senator Sangmeister.

20. SENATOR SANGMEISTER:

21. ...and members of the Senate. This bill would exempt the
22. Department of Corrections from the provisions of the Illinois
23. Purchasing Act, for the purpose of construction within the confines
24. of a penal institution up to a contract of twenty-five thousand
25. dollars in nature. The reason for the bill, is to allow us to use
26. prison labor within our penal institutions, again, to hope relieve
27. some of the tension and problems that we got there. Put our prisoners
28. to work on small projects, not to exceed twenty-five thousand dollars,
29. and that's what the bill does.

30. PRESIDENT:

31. Is there any discussion? If not, the question is, shall House
32. Bill 563 pass. Those in favor will vote Aye. Those opposed will
33. vote Nay. The voting is open. Have all voted who wish? Have all
vote who wish? Take the record. On that question, the Ayes are 53,

1. the Nays are 2. 2 Voting Present. House Bill 573, having received
2. a constitutional majority is declared passed. Is there leave
3. to go back to 570, Senator D'Arco had to take a urgent phone call,
4. emergency phone call? On the Order of House Bills 3rd reading, House
5. Bill 570. Read the bill, Mr. Secretary.

6. SECRETARY:

7. House Bill 570.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDENT:

11. Senator D'Arco.

12. SENATOR D'ARCO:

13. Thank you, Mr. President. What 570 provides is, is that on
14. all referendum petitions, Statewidereferendum petitions there should
15. be in bold print, bold faced type, a warning to the person that
16. signs the petition, or,...and or, the circulator that is a felony
17. to commit any of the following acts, signing someone else's name,
18. deliberately signing more than one petition, signing a petition
19. while not being registered. We feel this is necessary, because
20. people that do forge someone else's name or print...or the circulator
21. puts names in that he forges himself, or he verifies that the name
22. is who it is supposed to be. We feel it's necessary, because
23. they're not aware of the criminal penalties that are involved in
24. doing an act of that sort, and they take it very lightly and this
25. will make them aware that it is a criminal offense, to commit that
26. type of an act, and we feel that it...it's very necessary and I would
27. ask for a favorable vote.

28. PRESIDENT:

29. Is there any discussion? Senator Rhoads.

30. SENATOR RHOADS:

31. Well, Senator D'Arco, a couple of questions. First of all, you
32. indicate that this bill provides for a warning. As it was originally
33. introduced it...my notes indicate that it no longer provides for
that.

1. PRESIDENT:

2. Senator D'Arco.

3. SENATOR D'ARCO:

4. You're right. The 2nd amendment took out the warning provision,
5. and...you're exactly right then, all it does is change the objections
6. from thirty-five to a hundred and seven days, and there wouldn't
7. be any warning, anymore. So they really watered the bill down a
8. lot.

9. PRESIDENT:

10. Senator Rhoads.

11. SENATOR RHOADS:

12. What else does amendment No. 2 contain? As you recall the
13. committee meeting on this, we were...it was rather frantic. We
14. were amending all kinds of bills into other bills, and voting
15. bills out, with most favorable roll calls, and we apparently indicate
16. a most favorable roll call on this one. I remember voicing some
17. objections to it. For example, is the provision in there that
18. a notary must be from the same county in order to notarize a petition
19. circulated within that county? Is that still in the bill?

20. PRESIDENT:

21. Senator D'Arco.

22. SENATOR D'ARCO:

23. That's not in there either, That's been deleted.

24. PRESIDENT:

25. Senator Rhoads.

26. SENATOR D'ARCO:

27. Even...is the circulators...is that still in there?

28. PRESIDENT:

29. Senator Rhoads.

30. SENATOR D'ARCO:

31. Even the requirement that a circulator has to be from the
32. same county, is deleted. So this bill is really going to be a
33. little obnoxious to tell you the truth.

1. PRESIDENT:

2. Senator Rhoads.

3. SENATOR RHOADS:

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

5. I rise in opposition of this bill. It has been totally changed,
6. since it was originally introduced in committee. Now apparently all
7. the bill does is increase by over sixty-five days, apparently the time
8. for filing objections to petitions for an advisory referendum. While
9. some argument could be made that some more time might be needed, I
10. don't see why such a huge increase is needed, and I would urge defeat
11. of the bill.

12. PRESIDENT:

13. Senator D'Arco.

14. SENATOR D'ARCO:

15. Well, you know the bill, and saying it extends the time to
16. file objections from five days to thirty days is...is thirty-
17. five days is good...because so many petitions that have to be
18. examined that the objector really can't do it within five days,
19. and he does need some time to file his objections because of the
20. accumulation of all the petitions. Five days is not enough, you
21. would agree with that. You're just arguing that thirty-five is too
22. much, and if...if that's all the bill does, I think it's a harm-
23. less bill...I thought it did a lot more than that, and I would ask for
24. a favorable vote.

25. PRESIDENT:

26. Further discussion? Senator Demuzio.

27. SENATOR DEMUZIO:

28. Well, John, I just wanted...Senator D'Arco, I just want to make
29. sure. Now, it's my understanding that the circulators being from the...
30. a particular county...now I understand that's still in there.

31. PRESIDENT:

32. Further discussion? Senator Bruce. Senator Bruce at my desk.

33. SENATOR BRUCE:

Thank you, Mr. President, and members of the Senate. I...I think

HB 552,
3rd reading
6-20-76

1. although there's a great deal of confusion, Amendment No. 2 was
2. adopted, and it's still on the bill, as I understand it. And
3. Senator D'Arco, I would call your attention to page 9 of that
4. amendment which states the sheet may be signed and circulated
5. only by qualified electors who are a resident of a single election
6. jurisdiction, and that the signatures must be attested by officer
7. authorized to administer oath who is a legal resident of the same
8. county, and then it goes on to define election jurisdiction, it
9. could be as small as a city election. I just...I cannot see the
10. purpose of this legislation. I mean you are saying to the people
11. who sign petitions, you not only have to sign them, and the person
12. who circulates that, has to be from your same election territory.
13. If it's in a school board election, I suppose if you were circulating
14. a petition and he's from another part of the school district than you...
15. one of you in signing that or circulating that has committed a felony.
16. Senator D'Arco is there any liability? What if someone from another
17. county comes into my county, I not knowing that he's from another
18. district and it says if I sign a sheet circulated by someone out-
19. side of my county, have I committed a felony?

20. PRESIDENT:

21. Senator D'Arco.

22. SENATOR D'ARCO:

23. Yes, you do, and that's why I'm taking this goofy bill out
24. of the record.

25. PRESIDENT:

26. Take it out of the record. Next time he'll just stay on the
27. phone. All right if you'll turn back to page 11, Senator Graham had
28. to be off the Floor, on House Bill 552. On the Order of House Bills
29. 3rd reading, House Bill 552. Read the bill, Mr. Secretary.

30. SECRETARY:

31. House Bill 552.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDENT:

2. Senator Graham.

3. SENATOR GRAHAM:

4. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
5. For three or four years now, Representative Griesheimer and others
6. including me have been working toward getting some kind of a
7. Statuterelative to mobile park residents and mobile park owners
8. that might be compatible so we have something on the Statute to work
9. from, we have nothing presently. This bill that I'm presenting
10. to you today is a watered down version of what 449 was to start with.
11. It really is not the type of bill that we really would like to
12. have finally and we will have subsequently something better, but
13. this will give us an opportunity to get something on the books with
14. regard to the people who live in mobile home parks, so that they
15. may have some right to expect a lease and other things they
16. do not now have. This is a step in the right direction. I
17. hope in a few years we can improve it. I ask you for your favorable
18. consideration of this...mobile home manufacturers and others who are
19. opposed to 449, are in support of this. I ask you for a favorable roll
20. call.

21. PRESIDENT:

22. Any discussion? If not, the question is, shall House Bill 552
23. pass. Those in favor will vote Aye. Those opposed will vote Nay.
24. The voting is open. Have all voted who wish? Have all voted who
25. wish? Take the record. On that question, the Ayes are 52, the Nays
26. are 2. 1 Voting Present. House Bill 552, having received a
27. constitutional majority is declared passed. All right, back to
28. page 12. House Bill 580, Senator Davidson. On the Order of House
29. Bills 3rd reading, House Bill 580. Read the bill, Mr. Secretary.

30. SECRETARY:

31. House Bill 580.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

PRESIDENT:

Senator Davidson.

1. SENATOR DAVIDSON:

2. Mr. President, and members of the Senate. This bill came
3. out of the Motor Vehicle Laws Commission from the studies we had...
4. hearings we had last Fall. This bill is to correct an error
5. which was adopted two years ago, and all it does is reduces the
6. license fee on a occasional trailer that's being towed behind.
7. The fee stays the same for motorized vehicles and et cetera. I'd
8. appreciate a favorable roll call.

9. PRESIDENT:

10. Is there any discussion? If not, the question is, shall
11. House Bill 580 pass. Those in favor will vote Aye. Those opposed
12. will vote Nay. The voting is open. Have all voted who wish?
13. Have all voted who wish? Take the record. On that question,
14. the Ayes are 51, the Nays are 3. None Voting Present. House
15. Bill 580, having received a constitutional majority is declared
16. passed. 591, Senator Buzbee. Top of page 13. 597, Senator
17. Bruce. 602, Senator Joyce. On the Order of House Bills 3rd
18. reading, top of page 13, House Bill 602. Read the bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 602.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Joyce.

25. SENATOR JEREMIAH JOYCE:

26. Thank you, Mr. President, and members of the Senate. House Bill
27. 602 is a very simple bill. It amends the Enviromental Protection Act
28. and requires that all notices concerning petitions for variances
29. from existing rules include the legal descriptions and street
30. address, if there is no street address, then by location. It
31. passed out of the House 155 to 0. I move your favorable consideration
32. at this time.

33. PRESIDENT:

Is there any discussion? If not, the question is, shall House

1. Bill 602 pass. Those in favor will vote Aye. Those opposed
2. will vote Nay. The voting is open. Have all voted who wish?
3. Have all voted who wish? Take the record. On that question,
4. the Ayes are 56, the Nays are 1. None Voting Present. House
5. Bill 602, having received a constitutional majority is declared
6. passed. 608, Senator Vadalabene. On the Order of House Bills
7. 3rd reading, House Bill 608. Read the bill, Mr. Secretary.

8. SECRETARY:

9. House Bill 608.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDENT:

13. Senator Vadalabene.

14. SENATOR VADALABENE:

15. Yes, at the discretion of the Committee on Elementary and
16. Secondary Education, House Bill 608 was amended to provide that
17. the transfer of funds authorized by House Bill 608 can be made
18. only if the district has a deficit in its operation, building
19. and maintenance fund and also the transfer may not exceed a
20. hundred and thirty-five thousand dollars, and also provides for
21. a referendum, and I would appreciate a favorable roll call.

22. PRESIDENT:

23. Is there any discussion? If not, the question is, shall House
24. Bill 608 pass. Those in favor...I beg your pardon, Senator Berning.
25. Your light was not on Senator Berning. Senator Berning.

26. SENATOR BERNING:

27. I'm sorry I wasn't really sure that my light is ever seen
28. up there. All I would like to do is ask the sponsor a question
29. as to the continued levy of the facilities tax. Is there any
30. prohibition or restriction on the continued levy of this special
31. education facilities tax?

32. PRESIDENT:

33. Senator Vadalabene.

1. SENATOR VADALABENE:

2. Yes, is there any continued prohibition of this? Yes, repeat
3. the question. Senator Berman...

4. SENATOR BERNING:

5. Yes, yes, is there any...

6. PRESIDENT:

7. Senator Berning.

8. SENATOR BERNING:

9. Is there any prohibition or restriction on the continued
10. application of this levy then known as the Special Education
11. Facilities Tax?

12. PRESIDENT:

13. Senator Vadalabene.

14. SENATOR VADALABENE:

15. Yes, I want to yield to the chairman of the committee, Senator
16. Berman, to respond to that question.

17. PRESIDENT:

18. Senator Berman.

19. SENATOR BERMAN:

20. Thank you, Mr. President. This bill doesn't affect the
21. continuation of the tax. There's another bill that we have passed
22. out of committee that's...I don't remember the number, but it's
23. later on in the Calendar, that addresses the continuation of this
24. tax. All that this bill does, and especially with amendments,
25. it takes care of a particular problem, in a particular district with
26. the money that's been sitting there, that's accumulated from this
27. tax over past years. The bill does not address the question of
28. the continuation, that's in another bill down the line.

29. PRESIDENT:

30. Senator Berning.

31. SENATOR BERNING:

32. What...carring it one step forward then. The taxes, I under-
33. stand from your explanation, with another bill, is continued. Is
that correct?

1. PRESIDENT:

2. Senator Berman.

3. SENATOR BERMAN:

4. I have to check the bill. I don't recall just what we
5. did with it...at the moment I can't tell you. But this is only
6. for the accumulation that...that's in this particular district up
7. till now, that's why you've got amendments about a hundred and
8. thirty-five thousand dollars, and front end referendum. It's...
9. this is one of Sammy's pork barrels. He needs some help and it
10. addresses his particular problem. Chicken barrel.

11. PRESIDENT:

12. Senator Berning.

13. SENATOR BERNING:

14. Well, Mr...Mr. President. I don't want to interrupt anything
15. that has to do with filling Senator Sam's pork barrel, but my
16. concern, Mr. President is, are we being judicious in providing for
17. the distribution of available dollars that have been levied and
18. accumulated for special education facilities, by this bill, allowing
19. these accumulated bills to be diverted to some other use. If there
20. is no additional need for the monies that's on thing.
21. That's part of...that's what I was trying to get at. If we're
22. diverting funds that have accumulated, but still not restricting
23. the right to continue the application of this levy, then I think
24. we are not being fair and honest with the taxpayers, and that's
25. my concern.

26. PRESIDENT:

27. Senator Vadalabene.

28. SENATOR VADALABENE:

29. Yes, Senator Berning brings up a good question and I'm glad
30. he directed it in the way he did. House Bill 608, gives local
31. school boards with the approval of the voters of the district the
32. authority to transfer funds no longer needed, and this is exactly
33. what we're attempting to do for this Madison...this school
district in Venice, Illinois.

1. PRESIDENT:

2. Senator Schaffer.

3. SENATOR SCHAFFER:

4. This...this bill sets a new standard for referendums. By
5. the way it only affects the one district. In Senator Sam's district
6. its been amended very artfully by the committee chairman. I
7. certainly give him credit for those well drafted amendments.
8. There's a hundred and thirty-five thousand bucks sitting in this
9. fund, in this particular school district, and they don't know
10. how to get their hands on it, and it's driving them up a tree. You
11. see they need this dough to fund all their various sundry projects
12. so they propose a referendum which says, voters you have your
13. choice, either you can give us the money and we'll put it in the
14. fund, and we'll spend it, or you can leave it where it is and no-
15. body gets any benefit at all, and it just accrues interest, and I
16. guess stays there forever and ever and ever. We suggested in committee,
17. we did not prevail, that perhaps a third alternative ought to be
18. presented to the public in that district, and that's that they
19. maybe have their tax rate lowered or get the money back somehow
20. because they paid for it, paid those taxes, because they were
21. promised some special education facilities. Well, the wheels turned
22. and they don't need those facilities and they probably don't, they
23. have vacant classrooms they can use. I don't intend to support
24. this bill, because I think the taxpayers ought to be given a real
25. referendum and a real referendum, in my opinion, would be one in which
26. they had a chance to get the money back that was taken from them on
27. what turned out unintentionally to be false pretenses.

28. PRESIDENT:

29. Further discussion? Senator Davidson.

30. SENATOR DAVIDSON:

31. Mr. President, and members of the Senate. I rise in support
32. of this bill. Now we amended this bill to do three things. One is
33. a front end referendum to ask for the transfer. Two, there's a
hundred and thirty-five thousand dollars in this fund which was

1. accumulated on the special education building fund, which is no
2. longer needed and we have an additional proviso that the regional
3. superintendent must certify that all the handicapped students in-
4. volved in this are being...needs are being met under the Federal
5. law of 94-142. It's a one and only time shot. They can't con-
6. tinue to levy this tax anymore. They haven't levied it now for
7. several years. This addresses a unique problem to a school district
8. that has a six hundred and seventy-five thousand dollar deficit in
9. its operating fund. This gives an opportunity for them to take
10. a hundred and thirty-five thousand dollars and remove that deficit.
11. It cuts down the cost, because they won't have to be issuing tax
12. participation warrants. It's a good bill, and it's not going to
13. go away. Pass it out of here, and get it off our back. I urge a
14. Yes vote.

15. PRESIDENT:

16. Any further discussion? Senator Vadalabene may close the
17. debate.

18. SENATOR VADALABENE:

19. Yes, Senator Berman said facetiously this is a pork barrel bill,
20. and I know he didn't mean it that way. When I come in with a
21. pork barrel, it's going to be more than a hundred and thirty-five
22. thousand dollars, and I do appreciate a favorable vote.

23. PRESIDENT:

24. Question is, shall House Bill 608 pass. Those in favor
25. will vote Aye. Those opposed will vote Nay. The voting is open.
26. Have all voted who wish? Have all voted who wish? Take the record.
27. On that question, the Ayes are 43, the Nays are 7. None Voting
28. Present. House Bill 608, having received a constitutional majority
29. is declared passed. 612, Senator Wooten. On the Order of House
30. Bills 3rd reading, House Bill 612. Read the bill, Mr. Secretary.

31. ACTING SECRETARY: (MR. FERNANDES)

32. House Bill 612.

33. (Secretary reads title of bill)

3rd reading of the bill.

1. PRESIDENT:

2. Senator Wooten.

3. SENATOR WOOTEN:

4. The Secretary of State, Mr. President, is currently required
5. to give the Auditor General an annual fiscal report in addition
6. to the monthly reports he presents. This simply eliminates the
7. annual report.

8. PRESIDENT:

9. Is there any discussion? If not, the question is, shall
10. House Bill 612 pass. Those in favor will vote Aye. Those opposed
11. will vote Nay. The voting is open. Have all voted who wish?
12. Have all voted who wish? Take the record. On that question,
13. the Ayes are 54, the Nays are none. None Voting Present. House
14. Bill 612, having received a constitutional majority is declared
15. passed. Top of page 14. 650, Senator Maragos. On the Order
16. of House Bills 3rd reading. Top of page 14. House Bill 650.
17. Read the bill, Mr. Secretary.

18. ACTING SECRETARY: (MR. FERNANDES)

19. House Bill 650.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDENT:

23. Senator Maragos.

24. SENATOR MARAGOS:

25. Mr. President, members of the Senate. Senate...House Bill 650
26. is a simple bill in that all it states is that if...ward or imcompetent
27. or minor and there are no relatives that can act in that capacity
28. the court has a right to appoint, ...the jurisdiction to appoint one
29. directly, by an application, and I ask for its...ask for its support.

30. PRESIDENT:

31. Is there any discussion? If not, the question is, shall House Bill
32. 650 pass. Those in favor will vote Aye. Those opposed will vote Nay.
33. The voting is open. Have all voted who wish? Have all voted who wish?
Take the record. On that question, the Ayes are 54, the Nays are none.

HB662
3rd reading
6/20/79

1. None Voting Present. House Bill 650, having received a constitutional
2. majority is declared passed. 657, Senator Knuppel. On the Order
3. of House Bills 3rd reading, House Bill 657. Read the bill, Mr.
4. Secretary.

5. ACTING SECRETARY: (MR. FERNANDES)

6. House Bill 657.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDENT:

10. Senator Knuppel.

11. SENATOR KNUPPEL:

12. House Bill 657, provides that when there's a claim for
13. refund of gas tax by farmers and others who have paid gas tax,
14. it's not subject to being held by the State, it's subject to being
15. refunded, that the State will refund that money within sixty days
16. of application or pay as the taxpayer would have to pay a five
17. percent penalty, plus five...one percent a month thereafter. At
18. the present time there's no limitation on how long the State can
19. take to repay these funds that they've collected. I think this is
20. fair. It's in accordance with the way the State assesses the taxpayer and
21. I would solicit a favorable roll call.

22. PRESIDENT:

23. Is there any discussion? If not, the question is, shall House
24. Bill 657 pass. Those in favor will vote Aye. Those opposed will
25. vote Nay. The voting is open. Have all voted who wish? Have all
26. voted who wish? Take the record. On that question, the Ayes are
27. 51, the Nays are 2. None Voting Present. House Bill 657, having
28. received a constitutional majority is declared passed. There's been
29. a request from a member of the press corps to take still photographs.
30. Is leave granted? Leave is granted. 662, Senator Joyce. On the
31. Order of House Bills 3rd reading, House Bill 662. Read the bill, Mr.
32. Secretary.

33. ACTING SECRETARY: (MR. FERNANDES)

House Bill 662.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDENT:

4. Senator Joyce.

5. SENATOR JEREMIAH JOYCE:

6. Thank you, Mr. President, and members of the Senate. House
7. Bill 662, deals with a concept with everyone in the Body is
8. familiar with, and I assume has an opinion on it at this time. It
9. creates a new Act which would require the State to reimburse local
10. government units for those costs incurred as a result of new State
11. initiated programs, for enlargement of current mandated programs,
12. and for losses in local revenue due to State mandated exemptions of
13. taxable properties. The question really is, if the State is going to
14. cause...the program cause the local government to enact the program
15. is the State going to pay? I move your favorable consideration at
16. this time. I'm ready to answer any questions you may have.

17. PRESIDENT:

18. Is there any discussion? Senator Buzbee.

19. SENATOR BUZBEE:

20. Question of the sponsor. I wonder what is going to be the
21. situation when the Feds mandate programs that are passed through
22. programs such as Workman's Comp. and so forth which was mandated
23. by the Feds, which put us...wasn't really mandated. I guess it
24. just put us in the position if we didn't...if we didn't do it our
25. Workman's Comp. and our private employers, unemployment comp rather,
26. on our private employers is going to go up considerably, so we in
27. turn with that gun to our heads had to pass legislation which required
28. local governments to provide unemployment compensation. In a situation
29. like that where the Feds require something are we still going to have
30. to provide the monies to the local governments? In that case I'm sure
31. they...they could have come back on us in that situation and said,
32. give us the money for all the unemployment premiums.

33. PRESIDENT:

Senator Joyce.

1. SENATOR JEREMIAH JOYCE:

2. The answer to that question is no, if you're talking about
3. Federally mandated programs.

4. PRESIDENT:

5. Further discussion? Senator Grotberg. Oh I beg your
6. pardon, Senator Buzbee.

7. SENATOR BUZBEE:

8. Well, my...I think maybe we miscommunicated, Senator, because
9. in that case the Feds didn't say that we had to do that, it's just
10. that if we didn't all the private employers in the State of Illinois,
11. their unemployment insurance rates were going to go up, and so we
12. in fact, then did mandate the local governments to do it so that we
13. wouldn't have the unemployment comp rates to go up on all the
14. private employers. That was not a Federally mandated program, in one
15. respect, but I submit to you that the States or rather the counties
16. and the local governments would have come back and said well
17. you owe us money now, had this bill been on the books at that time.
18. Would you respond to that?

19. PRESIDENT:

20. Senator Joyce.

21. SENATOR JEREMIAH JOYCE:

22. We didn't miscommunicate, you're just rather loose in your
23. choice of language. If you're talking about a Federally mandated
24. program, it is excluded by this bill. If you are talking about
25. other programs that you think circumstances cause to be enacted
26. other than Federally mandated or Judicially ordered programs, then
27. they would be covered by this bill.

28. PRESIDENT:

29. Further discussion? Senator Buzbee.

30. SENATOR BUZBEE:

31. Well, let me see if I can't tighten my language down a little
32. bit then, Senator. In that situation, the Feds did not mandate it, but
33. we had the gun to our heads of saying all private employers in the
State your rates are going to go up, if we don't do this. So, therefore,

1. we did it. That was not a Federally mandated program. It...in
2. the end, it was a State mandated program. We would have had
3. to pay the counties and I submit to you this is bad legislation.
4. We are aware when we put the onus on local governments now. We are
5. aware of what has to be done and I see no reason for us to put
6. it in the Statute...to make it a Statute that we are going to
7. have to pay for...for every program or every time that a...
8. that a bill is passed in this State that might have some minor
9. impact on local government that the State of Illinois has to
10. pay. I submit it's a bad bill and should be defeated.

11. PRESIDENT:

12. Further discussion? Senator Martin.

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(End of Reel #3)

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1. SENATOR MARTIN:

2. Will the sponsor yield?

3. PRESIDENT:

4. Indicates he'll yield. Senator Martin.

5. SENATOR MARTIN:

6. The concept, of course, is one I think that...it's hard
7. not to support. My questions are about the...the bill itself
8. in terms of how it will be enforced. If...how is the deter-
9. mination of cost, and let's use just school districts as an
10. example. If the General Assembly in its wisdom mandates a program,
11. how...who determines the cost of that program. In other words,
12. could a district say that this program is costing them...one
13. hundred and thirty-two dollars a pupil, let's say that's your
14. district and my district would say it costs two hundred and
15. fifty-six dollars a pupil, how is the determination made of the
16. real cost for the State to reimburse?

17. PRESIDENT:

18. Senator Joyce.

19. SENATOR JEREMIAH JOYCE:

20. I will take you through this procedure as I have it. On
21. passage of the...of the legislation, local units have sixty
22. days from the operative date of the mandated program to claim
23. funds which they think are due them, based on their estimates
24. of the cost. And these claims will then be submitted to the
25. Local Government Affairs, the Office of Education or the
26. Community College Board, whichever one is applicable. And
27. that respected agency, that respective agency is authorized to
28. review the claims and to audit the local records and to adjust
29. for any over or under payments. And then direct the Comptroller
30. to transfer such funds or distribute such funds. And these...
31. decisions of the agencies will be appealable to a New State
32. Board of Appeals. And there will be five members as provided
33. in this legislation, three local government officials appointed

1. by the Governor and one person appointed by the President of
2. the Senate and one person appointed by the Speaker. And the
3. decisions of the board will be final.

4. PRESIDENT:
5. Senator Martin.

6. SENATOR MARTIN:
7. So, it would be possible that there would be a differen-
8. tiation in costs between districts for the exact same program?

9. PRESIDENT:
10. Senator Joyce.

11. SENATOR JEREMIAH JOYCE:
12. Conceivably, yes.

13. PRESIDENT:
14. Senator Martin.

15. SENATOR MARTIN:
16. All right, now...what purpose, and I, just so you don't
17. misunderstand, Senator Joyce, I was the sponsor of a very
18. similiar bill in the House, so I have great interest in it,
19. what provisions are made for auditing the auditing procedures
20. back on the local governments who are applying for the money?

21. PRESIDENT:
22. Senator Joyce.

23. SENATOR JEREMIAH JOYCE:
24. I...I'm not certain I understand the question, Senator.

25. PRESIDENT:
26. ...Senator Martin. Senator Joyce.

27. SENATOR JEREMIAH JOYCE:
28. I'm informed that the agency which would make the...the
29. estimate would have the authority to audit and the Board of
30. Appeals could also audit.

31. PRESIDENT:
32. Senator Martin.

33. SENATOR MARTIN:

1. Could or must?

2. PRESIDENT:

3. ...Senator Joyce.

4. SENATOR JEREMIAH JOYCE:

5. Could.

6. PRESIDENT:

7. Senator Martin.

8. SENATOR MARTIN:

9. Well, I wonder on that and I...and I will tell you that and
10. then I'll have to decide how I'm going to vote because it's
11. a...the concept is one that deserves the kind of support, but
12. I did have, I think, some legitimate concerns even with my
13. own bill about, we all talk about trusting our local governments.
14. I would have to admit, I only trust mine so far, and the thought
15. that maybe they'll be audited for their costs as opposed to,
16. they will be audited, is a...is a...is a pretty big difference.
17. We could be talking about major investments, especially in terms
18. of schools and expecially...in terms...of funding. We seem
19. to have...do we have premission for still photographs?

20. PRESIDENT:

21. Still photo...leave has been granted, Senator Bloom,
22. certainly. Senator Martin.

23. SENATOR MARTIN:

24. I...I...I guess there's not an answer. I think I wish I
25. had come across this sooner so there could have been an amend-
26. ment that would have mandated audits because I would think that
27. this is something that has to be and I think the provisions
28. you've used are mainly from House Bill 297 which was an excellent
29. bill and that part's okay, but I do have real concerns about that
30. function.

31. PRESIDENT:

32. Further discussion? Senator Bruce.

33. SENATOR BRUCE:

34. I just have a couple...I have three questions. Maybe I can

1. understand how I'm going to vote on this. Each year in the School
2. Aid Formula, we...change the operating tax rate for school districts
3. access to the formula. Depending on how we change that, this will
4. be the first year we've have a chance to fully fund the formula,
5. but in under years where we do not fully fund that formula and
6. we change the access of a school district through the qualifying
7. tax rate, I notice in the House they added an amendment to...to
8. change the problem of when the tax rate or the district is changed
9. and there's a reduction in State Aid. My question is not on
10. that situation where the voters get a chance to speak, but on
11. the question, when the General Assembly changes the qualifying
12. tax rate for access to State dollars which has an impact, for
13. example, are we forever locked into the present qualifying tax
14. rates?

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Joyce.

17. SENATOR JEREMIAH JOYCE:

18. That amendment, I am informed, that amendment does solve this
19. problem, it came from IEO.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Bruce.

22. SENATOR BRUCE:

23. I read that amendment differently, that I thought that amend-
24. ment goes to when the school district changes the qualifying
25. tax rates, not when we change the formula. Second question on
26. Sales Tax Exemption where we are dealing with a lot of local
27. units of government, is there any provision in this that we
28. will have to make up that. In the present Sales Tax Exemption
29. Bill on food and drugs, there is provision that we are going to
30. continue to pay the cities for two years, then we go to one-
31. eighth of the income tax rather than one-twelfth. Presuming
32. that we do not increase our economy over the next two years,
33. sufficient to hold-harmless every unit local government, does

1. not this bill mandate that the State Treasury make up that difference,
2. between the one-twelfth and the one-eighth and additionally, under
3. the Sales Tax Exemption...under the sales tax, every school
4. district in the State gets one-seventh of the sales tax collected.
5. Does that not impact on school districts who are, in fact, not
6. covered by any bill that I've seen on exempting from collection
7. ...they, we always take care of the cities, but not the school
8. districts?

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Joyce.

11. SENATOR JEREMIAH JOYCE:

12. I don't have the slightest idea what he's talking about.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Bruce.

15. SENATOR BRUCE:

16. Yeah, well, if you exempt sales tax, that goes...one cent of
17. that goes back to cities. Do we have to pay them for what they
18. lose?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Joyce.

21. SENATOR JEREMIAH JOYCE:

22. My understanding of this bill is, any mandated program that
23. causes local government to lose revenue that the city...the State
24. will have to reimburse local government.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Knuppel.

27. SENATOR KNUPPEL:

28. Mr. President, I would like to be shown, with leave of
29. this Body as cosponsor of the House Bill 662. This is the Mandated
30. Programs Bill. Very similiar to the bill which we passed out of
31. here, very similiar to the bill which I sponsored and which
32. Senator Graham had and Tabled his bill. This says that after
33. a certain date, January 1st, 1980..it may have been changed by

1. amendment, I don't know, to July 1st, 1980. But in any event, it
2. says that if we mandate programs that we will reimburse units of
3. local government for those mandated programs, sets up the State
4. agency which does this and it's my opinion that if we set up,
5. for example, in schools, Superintendent of Public Instruction,
6. they will have the right to audit, if not, the Auditor General
7. would have, with our permission and likewise with the Department
8. of Local Governmental Affairs. This is good legislation, with
9. leave of the Body, I'd ask to be joined as cosponsor.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. If you put your tie on, we'll ask leave of the Body to
12. ...for Senator Knuppel to be cosponsor of House Bill 662. Is
13. there leave? Leave is granted. Senator Geo-Karis.

14. SENATOR GEO-KARIS:

15. Mr. President and Ladies and Gentlemen of the Senate. I
16. think this is a very good bill and it has a good explanation
17. to it and the sponsor has given it. We mandate programs constantly
18. and then we sit back and then let the local governments tax the
19. people to try and follow those programs. It's not fair. I think
20. there's a certain discretionary power given in this bill to the
21. Department of Local Government, to the Office of Education,
22. Community College Board, to the claims already submitted to it.
23. I think it's about time that we stop mandating programs we're
24. not going to pay for. And since this is a bill in the right
25. direction, let's try it, and I speak in favor of the bill.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Grotberg.

28. SENATOR GROTBORG:

29. Well, yes, Mr. President, members of the Senate. I think
30. the Body should know that this is a twelve page brand new
31. Act and I'm afraid that many of us may not know too much about
32. the bill if we're...we're not on the committee. The debate so
33. far has been good. It's an attempt by the sponsor of...in the

1. House, Buzz Yourell, to get at one of the concerns that everyone
2. here is concerned about. But I think we should know that first
3. of all, it mandates dealing with the organization and structure
4. of local government. On page 2 of the bill in Section 3, it
5. reads, local government organization and structure means a State
6. mandate concerning such matters as one; the form of local govern-
7. ment and the...adoption and revision of the Statutes on the
8. organization of local government, the establish of...multicounty
9. districts, it goes into great depths as to how this Act can get
10. involved in reorganizing local government. Secondly; any mandate
11. which would cost a unit of local government over one thousand
12. dollars or a fifty thousand dollars on a State-wide basis, must
13. be reimbursed by the State. That picks up thousands and thousands
14. of small items that are going to have to be billed for, audited,
15. approved, challenged, it's a...it's a lawyers nightmare to get
16. ...out from under it. Thirdly, any legislation which might
17. be a State mandate must have a Fiscal Note and an appropriation
18. bill to cover the local government cost. Now that's something
19. we can do in this legislature, we've tried it and it's about...
20. it's happening already in this Session. We asked all those
21. fiscal questions and down goes the bill. This would not allow
22. a school district State aid, to be considered in determining
23. a rebate of tax revenues or in decreasing the States...or the
24. districts operating tax rate. The reimbursements occur as
25. follows: Upon passage of a mandate and accompanying appropriation
26. bill and we're going to have to appropriate that money, units
27. of local governments have sixty days to apply for the fund. Their
28. claims are received under the previous debate covered how the
29. claims are going to the Junior College Board or Local Government
30. Affairs. But the...the decisions can be appealed to a State
31. Board of Appeals. We're prolonging...we're...we're talking
32. about money, money is expensive, it's just like groceries, it's
33. going up everyday. By the time you get through with some of

1. these appeal processes, the money will have gone out of style
2. and the price tripled. There are so many problems with the
3. bill, getting at a very important function we're all concerned
4. about. I...I just have to stand up in opposition to it. It's
5. an unmanageable bill at this point in time and needs some
6. simplification.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator DeAngelis.

9. SENATOR DeANGELIS:

10. Thank you, Mr. President. I would like to commend the
11. sponsor because I think he's going to do more for limiting
12. the growth of State government than anything I've ever seen,
13. but I do have one question. The bill does cover new programs
14. that are mandated and expansion of current programs. Does it also
15. include increases in costs of existing programs?

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Joyce.

18. SENATOR JEREMIAH JOYCE:

19. Yes, Senator.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Is there further discussion? The question is...Senator
22. Joyce may close if he so desires.

23. SENATOR JEREMIAH JOYCE:

24. Briefly, Mr. President. My opening remarks I indicated that
25. most of the Body were familiar with this concept and had a
26. opinion one way or the other on it. I've listened to debate
27. and some of the reasons articulated for opposition to this and
28. I...I can only say this, that if...if you do not want to stand
29. up for the concept that the State should pay for what it orders,
30. then you vote...vote against this. If you believe that the State
31. has an obligation and the duty to pay for what it orders then
32. you vote for it. Try to use semantic gymnastics to wiggle
33. around and squirm out of this so when you go back home and

1. explain your vote away is your right, I suppose, but I...I would
2. appreciate a favorable roll call and I urge your support.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. The question is shall House Bill 662 pass. Those in favor
5. vote Aye. Those opposed Nay. The voting is open. Have all
6. those voted who wish? Have all those voted who wish? Take the
7. record. On that question the Ayes are 49, the Nays are 7, 1
8. Voting Present. House Bill 662, having received a constitutional
9. majority is declared passed. House Bill 665, Senator Graham.
10. Read the bill, Mr. Secretary.

11. SECRETARY:

12. House Bill 665.
13. (Secretary reads title of bill)
14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Graham.

17. SENATOR GRAHAM:

18. Thank you, Mr. President and members of the Senate. This
19. bill represents a couple of year's work by the law enforcement
20. agencies of the State of Illinois with regard to the establish-
21. ment of a Merit Board for the selection of screening of and
22. hiring of deputy sheriffs. In 1970 we passed a bill for Cook
23. County, much stronger and much more stringent and it has worked.
24. This bill would provide that the sheriff may appoint a board of
25. three to five members. They cannot hold a political office and
26. their appointments are subjected to the confirmation by the
27. county board. The Illinois Sheriffs Association, the Illinois
28. Association of County Police Merit Boards and most of the
29. sheriffs in...in the State of Illinois especially those in
30. the northern part are in favor of this bill and I ask for
31. your favorable roll call. It's optional...

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Is there...

1. SENATOR GRAHAM:
2. ...they can, they can do away with it by action of the County
3. Board the same way they created it if they felt like it.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Senator Geo-Karis.
6. SENATOR GEO-KARIS:
7. ...Sponsor yield for a question.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Indicates he will.
10. SENATOR GEO-KARIS:
11. Under your bill, will the present sheriff, for example, have
12. the right to appoint a couple members of the board, the Merit
13. Board?
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Senator Graham.
16. SENATOR GRAHAM:
17. I'm assuming if this bill pass at all, that the sheriff's
18. can appoint three to five, but the County Board will have to
19. confirm whether or not they want them.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Senator Geo-Karis.
22. SENATOR GRAHAM:
23. By the way, your sheriff, who is not of your party is
24. supportive of the bill.
25. SENATOR GEO-KARIS:
26. My sheriff is of my party, is he...of supportive of the
27. bill? Okay, thank you.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Is there further discussion? Senator Graham may close if
30. he so desires. Senate...Senator Buzbee.
31. SENATOR BUZBEE:
32. Thank you, Mr. President. Since this...my understanding
33. is that this creates the Sheriff's Merit System Act which shall

1. have mandatory application to every county having a County Police
2. Department Merit Board or Merit Commission. Are we going to be
3. required now to...for the State to fund all of this, I mean
4. assuming there's enough votes to override the Governor's Veto
5. of the previous bill?

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Graham.

8. SENATOR GRAHAM:

9. I think the counties establish their own Merit Board. In
10. your area, where you have smaller counties that may not be as
11. interested...they're not mandated to do it if the county doesn't
12. want to create it, but they may also join two or more counties
13. and have their Police Merit Board. Someone's got to pay the
14. bill, it's worked out well and we've had the right kind of
15. police officers in the past and Senator Charlie Chew can tell
16. you something about that.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator...Senator Buzbee, have you...finished? Senator
19. Knuppel.

20. SENATOR KNUPPEL:

21. Senator Graham, we've done away with so much of the
22. party discipline and the the opportunities and in small counties
23. like where I come from downstate and I see Cook County is excluded
24. from this. I think it's very important in law enforcement that
25. the...that the sheriff have some jurisdiction over the people
26. he chooses. And I...I really, normally here, I really generally
27. agree with you, but I'm afraid in this case here, that...that
28. this isn't...this bill isn't even consistent with the position
29. you normally take on voting politics, et cetera.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there further discussion? Senator Graham may close.
32. Senator Chew, just a moment. Senator Chew, do you wish to
33. speak to this bill?

1. SENATOR CHEW:

2. If you please, Mr. President.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. You're recognized, proceed.

5. SENATOR CHEW:

6. Mr. President and members of the Senate. This is something
7. that Cook County is not involved in, however, we do have what
8. we wanted in Cook County and it's a matter to give it to the
9. remaining counties of the State of Illinois. I've looked at
10. the bill, I've talked to Senator Graham. I wholeheartedly
11. support it and I think it's good for the...the counties in
12. which it is designed for. It's good legislation and I would
13. like to see a unanimous roll call. Yes, sir.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator...Senator Graham, we're in the middle of debate.
16. Senator Rock.

17. SENATOR ROCK:

18. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
19. I would ask Senator Chew and others from the County of Cook to
20. withhold their support for this. I think that the bill does
21. not apply to Cook County. I, for one, have long stood in
22. favor of patronage and I think it's a...it's...if we're going
23. to have local decisions as we hear the hue and cry time and time
24. again on...on a daily basis in this Chamber, let the locals
25. run it the way they want to run it. Why should we mandate that
26. they have to have a Merit System. Many of the Merit Systems
27. that we have in the County of Cook, in a matter of fact, were
28. mandated by this General Assembly way back when. I don't...I
29. didn't think it was a good idea then and I don't think it's a
30. good idea now. And I would just ask...I agree that Senator
31. Graham is a...is a wonderful person, but I think we ought to
32. hold off on this one.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Mitchler.

2. SENATOR MITCHLER:

3. Mr. President and members of the Senate. In the larger
4. counties, they have already established Merit Commissions and
5. this Act does not really apply to them. But as Senator Knuppel
6. pointed out, some of the smaller counties where you do not
7. have a large sheriff's department and they do have a small type
8. of Merit Commission under which they operate completely controlled
9. by the County Board, working close concert with the sheriff's
10. department. Now what this bill does to those small counties
11. that already have a Merit Commission, it says, if you want to
12. continue your merit commission then you're mandated to observe
13. the following rules and regulations as set forth in this legislation.
14. If you do not want to conform to these rules and regulations that
15. are now contained in the new Act, then you have to abolish your
16. Merit Commission, you have that option. Now this is mandated
17. legislation, it comes from the Merit Commission, I believe
18. there's a commission of that type. Now the restrictions that
19. it places upon a sheriff in a small county, he has only one
20. deputy, chief deputy that he can appoint and that's it. He
21. has absolutely no control over the two or three other deputies
22. that he may have in a small county. Now, I'm talking about
23. small counties. Kendall County would be an example, in my
24. district. Not Will County, not DuPage County or not Kane County.
25. And, I think, Senator Knuppel, some of you downstate Senators
26. that have small counties in your district...and they are operating
27. satisfactorily now, this doesn't really come from them. But it
28. comes from the Merit Commission, of course, the larger sheriffs
29. ...sheriffs in larger counties have given support to this bill.
30. And you are mandating certain things and putting a great restriction
31. on the sheriff, who is an elected officer of the smaller counties,
32. I want to point that out.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Weaver.

2. SENATOR WEAVER:

3. Question of the sponsor, Mr. President.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Indicates he will respond.

6. SENATOR WEAVER:

7. Senator Graham, does the League of Women Voters support

8. this bill?

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Graham.

11. SENATOR GRAHAM:

12. You know, that's a hell of a good question. If...if they

13. would have been in support of it, I wouldn't be...I wouldn't

14. have been the sponsor, I think is pretty reasonable to assume.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion? Senator Sangmeister.

17. SENATOR SANGMEISTER:

18. Will the sponsor yield for a question?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Indicates he will.

21. SENATOR SANGMEISTER:

22. Senator Graham, I happen to feel this is a pretty decent

23. piece of legislation, despite my leadership feeling to the

24. contrary on this side, but there seems to be some misunder-

25. standing on the bill. Are the small counties mandated into

26. the Merit Commission Program or are they not? Let's get it

27. straight.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Graham.

30. SENATOR GRAHAM:

31. Permissive.

32. SENATOR SANGMEISTER:

33. The question is not, it's strictly permissive, so that in

1. spite Senator Mitcher indicating to this group that it's mandated,
2. that is in error. Is that correct, Senator Graham?
3. SENATOR GRAHAM:
4. That is correct.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Bruce...
7. SENATOR MITCHLER:
8. Mr. President.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. ...just...just a minute. Senator Bruce.
11. SENATOR BRUCE:
12. Well, I...I have a question along the lines of Senator
13. Sangmeister. It may not be voluntary, or it may be voluntary,
14. Senator, but could a situation develop where a Democrat, for
15. example or maybe a Republican, let's...let's use a Democrat,
16. that's a better party, is elected sheriff of a county and by
17. some fluke the Republicans happen to control the County Board
18. and under the...by the, yeah, Senator Knuppel, that's the way
19. that it happens in downstate. And...and it happens that they
20. decide that the sheriff should not select his deputies. Under
21. your, on page 2 of your bill, it says the County Board may
22. adopt by resolution. If they adopt the resolution, is the
23. sheriff precluded from hiring his own deputies as he sees
24. fit or does he have to hire them pursuant to the Merit Board,
25. which is not mandatory, but the Republicans seeing the...the
26. value of merit selection having lost the sheriff's office,
27. precludes the firing of certain individuals. Would...is that
28. possible?
29. PRESIDING OFFICER: (SENATOR DONNEWALD)
30. Senator Graham.
31. SENATOR GRAHAM:
32. Anything is possible in politics, but I assume, Senator,
33. that if you had a good Republican...sheriff downstate, a Democrat
34. never get elected anyway, so we wouldn't have to worry about it.

1. I think...I think of people who are worried, I think Senator
2. Mitchler is unduly worried about this. His own sheriff has
3. sat in meetings where they have discussed this for a period of
4. years. Now, sure there's a...there's a reasonable assumption
5. that the patronage system is good. I have been leaning that
6. way for years, but when it comes to law enforcement, where
7. do we do the good. Do we hire the qualified people that are
8. screened by the Merit Board or appointed by the sheriff and
9. are authorized by the County Board or do we continue with
10. the political hacks that have been hired all through the
11. years that can't find their way out of their squad car and
12. have them to go out and enforce the law in the State of
13. Illinois, that's where we are. If you want to continue that,
14. defeat this bill.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Davidson.

17. SENATOR DAVIDSON:

18. Mr. President and members of the Senate. I rise in support
19. of this bill. I've been the chairman of the County Board when
20. we enacted the Merit System in Sangamon County for deputies.
21. This is a volunteer situation if the county wants to do it. It
22. also make provision that if they want to abolish it by Board
23. Resolution, if they adopted it, they can. If it was a referendum,
24. they can either adopt a referendum or abolish it. And, yes,
25. the sheriff will get to hire his own people, but the problem
26. is, and rightfully so, the sheriff will have his right to select
27. the people off the Merit Board List, meaning those people who
28. have been found to be qualified regardless of political affiliation
29. and therefore he's going to have the best deputies available.
30. The County Board isn't going to hire his deputy, everyone of
31. you know that. This is a good bill. Vote Aye.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Mitchler, for the last time.

1. SENATOR MITCHLER:

2. Mr. President and members of the Senate. To clarify the
3. point, I'm talking about small counties. Now you refer, Senator
4. Davidson, to Sangamon County. That's not the county I'm referring
5. to, that's a pretty good sized county. And it's...it's, this
6. will not affect them one bit because they have it. But a
7. small county that now has a Merit Board and I'll take one of
8. my counties of the four counties I have in the district, Kendall
9. County. This bill, would, if they want to continue with their
10. merit condition...commission, this mandates them certain rules
11. and regulations that they do not now prescribe to. And if they
12. don't want to prescribe to those rules and regulations as in
13. this Act, they can abolish their Merit Commission and have
14. none. It doesn't mandate a Merit Commission. But they want
15. to have a Merit Commission, they want to have one like the
16. County Board is operating now, but they don't want to be
17. mandated by these rules and regulations and tell them when they
18. can go or when they can't go and that's what I'm pointing out.
19. So you people with small counties in your district, take a
20. second look at this, it doesn't affect a sizeable county. It
21. only affects one county of the three...the four that I have in
22. my district for example and that would be Kendall County. I,
23. they probably could live with it, I mean it isn't that...that
24. gracious, but I want to point it out that it does mandate
25. certain things onto a Merit Commission if you have it in a
26. small county.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Knuppel.

29. SENATOR KNUPPEL:

30. Mr. Chairman, this is the second time. I seldom do this, but
31. let's take a small county where all three of the deputies ran
32. ...ran in the primary against the sheriff, so he's stuck with
33. them. Now listen, in a small county the people know that sheriff
34. and they know the duputies and they know them very damn well,

1. and if they vote a change in that sheriff's office, they want
2. them out of there. And in almost all the downstate counties
3. you'll find that the County Board is controlled by a different
4. political persuasion than the sheriff. Every once in a while,
5. there's a one group of people that the people really take an
6. interest in, the one office, who is elected sheriff is more
7. important than who is elected Governor or President in most
8. these small counties. And they know who it is and who has
9. not been doing the job and whom they want and they don't want
10. the County Board to freeze in those people that are there.
11. Maybe the present sheriff's deputies and the present sheriffs
12. want it because they want to be guaranteed. But we've guaranteed
13. them under the Constitution for the first time in 1970 that they
14. can succeed themselves. Now when the people want them out of
15. there they want them out of there and they know who they are
16. and they don't need a Merit Board and they don't need a County
17. Board to tell the sheriff that he's got to keep three guys
18. that ran against him in the primary.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Senator Bruce, for the second time.

21. SENATOR BRUCE:
22. Yes, to speak a second time. Those of you who think that
23. Senator Knuppel...

24. PRESIDING OFFICER: (SENATOR DONNEWALD),
25. I might...

26. SENATOR BRUCE:
27. ...is right.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. ...tell the Body that we may go to the one minute rule
30. very shortly.

31. SENATOR BRUCE:
32. ..Just that that can happen in Clark County, Senator, in
33. the last primary, the sheriff and his two deputies, in fact,

1. all three ran in the primary, it just happened the last one.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Graham.

4. SENATOR BRUCE:

5. Happened in Jackson County also, Senator Buzbee.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Graham may close.

8. SENATOR GRAHAM:

9. Thank God. Ladies and Gentlemen of the Senate. This will
10. allow counties voluntary, sixteen of the northern counties where
11. the population really is. Let me read them off real quickly.
12. Champaign, DuPage, Kane, Lake, LaSalle, McHenry, McLean, Macon,
13. Madison, Peoria, Rock Island, St. Clair, Sangamon, Tazewell, Will,
14. Winnebago and Kankakee. All these counties are supposed now to
15. have some kind of a merit system and this gives them the right.
16. Now, I don't think we're going subscribe to the fact those
17. smaller counties don't have any lawbreakers. I don't think
18. we're going to subscribe to the fact that all those fellows there are
19. good badge packers or any other county. Well, just in closing,
20. I want to suggest that the...Sheriff's Association and others are
21. in support of this. I'd like to read a letter from the County
22. of Adams. It has been brought to my attention the following
23. two bills, including House 665, are being considered. I
24. would request that you place an affirmative vote on these bills
25. pertaining to the sheriff's control of his operation and an
26. affirmative vote of House Bill 665 pertaining to the Merit
27. Bill. I am very much in favor of both of these bills, but 665
28. particular. As the Sheriff of Adams County, your attention to
29. this matter is greatly appreciated. Signed, Robert E. Nell.
30. I'd like the roll call.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. The question is shall House Bill 665 pass. Those in favor
33. vote Aye. Those opposed Nay. The voting is open. Have all

1. those voted who wish? Have all those voted who wish? Have
2. all those voted who wish? Take the record. On that question
3. the Ayes are 30, the Nays are 13, 3 Voting Present. House Bill
4. 665, having...just a moment. House Bill 665 having received
5. a constitutional majority is declared passed. Senator Buzbee,
6. for what purpose do you arise?

7. SENATOR BUZBEE:

8. Ask verification of the affirmative votes, Mr. President.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. There is a request for verification of the affirmative
11. votes. Will the members please be in their seats. The Secretary
12. will call the affirmative votes.

13. SECRETARY:

14. The following voted in the affirmative: Becker, Berning,
15. Bloom, Bowers, Chew, Collins, Davidson, Donnewald, Geo-Karis,
16. Graham, Grothberg, Maitland, Martin, McMillan, Moore, Netsch,
17. Nimrod, Ozinga, Philip, Regner, Rhoads, Rupp, Sangmeister,
18. Schaffer, Shapiro, Sommer, Vadalabene, Walsh, Weaver, Wooten.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Buzbee.

21. SENATOR BUZBEE:

22. Senator Collins.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Collins in on...in her chair.

25. SENATOR BUZBEE:

26. Senator Moore.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Moore...Senator Moore in his chair. Senator Moore
29. on the Floor? Remove him from the roll.

30. SENATOR BUZBEE:

31. That...that's enough, thank you.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. On that...on that question, the Ayes are 29, the Nays are

1. 13, 3 Voting Present. Senator Graham...Senator Graham moves
2. postponed consideration. Consideration will be postponed.
3. House...House Bill 672, Senator Knuppel. You wish the bill
4. read, Senator? Just...just...just a moment, Senator. You're
5. recognized.

6. SENATOR KNUPPEL:

7. I don't want to read it, in light of what's happening
8. to the State Fair Bills over in the House. I don't want to
9. read it at this time.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. All right. House Bill 676, Senator Vadalabene. Read the
12. bill, Mr. Secretary.

13. SECRETARY:

14. House Bill 676.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Vadalabene.

19. SENATOR VADALABENE:

20. Yes, House Bill 676 amended...amends the section of the
21. Revenue Act which will make it...which will allow the county
22. collectors as well as the town collectors to deposit funds in
23. savings and loan associations as well as banks. And I would appreciate
24. a favorable vote.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there discussion? Senator Rhoads.

27. SENATOR RHOADS:

28. Senator Vadalabene, is there a similar provision in this
29. bill that there has been in a couple of others regarding the...the
30. demand deposit accounts, in other words, they...they will be
31. able to get out their funds at any time, right?

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Vadalabene.

34. SENATOR VADALABENE:

1. Yes, that is correct.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there further discussion? Senator Philip.

4. SENATOR PHILIP:

5. Question of the sponsor.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Indicates he will respond.

8. SENATOR PHILIP:

9. Yes, are there the...the same insurance requirements that

10. we have in banks that will be included for savings and loans?

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Vadalabene.

13. SENATOR VADALABENE:

14. Yes.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion? The question is shall House

17. Bill 676 pass. Those in favor vote Aye. Those opposed Nay.

18. The voting is open. Have all those voted who wish? Have

19. all those voted who wish? Take the record. On that question

20. the Ayes are 54, the Nays are none. House Bill 676, having

21. received a constitutional majority is declared passed.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. House Bill 681, Senator Berning. Read the bill, Mr. Secretary.

24. SECRETARY:

25. House Bill 681.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Berning.

30. SENATOR BERNING:

31. Thank you, Mr. President. House Bill 681 does not exactly

32. do what the Calendar says. We already have the authorization

33. for the sale of alcoholic liquors. 681 merely extends the time

1. one hour ahead and one hour...behind what we now have as limits.
2. We all know that our State Park System is a major tourist
3. attraction advantage that we have here, but all too frequently
4. with the limited hours that we now provide for the serving
5. of alcoholic beverages, it serves as a disadvantage to the
6. operators of the...cessions. With this change, we are confident
7. that we would have better bidding for the franchise and stimulate
8. tourist attractions, tourist trade in our State and thereby benefit
9. all of the citizens. The one amendment that was added, Mr. President,
10. provided for one additional facility, the Lakeview Museum of
11. Arts and Sciences in Peoria, bringing it into conformity with
12. what is now the practice in Chicago, as I understand. If there
13. are any questions I'll attempt to answer them, otherwise I would
14. appreciate a favorable roll call on House Bill 681.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Is there further debate? Channel 17 is...seeking leave to
17. film the proceedings. Is leave granted? Leave is granted. Is
18. there further debate? If not, the question is shall Senate
19. Bill 681 pass. Those in favor vote Aye. Those opposed
20. vote Nay. The voting is open. Have all voted who wish? Have
21. all voted who wish? Take the record. On that question the
22. Ayes are 43, the Nays are 10, none Voting Present. Senate Bill
23. 681 having received the constitutional majority is declared passed.
24. Senate Bill...House Bill 682, Senator Grotberg. Read the bill,
25. Mr. Secretary.

26. SECRETARY:

27. House Bill 682.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Grotberg.

32. SENATOR GROTBORG:

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

1. Bill 682 amends the powers...House Bill 682 amends the powers
2. and duties of the Institute of Natural Resources to include the
3. authorization to make environmental studies of farm land properties
4. subject to acquisition by public utilities. It also prohibits
5. the ICC from granting a Certificate of Need to a public
6. utility for construction of a new power plant that requires
7. more than twenty percent of a congressional township for a
8. hundred and twenty acres unless the following criteria are
9. met. The Commerce...one, the Commerce Commission has received
10. an environmental impact statement from the Illinois Institute
11. of Natural Resources and B, an economic impact statement from
12. the Department of Agriculture. Secondly, the utility must
13. publish notice of the effective persons in the time and place
14. of hearings and the public utility must hold a public hearing
15. in the county where the farm land occurs. That's all this bill
16. does and it has...the thrust of the bill comes to the gigantic
17. purchases of land. For instance in LaSalle County, where some
18. six thousand acres of land has been acquired and in many cases
19. prime farm land. The object of this bill is to determine
20. such prime farm land and that the utilities may not easily acquire
21. prime farm land and take it out of circulation in the State
22. of Illinois. I'd be glad to answer the questions that I
23. can, it's a fine bill and I would ask for your support.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Knuppel.

26. SENATOR KNUPPEL:

27. Well, Mr. President and members of the Body. I must rise in
28. opposition to this legislation. First of all, it's grossly
29. unconstitutional, it...it singles out...it's a good concept,
30. but it doesn't even start to go far enough. We should have
31. adopted land use provisions with respect to roads, subdevelopments,
32. many, many, other things, factories and so forth, long ago in this
33. State. And I suggested to Senator Grotberg and to the Representative

1. who sponsored this that they enlarge it by amendment on 2nd
2. reading. It doesn't do that. What it does, it chooses one
3. type of use, that of a public utility. Thereby, it's an illegal
4. classification which will fall of its own weight constitutionally,
5. but it...it doesn't apply to somebody that comes out and uses
6. prime land for the purpose of strip mining, it doesn't come out
7. or set aside a large factory that buys extensive tracts of land.
8. It doesn't provide anything with respect to those highways that
9. we take here in the State of Illinois that take thousands of
10. acres of prime land out of...out of circulation. It just limits
11. it to public utilities and who's going to pay for it, I'll tell
12. you whose going to pay for it, the consumer. We already have
13. thousands, whenever we have a nuclear plant or anything else,
14. we go through all these environmental studies. Who pays for
15. these environmental studies? And to have a bill, which as I
16. say, is so clearly and patently unconstitutional for choosing
17. one type of misuse of land, this...this bill is a good concept
18. clothed in a very, very, bad structure. Totally unconstitutional
19. and a waste of our time and the taxpayer's money.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Joyce.

22. SENATOR JEROME JOYCE:

23. Yes, Mr. President, thank you. I rise in support of this
24. bill. I think that...you talk about subdivisions and so forth,
25. but a public utility when it comes in to buy large tracts of
26. land can buy maybe a half of a township or a quarter of a
27. township. They also have the right of eminent domain and we
28. don't have that with...with the...subdivisions and...and the
29. likes of that. Also there's...when they talk about putting
30. maybe a cooling lake or the likes of this, there's some tax
31. exempt status connected with this, or could be. Now, when we're
32. going to do that and take that much property off the tax rolls
33. maybe, which could have a...a very adverse effect on a
34. school district or a...any other taxing body in that area.

1. I think that this is just one small safeguard that we could
2. be adding to the people that are in this area that would be
3. affected. So I rise in support of this legislation.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Collins.

6. SENATOR COLLINS:

7. One question of the sponsor, I think Senator Demuzio kind of...

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. He indicates he will yield.

10. SENATOR COLLINS:

11. ...raised the issue. Why was it necessary to restrict this
12. only to public utilities?

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Grotberg.

15. SENATOR GROTEBERG:

16. It's the nature of the based...the...the biggest land acqui-
17. sitions that are happening in Illinois and prime farm land or
18. airports who...and public utilities and we can't attack everybody
19. and do deference to the previous speakers. This is a utility
20. ...not overly controlled, they've just got to be heard on the
21. subject and that's...that's the situation.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator...is there further debate? If not, Senator Grotberg
24. may close the debate.

25. SENATOR GROTEBERG:

26. Well, I urge you, downstaters, in particular, where all
27. of the new power plants are being built to seriously consider
28. do you want your land, your prime farm land, the only last resource
29. that we have to grow food in these United States to be absorbed
30. under these conditions that are currently available to the...
31. utilities to go in and buy overnight and close out good farm
32. land without appropriate due process and that's all we add in
33. here is a voice for the people. I ask for an Aye vote.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. The question is shall House Bill 682 pass. Those in favor
3. vote Aye. Those opposed vote Nay. The voting is open. Have all
4. voted who wish? Have all voted who wish? Take the record. On
5. that question the Ayes are 26, the Nays are 12, none Voting Present.
6. Senator Grotberg wishes to postpone consideration of House Bill 682.
7. House Bill 684, Senator Geo-Karis. House Bill 691, Senator Maragos.
8. Senator Geo-Karis.

9. SENATOR GEO-KARIS:

10. Senator Gitz is the prime sponsor, I...is he going ahead with
11. it?

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Oh, I'm sorry, it was Gitz-Geo-Karis. That's on a call for
14. a recall to be amended.

15. SENATOR GEO-KARIS:

16. Oh, thank you.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. House Bill 691, Senator Maragos. Read the bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 691.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Maragos.

25. SENATOR MARAGOS:

26. Mr. President and members of the Senate. 691 is a...a bill
27. to prevent frauds and abuses by many racketeers throughout the
28. country, but at least in Illinois who have developed a very clever
29. scheme of advertising to so-called would be inventors and telling
30. them that if they gave them a hundred or a hundred and twenty-five
31. dollars or four hundred dollars, they would protect their invention
32. and...and also work on their behalf as agents for the alledged
33. inventor. And it's been found out throughout the country that

1. these schemers take money of the people and don't do a darn
2. thing for it and they give them false promises that they're
3. supporting their invention and that they're going to prosecute
4. their claims before the government in Washington. This program
5. ...this is...the abusers are so intense that the Sixty Minute
6. Program of the CBS had it on...twenty minutes of that program
7. where it showed how many victims...how many victims were taken
8. by these schemes. The Attorney General of the State of Illinois
9. is in favor of this bill and they want it to be...be sure it
10. passes so it could have preventative measures rather than try
11. to...close the barn door after all the horses are out. I ask
12. for your support on this fine bill. Senator Bowers is the
13. chief joint sponsor in the Senate.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there further discussion? Senator Geo-Karis.

16. SENATOR GEO-KARIS:

17. Mr. President, Ladies and Gentlemen of the Senate.
18. I heartily concur with the sponsors of this bill because I've
19. had several clients back home. They've been taken to the
20. cleaners by some of these nefarious, scheming, miserable people
21. who take advantage of others.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Is there further discussion? Senator Keats.

24. SENATOR KEATS:

25. After having reviewed the legislation, you've made an
26. excellent prima facie case for the need, but I don't see the
27. bill does anything to solve the problem. Perhaps you could
28. enlighten some of us who can't figure out what new regulation
29. is going to do to solve the problem. What are the enforcement
30. mechanisms, what are we doing to make sure this doesn't happen,
31. what are the penalties and why do we have a bill that probably
32. isn't going to do what we want. It's going to look nice, we're
33. going to get nice press releases, we're going to get in some
34. new form of regulation, hire a few more bureaucrats and as

1. usual fail to do what we were trying to do. Would you like to
2. explain how it works?

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Maragos.

5. SENATOR MARAGOS:

6. Yes. Before anyone can let out a contract to be signed
7. by an individual, he has to meet certain requirements which
8. are mentioned in Section 401 and the mandatory contract terms
9. are as follows. In the contract it has to tell the full and
10. detailed description of the acts or services that the develop...
11. invention developer is going to perform. Secondly, a statement
12. whether the invention developer undertakes to construct one or
13. more prototypes, models or whatever devices he may do in order
14. to help the prosecution of the invention. Three, a statement...
15. whether the developer undertakes a salary, distribute one of those
16. phototypes or models. Four, the name of the person or firm
17. contracted to perform the invention development services. E, five,
18. ...first of all they...they had to show his principal base...place
19. of business, the business form of the invention developer with
20. a corporate partnership or otherwise a statement of the fees charged
21. and so on. In other words what this does in this particular
22. contract before the...innocent public signs with these people,
23. they have to list what's going to be done by...and what they're
24. paying the fees for. Right now they just give them a big snow
25. job and they say to them that this is going to proceed. And I
26. think this is preventative and the charge is, of course, is a
27. misdemeanor like any other criminal case.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Further discussion? Senator Grotberg.

30. SENATOR GROTEBERG:

31. Thank you, Mr. President. I...I first have a question of
32. the sponsor and then I'd like to speak to the bill.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

34. Yes, could we have a little order. Could we break up these

1. conferences back there. Senator Ozinga, Senator Hall, Senator
2. Johns, Senator Rhoads, Senator Lemke.

3. SENATOR GROTBORG:

4. Senator Maragos. I'm in the middle of one of the most
5. exciting invention processes that...in today's time, literally.
6. And I've got a small piece of the action. It's being invented
7. in...it was invented in California, there will probably be an
8. Illinois corporation sooner or later. What does this do to my
9. invention. It's not mine, but my inventor's invention.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Maragos.

12. SENATOR MARAGOS:

13. Senator Grotborg, this does nothing to your invention. If
14. somebody comes and wants to develop and promote your invention
15. and you have to pay them a fee, then he's got to tell you what
16. ...what he's going to provide for those services, so you won't
17. be duped like six hundred people are right now before the
18. Attorney General of the State of Illinois. It's for your
19. protection and the Attorney General and his testimonies, Senator
20. Grotborg. Senator...the...Assistant Attorney General testified
21. that they had one such developer who duped over six hundred
22. people and then when they ran away with the money then they
23. couldn't find them, these people were left holding the bag at
24. over a thousand dollars. That's what the concern is, it doesn't...
25. to do with your promotion of your own invention or if you get a
26. group to go with...with your acquiescence. It has if somebody
27. comes along and doesn't give you anything for nothing.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Grotborg.

30. SENATOR GROTBORG:

31. Well, I think then I understand the thrust of the bill.
32. What it does, is it takes one case and there's a guy up in Elgin,
33. Illinois that invented an engine that runs on nothing, I guess,

1. and he fooled a lot of people. But for that one person in Illinois,
2. we're going to destroy the initiative of what made America great.
3. If you've read the literature anywhere in these United States, the
4. one thing that is suffering is not only inventions, but Senator
5. Sam, not only the inventions, but the promotion of the inventions,
6. getting them off the ground. And if we do anything to throttle
7. that by law or by regulation, I say we're goofy. Let the one
8. guy if he can rip them off, go ahead. But I tell you, there's
9. a million other inventions out there that need every avenue open to them
10. for...in this energy era that we're in and all the other break-
11. throughs we need, I stand up in opposition to this bill.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Can we have a little order for Senator Bowers.

14. SENATOR BOWERS:

15. Well, I think Senator Grotberg made an excellent speech,
16. but he didn't read the bill, it has nothing to do with the
17. inventor, he can do what he pleases. It has to do with the people
18. who try to hoodwink these so-called inventors into paying them
19. money. So it was a beautiful speech, but it had nothing to
20. do with the bill and it's a good bill and you ought to support
21. it.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Further discussion? If not, Senator Maragos may close the
24. debate.

25. SENATOR MARAGOS:

26. Mr. President, I think now that Senator Bowers has given
27. the final explanation that the bill as explained, it's good for
28. the people and...the Attorney General needs it to enforce the
29. laws and I ask for your favorable support.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. The question is shall House Bill 691 pass. Those in favor
32. will vote Aye. Those opposed vote Nay. The voting is open.
33. Have all voted who wish? Have all voted who wish? Take the

1. record. On that question the Ayes are 56, the Nays are none,
2. none Voting Present. House Bill 691 having a constitutional
3. majority is declared passed. House Bill 692, Senator Merlo.
4. Read the bill...oh, sorry, Senator Rock, for what purpose do
5. you arise?

6. SENATOR ROCK:

7. Yes, thank you, Mr. President, Ladies and Gentlemen of
8. the Senate, if I can have your attention. A little earlier
9. I suggested to the doorkeepers that they not accept cards
10. or notes to be delivered to Senate members. I have now been
11. reliably informed that I am being accused of violation of the
12. constitutional rights of some of our citizenry. There are a
13. group I'm told, of teachers, that are out in the Rotunda and
14. wish to see some or all of us. I have suggested to them we're
15. busy about other things, but none the less, I am going to ask
16. the doorkeeper to accept any note, any card and deliver it to
17. the proper person. I think one way that they can get the
18. message is if nobody subscribes to their request.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. House Bill 692, Senator Merlo. Read the bill, Mr. Secretary.

21. SECRETARY:

22. House Bill 692.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Merlo.

27. SENATOR MERLO:

28. Thank you...thank you, Mr. President, members of the Senate.
29. House Bill 692 amends the Insurance Code. It provides that
30. policies, fire and extended coverage may not be cancelled for
31. non or nonrenewed on property capable of being rehabilitated
32. unless the insurer permits the insured a reasonable time, which
33. is ninety days or less, to make necessary repairs. At the request

1. of the department, they were deleted from the bill...

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. May we have a little order and take our conferences off
4. the Floor.

5. SENATOR MERLO:

6. ...I know of no opposition to the bill and I ask your favorable
7. consideration.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is there further discussion? If not, the question is shall
10. House Bill 692 pass. Those in favor indicate by voting Aye.
11. Those opposed vote Nay. The voting is open. Have all voted
12. who wish? Have all voted who wish? Take the record. On that
13. question the Ayes are 49, the Nays are none, none Voting Present.
14. House Bill 692 having received the constitutional majority is
15. declared passed. House Bill 698, Senator Regner. Read the bill,
16. Mr. Secretary.

17. SECRETARY:

18. House Bill 698.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Regner.

23. SENATOR REGNER:

24. Mr. President and members of the Senate. This bill is to
25. resolve a situation in our area, I think there is only one area
26. in the State that is so affected and the bill applies to Cook
27. County only. And it's where a...an area has been annexed through
28. municipality that's already in a township library, a district.
29. And what this bill provides is that the township library district
30. shall abate its Library Tax on property where a municipality also
31. receives the tax and further requires that the municipality pay
32. one half of the Library Tax...to this...to the township.
33. And the amendment that was put on also provides that if the people
34. in the area should so choose they may have a referenda at a later

1. date, by petitioning, to determine to be wholly in one district
2. or another and I ask for a favorable roll call.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Is there further discussion? If not, the question is shall
5. House Bill 698 pass. Those in favor vote Aye. Those opposed
6. vote Nay. The voting is open. Have all voted who wish? Have
7. all voted who wish? Take the record. On that question the
8. Ayes are 31, the Nays are 3, none Voting Present. House Bill
9. 698 having received the constitutional majority is declared
10. passed. House Bill 700, Senator Bruce. House Bill 704, Senator
11. ...House Bill 705, Senator Knuppel. On page 16. Read the bill,
12. Mr. Secretary.

13. SECRETARY:

14. House Bill 705.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Knuppel.

19. SENATOR KNUPEL:

20. Mr. President, there may have been some confusion about
21. who was to carry on these investigations because at one time
22. the Division of Public Aid had a fraud section to investigate
23. this. There's been some disagreements, I guess, but to make it
24. clear and absolute so that nobody may misunderstand it, this
25. bill provides specifically that the Division of Investigation
26. of the Department of Law Enforcement will be the Body to
27. investigate Public Aid fraud.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Is there further discussion? Senator Demuzio.

30. SENATOR DEMUZIO:

31. Yes, thank you, Mr. President, Ladies and Gentlemen of the
32. Senate. I rise in support of House Bill 705. I think that
33. indeed there has been some confusion as to who, in fact, should

1. carry out the investigations of Public Aid fraud. As a matter of
2. fact, it's come to my attention, recently, that the Public Aid
3. investigators have been referring potential fraud or alleged
4. fraud cases to the Department of Law Enforcement and frankly, they
5. just haven't been able to be in a position apparently to respond.
6. As a matter of fact, within the recent months, there have been
7. several cases that have been sent to the Department of Law
8. Enforcement who have, indeed, sent them back and have taken no
9. action. And I think that the Public Aid fraud is...is continuing
10. in Illinois. I know it's continuing in the central regions
11. because of the information that I have. I think this bill is
12. a good bill. It would clearly stipulate who is responsible
13. for Public Aid investigations of fraud and I think it's a...it's
14. a bill that ought to be passed by this General Assembly over-
15. whelmingly.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Is there further discussion? Senator Newhouse.

18. SENATOR NEWHOUSE:

19. Question of the sponsor, please.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. He indicates he will yield.

22. SENATOR NEWHOUSE:

23. ...I'm...has the Legislative Advisory Committee been apprised
24. of this bill?

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Knuppel.

27. SENATOR NEWHOUSE:

28. Has the Legislative Advisory Committee on Public Aid been
29. apprised of this measure?

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Knuppel.

32. SENATOR KNUPPEL:

33. I...I still, very frankly, I...I did not understand the
34. question, sir.

1. BENATOR NEWHOUSE:

2. Has the Legislative Advisory Committee on Public Aid, which
3. does have some responsibility for investigation, been apprised
4. of this bill? I'm not familiar with it.

5. SENATOR KNUPPEL:

6. Well, I...it's a House Bill and I...I did not advise them,
7. no, sir. I do know, however, that there is some dispute about
8. the overlapping authority and the change in authority, that's
9. all I can tell you because I've had people connected with
10. Public Aid investigations come to me complaining about the
11. conflicting thing, that's all I can tell you. No, I don't
12. know that the Legislative Commission knows anything about it.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Newhouse.

15. SENATOR NEWHOUSE:

16. Senator, could you hold the bill. I'd like to get...I'd
17. like to get the answer to that question. We may be for it, I
18. just don't know.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Knuppel.

21. SENATOR KNUPPEL:

22. As a...courtesy to Senator Newhouse, be glad to take it out
23. of the record.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Take it out of the record. House Bill 707, Senator Knuppel.
26. Read the bill, Mr. Secretary.

27. SECRETARY:

28. House Bill 707.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Knuppel.

33. SENATOR KNUPPEL:

34. All right. The...the purpose of this bill is to create

1. a...a commission or a group advisory commission to oversee
2. the distribution and spending of the receipts from horse racing.
3. I think it's good legislation, it's composed of the Director of
4. Agriculture, State Fair Manager, Director of EED of Land Grant
5. College, Chairman of the Racing Board and two representatives
6. of the Illinois Racing Advisory Board. We have quite a bit of
7. revenue from this and...and very...little supervision or explanation.
8. It'll give us something here in the Legislative Body to go on
9. with reference to how these funds are spent.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? Senator Jerome Joyce.

12. SENATOR JEROME JOYCE:

13. Yes, Mr. President, I...I, will the sponsor yield for a question.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. He indicates he will.

16. SENATOR JEROME JOYCE:

17. Yeah...okay...I...I just...

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Could we have a little order on the Floor here.

20. SENATOR JEROME JOYCE:

21. I...I wonder, does this go clear down to the Ag Premium
22. Fund? Is this what they supervise?

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Knuppel.

25. SENATOR KNUPPEL:

26. I don't really believe it...that it is to, in any way super-
27. vise over that, it's to follow these funds and to make some
28. recommendations, because everybody is coming into this Ag Premium
29. Fund now for money. That's the way I understand the purpose of
30. it.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Joyce. Is there further discussion? If not, Senator
33. Knuppel may close the debate.

HB 723
3rd reading
6-20-79

1. SENATOR KNUPPEL:

2. Roll call.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. The question is, shall Senate...House Bill 707 pass. Those
5. in favor indicate by voting Aye. Those opposed vote Nay. The
6. voting is open. Have all voted who wish? Have all voted who
7. wish? Take the record. On that question, the Ayes are 42, the
8. Nays are 3. 5 Voting Present. House Bill 707, having received
9. the constitutional majority is declared passed. House Bill 716,
10. Senator Bruce. House Bill 723, Senator D'Arco. Read the bill,
11. Mr. Secretary.

12. SECRETARY:

13. House Bill 723.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

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(END OF REEL)

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1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator D'Arco.

3. SENATOR D'ARCO:

4. Thank you, Mr. President. What House Bill 723 says is
5. that a judge on his own motion after a person has been indicted
6. and a year has elapsed from the time of the indictment and the
7. person has not been brought to trial by the State's Attorney's
8. Offices yet, the judge can dismiss the case. That's what the
9. bill does. It's not too complicated is it?

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? If not, the question is, shall
12. House Bill 723 pass? Those in favor indicate by voting Aye.
13. Those opposed Nay. Voting is open. Have all voted who wish?
14. Have all voted who wish? Take the record. On that question the
15. Ayes are 53. The Nays are 2. 1 Voting Present. House Bill 723,
16. having received the constitutional majority, is declared passed.
17. House Bill 724, Senator Geo-Karis. Read the bill, Mr. Secretary.

18. SECRETARY:

19. House Bill 724.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Geo-Karis.

24. SENATOR GEO-KARIS:

25. Mr. President and Ladies and Gentlemen of the Senate,
26. House Bill 724 amends the Downstate Teachers' Retirement Article
27. of the Illinois Pension Code in that it allows the widow or widower
28. who is 55 or older to remarry without loss of benefits. At the
29. present time we have no loss of benefits if any legislator remarries
30. or his wife remarries and I think it's a very fair bill and I
31. urge your favorable consideration.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there further discussion? If not...Senator Berning.

1. SENATOR BERNING:

2. Thank you, Mr. President. I rise in support of House Bill
3. 724. There is a very small cost, but it is nominal and this
4. will bring the State Pension System in...somewhat in conformity
5. with the present social security practice.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there further discussion? If not, the question is, shall
8. House Bill 724 pass? Those in favor indicate by voting Aye.
9. Those opposed Nay. The voting is open. Have all voted who wish?
10. Have all voted who wish? Take the record. On that question the
11. Ayes are 55. The Nays are 1. None Voting Present. House Bill
12. 724, having received the constitutional majority, is declared
13. passed. House Bill 725, Senator Philip. Read the bill, Mr.
14. Secretary.

15. SECRETARY:

16. House Bill 725.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Philip.

21. SENATOR PHILIP:

22. Thank you, Mr. President, Ladies and Gentlemen of the
23. Senate. House Bill 725 amends the Illinois Insurance Code.
24. Exempts foreign and domestic insurance companies from the 2
25. percent premium tax on qualified individual tract sheltered
26. annuities. There are 31 states that have no premium tax. There
27. are 7 states that have a lower premium tax. There are 47 states
28. that have a retaliatory tax. Got out of committee 9 to zero.
29. I'll be happy to answer any questions.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is there further discussion? If not, the...if not, the
32. question is, shall House Bill 725 pass? Those in favor indicate
33. by voting Aye. Those opposed vote Nay. The voting is open.
Have all voted who wish? Have all voted who wish? Take the

1. record. On that question the Ayes are 52. The Nays are none.
2. None Voting Present. House Bill 725, having received the
3. constitutional majority, is declared passed. House Bill 733,
4. Senator D'Arco. Read the bill, Mr. Secretary.

5. SECRETARY:

6. House Bill 733.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator D'Arco.

11. SENATOR D'ARCO:

12. Thank you, Mr. President. I thought this was on the Agreed Bill
13. List, but since it's not, we'll proceed anyway. This amends the
14. Chicago Municipal Employees' Pension Fund to provide that investments
15. of the pension fund can be obligated in an Asian development bank.
16. This is a world wide bank that...it invests its monies in countries
17. throughout the entire world. It's like the world bank...and it invests
18. millions of..no, the reason we need this is because the pension funds
19. can lend their money to the bank at higher interest rates than they can
20. get lending their money in conventional banks and the pension funds
21. just want to get more interest...nine and a half to ten percent of
22. their dollar than they would get...they can only get seven or eight.
23. percent in a conventional bank and this is really a good bill and I
24. don't know of any opposition. It was sponsored by Representative
25. Telcser in the House and I'm sponsoring it here in the Senate.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Is there further discussion? Senator Berning.

28. SENATOR BERNING:

29. Thank you, Mr. President. This bill is one of a series and I am
30. not quite sure why Senator D'Arco elected to stop at the next to the
31. last one rather than start with the first one, but the arguments
32. pertaining to one pertain to all. So, since we are considering 733,
33. Mr. President, I just would like to point out that the remarks that ..
any one of us would be making would be

1. pertinent to any one of the series and in essence what I am
2. about to say is that the whole series ought to be gently laid to
3. rest. I don't believe that there is any interest on the part of
4. any member of this General Assembly to place in even remote
5. jeopardy any of our pension fund dollars. The pension funds, as
6. you all know, are just dramatically underfunded. We don't have
7. an excess numbers of dollars to take chances with. Now whether
8. or not you are convinced that the Asian Bank is a sound bank, the
9. pertinent fact is that the Asian Bank either now has or will
10. shortly have with the passage of time commitments for the funding
11. of such countries as Cambodia, Laos, Viet Nam and many others
12. whose political philosophy is contrary to ours and if you need
13. one example of what can happen to some of these nations where
14. there's a change in government and all of a sudden everything
15. becomes nationalized, it would appear to me that our pension fund
16. investments would then be wiped out. For these reasons, Mr.
17. Chairman, I respectfully suggest that 733 and the other...other
18. bills in this package be rejected.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Rock. Senator Merlo...oh, Senator Rock.

21. SENATOR ROCK:

22. Yes, thank you, Mr. President, Ladies and Gentlemen of the
23. Senate. I rise in support of House Bill 733 as I will with
24. respect to the other bills in the series. The reason that this
25. one is not on the tentative agreed list at this point is because
26. it was amended and only for that reason. It probably should have
27. been on there anyway. The amendment frankly doesn't change the
28. original intent of the bill. It merely accomplishes something
29. that was at the request of the Municipal Fund Board of Directors.
30. but I would suggest to you that we have done similar...passed
31. similar legislation in the past. All we are doing is affording
32. that board and those trustees who are charged with the responsibility
33. for this fund... we are affording them the opportunity if they so

1. wish and so vote to invest money with this corporation. I think
2. the idea is a good one. It's the kind of authority they should
3. have whether or not they exercise it, frankly, is up to them. They
4. have to use their best judgement with respect to the...these
5. pension funds and I think all this does is authorize them to do
6. it if they so wish. I think it's good legislation and should be
7. adopted.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Netsch.

10. SENATOR NETSCH:

11. Thank you, Mr. President. I also would rise in support of
12. the bill and I should point out in case anyone thinks that
13. Governor Ogilvie has been in contact with me that that is not
14. the case although Robert Wheeler is a former law student of mine
15. and I have talked to him so that my information does not come out
16. of thin air, but I am familiar with the bank anyway and it seems
17. to me that it is a good idea and first of all, it is purely
18. permissive. Secondly, it is in fact a very good investment for
19. those who do choose to invest in the bank and third, I would suggest
20. to, I think it was Senator Berning, that while it is possible that
21. there may be some projects from some countries whose form of
22. government we do not fully approve of, I would suggest also
23. that all of the other development banks are in exactly the same
24. position. For example, we invest heavily in the Latin American
25. Development Bank and I for one find a number of governments in
26. Latin America whose philosophies I strongly disapprove. I don't
27. think that really is the key issue. The point is that the instrumen-
28. tality is one that is and has been a part of the foreign policy of
29. this government, of this nation through many separate administrations
30. and it is one of the means we have, if you will, of saving some of
31. our own foreign aid dollars by providing a mechanism through which
32. governments from throughout the world can help to finance projects
33. in Third World or underdeveloped countries so that I would say

that is...is economical not only because it's a good investment
1. but because it may actually help to cut down on our own foreign
2. aid commitments. For that reason and others, I think it is worth
3. supporting.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Merlo.

6. SENATOR MERLO:

7. Thank you, Mr. President. This bill was heard in Pensions
8. Committee which I am Chairman of, and during the course...course of
9. the questions asked it was brought out that practically every system,
10. every system in the State outside of one, have given...been given
11. this authorization. I might also mention that the bill is approved
12. by the Pension Laws Commission and I ask your favorable consideration.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Philip.

15. SENATOR PHILIP:

16. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
17. You know, I was interested in Senator Netsch's comments and I suppose
18. two or three years ago I would have concurred with her comments. You
19. know, after...and I think that the banking community, investment
20. communities had a pretty good image up until the Bert Lance days and
21. as far as I am concerned that has absolutely devastated their image
22. in my opinion. Why can't we invest those funds in Illinois? What
23. is wrong with that? Now you mean to tell me we should invest them
24. out of our own State...out of the continental United States? I just
25. have great, great questions and doubts about that completely.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Mitchler.

28. SENATOR MITCHLER:

29. Thank you, Mr. President, members of the Senate. I'm going
30. to refer you to a pass-out by Senator Lemke. It's over the
31. Jerry Constantino...the State Treasurer of the State of Illinois.
32. You all got it on your desk. It related to House Bill 1693 and

1. the last sentence...I'll read it to you, "The State Treasurer
2. strongly urges local treasurers to invest locally as much as
3. possible." Now here on one hand you are getting advice about
4. investing locally and I'm all for that. Now, let me tell you
5. a little bit about this Asian Development Bank. Yes, why do
6. you get a higher rate of interest...a higher rate because it's
7. a high risk. It's a high risk and I want to point out that in
8. this series of bills you're talking about the Downstate Teachers'
9. Retirement System, taking their funds along with all the other
10. municipality pension system funds and investing them in the Asian
11. Development Bank. Now this bank makes loans over, for example,
12. the World Bank has also invested money in the International
13. Development Association which in turn invested eight million two hundred
14. thousand dollars in the Democratic Republic of Laos. They've
15. invested money all over the world in Communist countries, to
16. develop those Communist countries. Now you go on back, tell the
17. people because the veterans in this State of Illinois and these
18. teachers and everybody are going to know where you're approving
19. the investment of their pension system fund. You can invest it
20. locally where they can keep a good watch. You have no control
21. over this Asian Development Bank or where ever they invest it.
22. That's why they give you that higher rate of interest. It's plain
23. and simple like that. Look into it. Read the pass-outs we that
24. we got and then give this a resounding no. I have no ties to the
25. Asian Development Bank and I don't have to be tied to them in any
26. way, but I do have an interest in some banks in my community and
27. right...I'd like to see them get some of this money invested in
28. their programs. Thank you. Vote no.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Collins.

31. SENATOR COLLINS:

32. Question of the sponsor.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Indicates he will yield.

2. SENATOR COLLINS:

3. Senator D'Arco, I'm very much concerned about assistance
4. or investments in local community banks particularly in com-
5. munities, minority or poor decaying communities where they have
6. struggling banks in that area that's involved in community
7. development. I would just like to know how much or if Chicago,
8. any of these groups that you have here, various Chicago Firemens'
9. Pension Fund, various pension funds are actually investing any
10. money or deposition any money in such banks as Londell Community
11. Bank, Independent Bank, other minority banks?

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator D'Arco.

14. SENATOR D'ARCO:

15. I have no knowledge as to what banks the municipal funds of
16. Chicago deposit their money in, in local banks. I really have
17. no knowledge of that. I'd be more than happy to get you that
18. information and you know, if they don't deposit money in those
19. banks, they should. I don't really know if they don't, but
20. if they don't they should and I think that would go along with
21. the community interest, you know.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Collins.

24. SENATOR COLLINS:

25. Well, I really think we should find out first before we
26. talk about investing in other foreign...foreign banks.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Shapiro.

29. SENATOR SHAPIRO:

30. Mr. President and Ladies and Gentlemen of the Senate.
31. I do want to point out to you that Senator Mitchler does raise
32. a good point about investing in these countries, but the other
33. side of the coin is is that all we are doing is giving the various

1. retirement funds the option to invest in...their funds in
2. the Asian Development Bank. There are other public employee
3. pension funds and right now I can't recall which ones that
4. already have this power and have had it for a good number of
5. years. Approximately four years ago I sponsored this series
6. of bills and we lost them in the Senate committee and it happened
7. to be the day that I called them is the day that South Viet Nam
8. and Cambodia went down the tube and they...the committee in its
9. wisdom decided that it just wasn't the proper time to consider
10. a matter of this importance, but I personally feel that the thrust
11. of the bills is merely to give the...those various investment
12. funds which have asked for this power to invest in these funds if
13. they choose so and I think the General Assembly ought to give
14. them the discretion.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Rock.

17. SENATOR ROCK:

18. Thank you, Mr. President and Ladies and Gentlemen of the
19. Senate. I again rise in support of House Bill 733 and in direct
20. response to Senator Collins' inquiry, the answer is yes, that
21. there are in fact funds of these municipal employees' retirement
22. system that have in fact been deposited in minority owned banks.
23. As you will well recall, one is...when one is City Treasurer, one
24. is ex officio a member of that board. Joseph Bertand was the
25. City Treasurer and part of the policy and I know the policy is
26. carried out with respect to the current City Treasurer, Cecil Partee,
27. that money is in fact made available. The other side of that coin
28. is that the trustees have a duty to those annuitants and other
29. participants in the fund to get as high a yield as possible. They
30. are under a fiduciary obligation so they can't give the money away.
31. The money is let out on bid and if in fact a minority bank or
32. any other bank wants to get ahold of this money they have to bid
33. and be prepared to pay the proper interest but to answer your

1. question, the answer is yes.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Geo-Karis.

4. SENATOR GEO-KARIS:

5. Mr. President, Ladies and Gentlemen of the Senate, my
6. remarks are addressed to all five bills from 732 to 735. I have
7. mixed emotions about sending money for investment in any bank
8. that has helped countries defile us, ridicule us and attack us.
9. Number two, I also have mixed emotions when I see five pension
10. funds hereto which these bills address themselves. I think
11. I would be more prone to vote for these bills if there was a
12. referendum taken of the pensioners or the people in the various
13. pension funds as to whether or not they would want their money
14. invested in the Asian banks. I know in my area I could not
15. support these bills because we have plenty of banks we can invest
16. here and if we don't take care of ourselves in this country first,
17. what are we going to do? We have been taken for fools too long
18. by Asiatic countries and other countries for that matter, and I
19. think it's time that we stay here unless the membership of those
20. pension funds decide the funds should be invested in the Asian
21. Bank.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Graham.

24. SENATOR GRAHAM:

25. Mr. President and members of the Senate, even however laudable
26. this proposal and however we leave the discretion of this to the
27. trustees of these various funds, I appreciate that. I appreciate
28. that they will do the very best job possible, but I also appreciate
29. the fact that if these pass there is going to be additional pressure
30. out on them to take this if it's a higher interest rate because it's
31. the Asian Development Corporation. Now, Ladies and Gentlemen of this
32. Senate, I have been around here 21 years and I have watched us
33. give away the store a hell of a lot of times, but I'll tell you one
thing, Jimmy Carter and his group don't need any more help. They're

1. giving the country away fast enough now. The labor unions have
2. made it impossible to...almost to buy an American-made car so let's
3. ship the rest of the store over to the Asian countries. For years
4. since I can remember we have been trying to buy the friendship
5. and association of and affiliation of the foreign countries and
6. every time we have done it they have sold us down the river. Now
7. if we are going to do anything for our country for God's sake, let's
8. invest the funds here where we need it, where we need development
9. and where we need something and I'll tell you one thing, let's don't
10. get tangled up with the Asian Development Corporation because if it
11. ever comes right down to the basic fundamentals of that thing and
12. they have to make a decision they'll send the money over there and
13. we won't have it anymore and this is a bad series of bills, with
14. deference to the former Governor Ogilvie, and they should be defeated.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Bloom.

17. SENATOR BLOOM:

18. Thank you, Mr. President. I won't summarize the points made
19. by Senator Rock and Senator Shapiro, but I don't think it has been
20. developed in debate that this State is the second largest exporting
21. State in the country and we are talking about not only a higher
22. rate of return and we're talking about basically something that is
23. permissive and up to the people who run these funds, but we're
24. also talking about providing capital to developing countries in the
25. Far East to buy many of the products that we're shipping out there.
26. So, therefore, I would guess that an Aye vote is a proper vote.
27. Thank you.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Rhoads.

30. SENATOR RHOADS:

31. Thank you, Mr...President, members of the Senate. I recall
32. what President Kennedy's father once said about businessmen. Probably
33. applies equally well to bankers. Senator D'Arco, who besides

1. Governor Ogilvie's law firm wants this bill? Who is really
2. requesting the bill?

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator D'Arco.

5. SENATOR D'ARCO:

6. Number one, I never said Governor Ogilvie's law firm wanted
7. this bill. And just because somebody passed out a print out
8. indicating that the Asian Development Bank is represented by
9. Governor Ogilvie's law firm who is the former Governor of this
10. State and a respected member of the legal community does not
11. mean that he wants the bill because I never suggested that. I
12. think the various pension funds that are affected by this bill
13. want the bill.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Rhoads.

15. SENATOR RHOADS:

16. Well, specifically, Senator D'Arco, did they request the bill?
17. Who specifically requested the bill? One is lead to believe from
18. newspaper accounts that the Asian Development Bank itself requested
19. the bill and has expended funds on lobbying in behalf of the bill.
20. Now you are implying that the trustee of these pension systems have
21. asked for the bill?

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator D'Arco.

24. SENATOR D'ARCO:

25. Why don't you go ask the Minority Leader in the House, Telcser,
26. who wanted the bill, because it was his bill. It's not my bill.
27. I think it happens to be a good idea.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Rhoads.

30. SENATOR RHOADS:

31. Well, Mr. President, I think Senators Rock, Shapiro, Bloom
32. and others have accurately summed up what the bill does, but they
33. have neatly skirted the overall question of public policy here.

1. It isn't often that one discusses foreign policy in the State
2. Legislature, thank God, but if this kind of money from the State
3. of Illinois could be used to foster loans and projects in regimes
4. such as the former Paul Pot regime in Cambodia, or the regime of
5. Tron Vin Lomin Viet Nam, people who have absolutely no respect
6. for the traditional concepts of human rights that every citizen
7. of Illinois, every annuitant, every contributor to these pension
8. funds has a very high regard for, why in the world should we
9. attempt in any way to subsidize that kind of project. On the other
10. end of the scale, if you disagree with some Asian governments which
11. are non-Communist but nonetheless have a disregard for human rights,
12. why should our money be going into projects in those countries...

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator, could you bring your remarks to a close?

15. SENATOR RHOADS:

16. It is an important question of public policy.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator, bring your remarks to a close.

19. SENATOR RHOADS:

20. I urge your no vote. I've closed.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Thank you.

23. SENATOR RHOADS:

24. Vote no.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Berning for the second time.

27. SENATOR BERNING:

28. Yes, thank you, Mr. President. Members of the Senate, I want
29. to correct one impression that was left and left in good faith
30. by Senator Merlo, and that was that the Pension Laws Commission
31. did approve of these bills. There was tentative approval prior
32. to the discovery of the total impact of these bills. Then the
33. Pension Laws Commission did reverse its position and disapproved

of the bills. With that, Mr. President, I want to point out that
1. so far as I know, either to the Pension Laws Commission or to the
2. members of the Pension Committee there has been no system which
3. has requested that these bills be passed. In other words, I am
4. convinced that if the membership of the pension systems were
5. aware of this proposal they would reject it. Now, just to carry
6. it one step further, I believe that the time has come since we have
7. discovered the potential for the investment of these pension funds
8. in these Communist or Communist controlled countries that we ought
9. to withdraw the authorization for the Illinois State Board of
10. Investment as well as those systems which are already authorized
11. because let me point out to you in a memorandum submitted by Mr.
12. Wheeler of Isham, Lincoln and Beale, he states, Pension funds,
13. those already authorized for which the Asian Development Bank
14. investment authority is sought may now invest in the sister
15. institutions, the World Bank and the InterAmerican Bank and Ladies
16. and Gentlemen of the Senate, the International Bank of Reconstruction,
17. known as the World Bank has invested in over a hundred countries
18. around the world and World Bank has made seventeen loans to Romania
19. amounting to eight hundred eighty-two million, forty-eight loans to
20. Yugoslavia amounting to one billion nine hundred fifty-two thousand.
21. Then the InterAmerican Development Bank makes loans to countries in
22. the Western Hemisphere among them being Chile, Panama and Nicaragua
23. and I don't have to remind you of the turmoil that is...is existing
24. in Nicaragua right now. It just seems elemental common good sense
25. to not place ourselves and our Pension System Funds in any degree of
26. jeopardy and I would suggest that we reject House Bill 733.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there further discussion? If not, Senator D'Arco may close
29. the debate. Oh, Senator DeAngelis.

30. SENATOR D'ARCO:

31. There...

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Wait...I'm sorry, Senator D'Arco.

1. SENATOR DE ANGELIS:

2. Question of the sponsor.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. He indicates he will yield.

5. SENATOR DE ANGELIS:

6. Senator D'Arco, I don't know if you can answer this question
7. or not, but are there any current retirement funds in the State
8. of Illinois being invested in this bank.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator D'Arco.

11. SENATOR D'ARCO:

12. Yes, there are retirement funds that are being invested in
13. this bank. The State University Retirement System invests in this
14. bank. The State Illinois Board of Investments invests in this
15. bank. We are talking about State retirement systems that already
16. invest in this bank and I'm just allowing Chicago Municipal
17. Retirement Systems to invest in this bank. We're not creating
18. some new idea that hasn't already been in existence.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Further discussion?

21. SENATOR D'ARCO:

22. Wait...better one. I got a better one. I got a better one.
23. Senator Netsch just reminded me that the General Assembly Retirement
24. System invests in this bank.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Is there further discussion? Senator Egan.

27. SENATOR EGAN:

28. Yeah, I think maybe a little clarification is in order. The
29. State Board of Investment invests the General Assembly, the State
30. Employees and the Judicial Funds, but there is no knowledge on my
31. part that they have in fact invested in the bank. The fact is
32. that their University System has the...they do have the...they have
33. the authority to make these investments, but I'm not sure that they

1. in fact have made the investment. I'd like to know the same...
2. I'd like to know the answer to that question myself. And,
3. incidently, one other point that has not been brought out is that
4. the United States is a member of this bank.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Knuppel for the second time.

7. SENATOR KNUPPEL:

8. I think that's a brilliant idea. Let's invest all of the
9. Judicial Pension Fund in that account.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? If not, Senator D'Arco may
12. close the debate.

13. SENATOR D'ARCO:

14. There were certain comments made to me that I'm not going to
15. repeat because I'm not going to dignify this Chamber with the
16. comments, but I would like to make some points if I can. Senator
17. Mitchler said it's a high risk type bank and I just want you to
18. know that Moody rates the obligations as triple A, Standard and
19. Bores rates them as triple A, and they are also rated by the
20. Committee on Valuation of Securities of the National Association
21. of Insurance Commissioners on a triple A basis, so we're not talking
22. about a high security risk type money and secondly, there was also
23. a comment made that the Pension Law Commission opposes this bill.
24. That is not true. There is no cost impact to this bill and Karl,
25. you should know that there is no cost impact to this bill. It's
26. not going cost the pension systems of Chicago any money to invest
27. this money in this Asian bank. You should know that. The other
28. point is this: that the countries that are affected, Laos, Cam-
29. bodia and Viet Nam were investors in this bank prior to them
30. becoming Communist countries and the obligation of...of that...of
31. those countries was to say to the Asian Bank that...we no longer
32. want to oblige ourselves to you or we will oblige ourselves to
33. you. Viet Nam paid the bank a 12 million dollar obligation note

1. that it was due and owing to the bank and the bank...and the type
2. of investments we're talking about never reach these Asian countries
3. because there are three different types of investments. The ones
4. we are calling...talking about are capital loans type of invest-
5. ments and these are the monies that the pension funds invest in
6. the bank for the high rate of interest and those monies are put
7. into profitable enterprises by the bank and they are not lent to
8. any countries for capital development. That particular type of
9. loan never goes to an Asian country. There are other types of
10. loans that the Asian Bank does give money to Asian countries, but
11. this is not one of them. I don't know what else to say. The only
12. point I'd like to make is that the...you know, the veterans...I've
13. always supported the veterans and I always support them 100 percent
14. and when they had the bill to change Memorial Day I killed that bill.
15. It was my bill and I said...I was with the veterans that day, but
16. you can carry this thing a little too far, Mitchler. I think you
17. know...this fear of Communism is, you know, you can take this
18. thing out of proportion. All these pension systems invest in
19. this bank and no one supports Communism and I'm not suggesting that
20. we support it and you're really...your analogy is far-fetched. I
21. move for a favorable vote.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Question is, shall House Bill...sorry, Senator Berning, for
24. what purpose do you rise?

25. SENATOR BERNING:

26. Well, Mr. President, my name was mentioned and I think I have
27. a right to respond.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Not at this point. We are on the closing arguments and on...
30. on a roll call now. We've closed the debate. You can respond after
31. the question is put. The question is, shall House Bill 733 pass?
32. Those in favor indicate by voting Aye. Those opposed vote Nay.
33. The voting is open. Have all voted who wish? Have all voted who wish?

1. Take the record. On that question the Ayes are 30. The Nays are
2. 23. 1 Voting Present. House Bill 733, having received a...
3. would you let me finish, then we will have a verification. House
4. Bill 733, having received a constitutional majority, is declared
5. passed. For what purpose, Senator Rhoads...
6. SENATOR RHOADS:
7. To request a verification of the affirmative vote.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Would you all be in your seats? Verification has been
10. requested of the affirmative votes. Mr. Secretary. For what
11. purpose does Senator Knuppel arise?
12. SENATOR KNUPPEL:
13. ..Pushed the red button. I meant to push the green one. That's
14. all. Doesn't help now, but anyway, I want to straighten the record.
15. PRESIDING OFFICER: (SENATOR SAVICKAS)
16. The record will so indicate. All right, Mr. Secretary, read
17. those voting in the affirmative.
18. ACTING SECRETARY: (MR. FERNANDEZ)
19. The following voted in the affirmative: Berman, Bloom, Bowers,
20. Bruce, Buzbee, Carroll, Chew, D'Arco, Daley, DeAngelis, Donnewald,
21. Gitz, Grotberg, Hall, Johns, Jeremiah Joyce, Jerome Joyce, Lemke,
22. McLendon, Merlo, Nash, Nedza, Nega, Netsch, Newhouse, Savickas,
23. Shapiro, Sommer, Vadalabene, Mr. President.
24. PRESIDING OFFICER: (SENATOR SAVICKAS).
25. Are there any questions of the affirmative votes? Senator
26. Rhoads?
27. SENATOR RHOADS:
28. Senator Daley.
29. PRESIDING OFFICER: (SENATOR SAVICKAS)
30. Is Senator Daley on the Floor? Senator Daley on the Floor?
31. Strike his name. Is there any further questions? On that question
32. the Ayes are 29, the Nays are 23. House Bill 733, having failed to
33. receive the majority is declared lost. House Bill 739, Senator

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

2. ACTING SECRETARY: (MR. FERNANDEZ)

3. House Bill 739.

4. (Secretary reads title of bill)

5. 3rd reading.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Sangmeister.

8. SENATOR SANGMEISTER:

9. Mr. President and members of the Senate, the purpose of...

10. the purpose of this piece of legislation is to prevent illegal
11. aliens from driving motor vehicles in the State of Illinois. This
12. bill, if enacted into law, will require that the Secretary of State
13. not issue a license to anyone who is illegally in this country
14. as an illegal alien and it also requires that when a person makes
15. an application for a drivers license that he state that he is a
16. U. S. citizen and that he's not in violation of the Federal
17. Immigration and Naturalization Act.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? Senator Chew.

20. SENATOR CHEW:

21. Thank you. I rise in opposition to this bill. Even when you
22. travel to foreign countries as a U. S. citizen you are issued a
23. temporary license if so requested by any country. With this
24. country having its foundation as it is all of us with the exception
25. of the recent immigrants are "illegal". The people from Eastern
26. Europe, Mr. President, came to this country. The people from
27. Africa came to this country. The only true American is the American
28. Indian and he cannot furnish documentation which tells us that he
29. is "a United States citizen". I have never been issued a birth
30. certificate of my birth and I am a United States citizen. By
31. what Act am I a citizen? This is a piece of legislation that is
32. designed to deny a privilege to people that are coming to this
33. country from areas that are dominated by a dictatorship, from areas that

1. are Communist dominated and from areas where inhabitants are just
2. tired. The country of Malaysia not only has refused the Vietnamese
3. refugees...even the coastal waters that border that country the
4. right to be there. They have recently embarked upon a program and
5. it is in effect of putting those refugees back in unsafe ships in-
6. to international waters. This country is made of many component
7. parts. We are here because it is the United States.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Chew...Senator Chew, just a minute. For what purpose
10. does Senator Knuppel arise?

11. SENATOR KNUPPEL:

12. Well, I fail to see how the Malaysian exodus is germane to the
13. issue before us.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. You may continue Senator Chew.

16. SENATOR CHEW:

17. This country is the United States of America and even though
18. some of us have been browbeaten and many other unpleasantries,
19. I still cannot produce a birth certificate and I'm here. Why
20. deny a little thing as a drivers license when one can be secured
21. in any foreign country even on a temporary base. This is bad
22. legislation. It should be defeated and we should get on about
23. the business at hand instead of nitpickin' at some underprivileged
24. people who cannot speak for themselves. Many of those persons, it
25. was alleged, are taking employment that belongs to United States
26. citizens. It was particularly expressed by the House sponsor pertain-
27. ing to the many illegal aliens taking jobs from blacks which I say
28. is not true, but it was said, Mr. President, to impress me and which
29. I was not impressed. I would ask that this legislation be defeated
30. once and for all and let us get on about getting laws on our books
31. that are meaningful to the people of these United States. The
32. Federal Government is allowing some seven thousand refugees today to
33. come in to this country.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Senator, your time has expired.
3. SENATOR CHEW:
4. How do they prove that they are United States citizens?
5. They aren't. Why should we deny them a drivers license? Some
6. of these people are solely professional people that have done
7. their jobs in their countries, but because of conditions they are
8. coming to the land of the free and it may not be as free as we
9. want it to be, but by God, it's the only land I know.
10. PRESIDING OFFICER: (SENATOR SAVICKAS)
11. Is there further discussion? Senator Knuppel.
12. SENATOR KNUPPEL:
13. Well, I really envy Charlie Chew because he doesn't have a
14. birth certificate and he and Satchel...he and Satchel Page truly
15. belong to the ageless. How great that must be, but most of his
16. arguments are not relevant. They deal with Malaysia. They deal with
17. ...with people who are legally in this country. They deal with
18. people who go to other countries to visit who are legally there with
19. passports or visas or whatever it is. These people coming in,
20. the seven thousand people he's talking about are here illegally. I don't
21. understand why or what the purpose of the argument that Charlie
22. is making is. He's here legally. He's a Senator, but we have a
23. problem and we're not doing anything about it and we all try to
24. push it down to Washington and Washington isn't trying to do very much
25. about it like the other problems that are in Washington, but we do
26. have an influx of a tremendous number of illegal aliens. They come
27. here. Many times they don't have auto insurance because Senator
28. Rupp is opposed to mandatory auto insurance. They don't have visas.
29. They don't have passports and they are coming here and taking jobs
30. from our people. There's no reason that a person who's illegally
31. here should enjoy the privilege of driving an automobile regardless
32. of whether he has insurance, etc., etc.
33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Gentlemen and Ladies, our lineup of speakers at this time is
2. Senator Lemke, Senator Newhouse, Senator Keats. Senator Keats
3. withdrew. Senator Lemke.

4. SENATOR LEMKE:

5. Mr. President, fellow Senators. I rise in opposition to this
6. bill basically on the principle that it sounds good that we don't
7. give licenses to illegal aliens, but in talking to the Secretary of
8. State there's just no way we can have a fair standard to prevent
9. any possible discrimination against a certain class of people in
10. this. Anybody that speaks a foreign language right...automatically
11. will be questioned in regards to his citizenship and what have you
12. and I think we went through this before with other licensing bills
13. and I think the Supreme Court has spoken in the case in New Jersey
14. where they allow an alien even to become an attorney in the State of
15. New Jersey because you cannot require citizenship for anything. So
16. we're talking about illegal aliens. I'm against illegal aliens because
17. they steal jobs from some of my constituents who are Mexican American
18. and are here as legally and are born here and they are displaced by
19. illegal aliens that are being hired and brought here from Mexico.
20. They, themselves, are discriminated, but this bill would discriminate
21. against them also, and I have to oppose it and just because it sounds
22. that we are talking about illegal aliens, this goes further. This
23. goes into anybody that speaks a foreign language or what have you and
24. as far as the birth certificate requirement, I just think that the
25. State should require a birth certificate to establish the age of the
26. person getting a drivers license. I mean I think some way...some
27. method if it isn't being done, maybe the Secretary of State...come with
28. some regulations. I don't know what they do. But this bill in no
29. way can be enforced by the Secretary of State, whoever it may be
30. and Alan Dixon runs a good Secretary of State's Officer and...as
31. anybody that was in there before and there is no way it can be...this
32. can be enforced if there's just no standards that will prevent dis-
33. crimination. I have to oppose it.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Further discussion? Senator Newhouse.

3. SENATOR NEWHOUSE:

4. Thank you, Mr. President and Senators. I understand Senator
5. Lemke's dilemma and it goes to quite another issue and that is
6. the issue of how do you determine one's circumstance and whatnot
7. and that is a very sensitive one and I appreciate that, but the
8. fact of the matter is the key to this whole thing is illegal and
9. the question is whether or not we are going to uphold the law.
10. If someone is in this country illegally then they have no right,
11. no right to any of those things that are...that are reserved for
12. citizens of this country. It's that simple. Now the facts of life
13. are, as Senator Knuppel says and Senator Sangmeister says...everyone
14. else who has said it...spoken here, we've got a fantastic unemploy-
15. ment problem in this country that ought not exist. We have got
16. people in my district...now the unemployment rate goes as high as forty
17. percent, forty percent and we're going to give away jobs? You got
18. to be kidding. This is a good bill. It ought to pass. There ought
19. not be any more discussion. I'm certainly going to vote for it.
20. Hope everybody else does.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Is there further discussion? Senator D'Arco.

23. SENATOR D'ARCO:

24. Thank you, Mr. President. I think this is a bad bill because
25. how you going to determine if a guy is an illegal alien or a
26. citizen? You're going to have to check his citizen's papers. You're
27. going to have to ask every...every policeman is going to have to ask
28. you on the street are you a citizen or are you not a citizen and when
29. he applies for a drivers license is he going to have to bring his
30. citizenship papers with him to determine that fact? It involves
31. too much governmental regulation. Too much governmental oversight
32. into individual liberties, individual citizens that aren't illegal
33. aliens may be scrutinized and it may be bad for people like that and
I oppose this bill.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Further discussion? Senator Martin.

3. SENATOR MARTIN:

4. Would the sponsor yield to a question?

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. He indicates he will.

7. SENATOR MARTIN:

8. Senator Sangmeister, what proof, or what is the procedure
9. in your bill for someone to get a drivers license, for instance?
10. Now I...as I recall you said that they did have to sign that they
11. were a citizen or do they have to do more than that?

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Sangmeister.

14. SENATOR SANGMEISTER:

15. Senator Martin, as I was going to indicate in closing, because
16. there has been some misconstruction of the bill, it does two things.
17. One, says the to the Secretary of State you don't issue a license
18. to an illegal alien. That's number one. Number two, when you are
19. making out the application for a license with the Secretary of
20. State there's a number of things that you've always had to put in
21. that application. What...your name, social security number, your
22. zip code, date of birth, sex and residence, so on and so forth.
23. We're adding one thing to that section. You now have to state
24. whether or not you're a U. S. citizen. You don't have to prove
25. anything. You have to state it right in the application, that you
26. are a U. S. citizen or if you're not, that you are legally in this
27. country under the jurisdiction of the Federal Immigration and
28. Naturalization Act. That's all it does.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Martin.

31. SENATOR MARTIN:

32. Well then, I'd like to comment on the bill. It would then
33. leave to rule and regulation in effect by the Secretary of State

1. the standards which would be set to prove one's citizenship and
2. the Secretary of State would also have to have somehow and in no
3. way do I mean to disparage Secretary Dixon by this, get the
4. wisdom of Solomon to somehow figure out standards to be used or
5. everyone would have to bring in proof of citizenship. I don't know
6. how you could do it where you said some people would and some
7. people wouldn't. The one last thing, and I suppose in a way, it's
8. kind of a harmless bill, is if one were an illegal alien, in other
9. words, by one's very presence in a nation be breaking a law, why
10. would lying on a piece of paper make any difference at all. I have
11. to confess if I entered a country illegally and one of the things
12. I had to do was put on a piece of paper that I hadn't, that wouldn't
13. ...that certainly would not stop me at all, but you are asking
14. Secretary Dixon or any Secretary of State to set up an incredible
15. procedure and although the problem may be there, I fear this bill
16. may not be the solution.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Nash.

19. SENATOR NASH:

20. Mr. President, Ladies and Gentlemen of the Senate, I rise
21. in opposition to this bill. What we're really doing by passing
22. this bill would be making the Secretary of State's Office an agent
23. of the Department of Immigration and Naturalization. The Department
24. of Immigration and Naturalization has much more funds to patrol
25. illegal aliens than the Secretary of State's Office. I urge a no
26. vote on this bill.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Geo-Karis.

29. SENATOR GEO-KARIS:

30. Mr. President and Ladies and Gentlemen of the Senate, I
31. think this is a very good bill. If they are a legally admitted
32. alien they have a green card. They can show their evidence. If
33. they use it as a...a fraudulent card then they are liable. People

1. who are not interested to try and do their best to become citizens
2. or at least to have legal entry, sometimes I wonder about them
3. and I happen to be an immigrant myself. I think it is a very good
4. bill because we spend millions and millions of dollars in tax money,
5. our tax money trying to...to track down illegally entered people and
6. some of them are not very good...many of them are very good, but
7. I think it's a step in the right direction and I support the bill.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Sangmeister may close...Senator Nimrod. Excuse me.

10. SENATOR NIMROD:

11. Mr. President, this is a good bill. Senator Sangmeister, this
12. is a good provision and we ought to be supporting this kind of a
13. concept.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Sangmeister may close.

16. SENATOR SANGMEISTER:

17. Thank you, Mr. President and members of the Senate. I don't
18. want to reiterate what I did say to Senator Martin, but that's
19. the two things that the bill does and there has been an effective
20. date of July 1, 1980, put on to the bill so that the Secretary of
21. State can change his application form to get the new box on there
22. to check for illegal aliens. I don't want to sound flippant in
23. my closing remark, but...and I say this with all sincerity. It
24. boils down to one thing and I think Senator Newhouse really echoed
25. it and that is if you feel that you want to do something for illegal
26. aliens in this country, if you feel there should be protection for
27. illegal aliens and I assure you that's all this bill talks about.
28. It has nothing to do with aliens legally in this country who can
29. get drivers licenses, no problem with that at all. But if you think
30. we should do something for illegal aliens you're not concerned about
31. the unemployment problem and the jobs these people are taking then
32. you should vote NO on the bill. If you do think it's a problem
33. in this country and this State, then you ought to vote Aye.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Question is, shall House Bill 739 pass? Those in favor vote
3. Aye. Those opposed Nay. The voting is open. Have all those voted
4. who wish? Have all those voted who wish? Take the record. On
5. that question the Ayes are 37. The Nays are 15. 1 Voting Present.
6. House Bill 739, having received a constitutional majority, is
7. declared passed. House Bill 741, Senator Nimrod. Read the bill,
8. Mr. Secretary.

9. SECRETARY:

10. House Bill 741.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Nimrod.

15. SENATOR NIMROD:

16. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
17. This bill would establish to have the Public...Department of Public
18. Health to inspect all State owned and operated residential facilities.
19. The Department would also be required to inspect these facilities
20. and...at least once a year and make a report to the General Assembly
21. specifying those facilities inspected. The State has mandated the
22. inspection and regulation of private facilities for years and this
23. legislation simply brings the State into compliance with its own
24. doctrine. I think it's good protection for us and it gives us
25. first hand knowledge of our own State institutions. The Department
26. of Public Health, Department of Mental Health are in support of this
27. bill. I would ask for a favorable roll call. Be happy to answer
28. any questions.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there discussion? Senator Demuzio.

31. SENATOR DEMUZIO:

32. Yes, thank you, Mr. President and Ladies and Gentlemen of the
33. Senate. I'd like to ask the sponsor a question if he would yield.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Indicates he will.

3. SENATOR DEMUZIO:

4. Senator Nimrod, does this legislation also pertain to
5. boarding houses?

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Nimrod.

8. SENATOR NIMROD:

9. It all depends on what your definition of a boarding house
10. is and is it State operated? No, this applies to State institutions.
11. and it would be to our State institutions where we have State owned
12. buildings under the Department of Mental Health and under the
13. Vocational Rehab and under the Department of Corrections. Depart-
14. ment of Veteran Affairs also. It applies only to those...and the
15. Department of Mental Health. Only to those departments.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Demuzio.

18. SENATOR DEMUZIO:

19. All right. Then another question. Are you saying then
20. that the Department of Public Health is currently not...not
21. doing what you want your bill to do? Is that correct?

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Nimrod.

24. SENATOR NIMROD:

25. That's...that is correct. The Department of Public Health
26. today is not inspecting State buildings and institutions where
27. we have these individuals housed. We are only inspecting private
28. and we're not doing the public buildings.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? Question is, shall House Bill
31. 741 pass? Those in favor vote Aye. Those opposed Nay. The
32. voting is open. Have all those vote who wish? Have all those
33. voted who wish? Take the record. On that question the Ayes

1. are 48. The Nays are 1. House Bill 741, having received a
2. constitutional majority is declared passed. House Bill 741,
3. having received a constitutional majority, is declared passed.
4. House Bill 751, Senator Vadalabene. Senator Vadalabene, do you
5. wish to call the...read the bill, Mr. Secretary.

6. SECRETARY:

7. House Bill 751.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Vadalabene.

12. SENATOR VADALABENE:

13. Yes, House Bill...751 is the railroad bill that puts a
14. penalty on the blockage of the railroad crossings. If you recall,
15. yesterday there was quite a bit of debate on the Knuppel Amendment
16. versus the Vadalabene Amendment. I don't agree with the amendment
17. that was adopted and I am hoping that we can pass this bill and
18. then go in to a Conference Committee and reach some type of a
19. compromise and I would appreciate a favorable vote.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Knuppel.

22. SENATOR KNUPPEL:

23. This bill in its present form does make the penalties for
24. blocking crossings more severe and now Senator Vadalabene has
25. suggested the appropriate method for working out our differences
26. rather than the way it was done. I ask you to support this
27. legislation also.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there further discussion? Question is, shall House Bill
30. 751 pass? Those in favor vote Aye. Those opposed Nay. The voting
31. is open. Have all those voted who wish? Have all those voted
32. who wish? Take the record. On that question the Ayes are 52. The
33. Nays are 1. House Bill 751, having received a constitutional majority,
is declared passed. House Bill...House Bill 774, Senator Vadalabene.

1. House Bill 782, Senator Nash. Read the bill, Mr. Secretary.

2. SECRETARY:

3. House Bill 782.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Nash.

8. SENATOR NASH:

9. Yes, Mr. President and Ladies of the Senate, what this...what
10. House Bill 782 does, it gives the taxpayers an additional ten days
11. to appeal changes in assessments outside of Cook County. It's
12. a good bill and with the present rate that the mail is being
13. delivered nowadays we need that extra ten days.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Walsh.

16. SENATOR WALSH:

17. Mr. President and members of the Senate. Just briefly in
18. opposition to this bill. It was amended, I believe, in the House
19. to provide that the extra ten days not be extended to taxpayers in
20. Cook County so that taxpayers downstate have thirty days in which to
21. file their appeals while taxpayers in Cook County have but twenty
22. days. I believe that it should be uniform throughout the State
23. whether it be twenty or thirty and since this bill has not been amended
24. to make it uniform, I think we should vote No.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Is there further discussion? Senator Nash may close.

27. SENATOR NASH:

28. Mr. President and Ladies and Gentlemen of the Senate. In
29. answer to Senator Walsh's question, that was done at the request
30. of the Cook County Assessor. Cook County has enough manpower not
31. to require the additional ten days, but outside Cook County they do
32. need it. I urge a Yes vote on this bill.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Question is, shall House Bill 782 pass? Those in favor
2. vote Aye. Those opposed Nay. The voting is open. Have all
3. those voted who wish? Have all those voted who wish? Take
4. the record. On that question the Ayes are 41. The Nays are
5. 13. 1 Voting Present. House Bill 782, having received a
6. constitutional majority, is declared passed. House Bill 797,
7. Senator Gitz. House Bill 805, Senator Berning. Senator Berning,
8. do you wish the bill called? Read the bill, Mr. Secretary.

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(End of Reel)

1. SECRETARY:

2. House Bill 805.

3. (Secretary reads title of bill)

4. 2nd reading of...3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Berning.

7. SENATOR BERNING:

8. Thank you, Mr. President, and members of the Senate. This is
9. a very simple bill, requiring that after January 1st, 1980, new
10. mobile homes be anchored to the ground. One only has to recall the
11. damage that occurred in some of our recent wind storms, including
12. physical injury and even death, to recognize that the time has come
13. when this procedure which is utilized in many other States, ought to
14. be incorporated here. It has the approval of the Mobile Home Industry,
15. and I would respectfully request a...an Aye vote.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there discussion? Question is, shall House Bill 805...just
18. a minute, Senator Vadalabene.

19. SENATOR VADALABENE:

20. What?

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. You indicated that you wish to speak to this bill?

23. SENATOR VADALABENE:

24. No, I'm making an adjustment here. I'm sorry.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Question is, shall House Bill 805 pass. Those in favor vote
27. Aye. Those opposed Nay. Just a minute. Senator Bloom, for debate.

28. SENATOR BLOOM:

29. Thank you, Mr. President. The sponsor indicated that there
30. were several deaths in recent wind storms. I wonder if he could tell
31. the Body how many people died and when these wind storms were.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Berning.

SENATOR BERNING:

1. I don't have access to all the Coroner's records, and I
2. wasn't alluding only to Illinois. There were deaths in other
3. parts of the country...yes, in Kansas and Texas recently, fortunately
4. we haven't had the degree of wind velocity recently that has
5. occurred in other parts of the country, but we have had extensive
6. damage, Mr. President, and this will alleviate if not totally eliminate
7. this.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Is there further discussion? Question is, shall House Bill
10. 805 pass. Those in favor vote Aye. Those opposed Nay. The
11. voting is open. Have all those voted who wish? Have all those
12. voted who wish? Take the record. On that question, the Ayes are
13. 49, the Nays are 3. House Bill 805, having received the constitu-
14. tional majority is declared passed. House Bill 807, Senator Martin.
15. House Bill 809, Senator Vadalabene. Read the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 809.

18. (Secretary reads title of bill)
19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Vadalabene.

22. SENATOR VADALABENE:

23. Yes, thank you, Mr. President, and members of the Senate. House
24. Bill 2...or House Bill 809, increases the Firemen's Minimum Widow...
25. Widow Annuity from a hundred and fifty dollars to...to two hundred
26. dollars per month, and this has the approval of the Pension Laws
27. Commission, and I would ask for a favorable vote.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there discussion? Senator Berning.

30. SENATOR BERNING:

31. Thank you, Mr. President. I rise in support of this bill,
32. and would urge the members on our side to cast an Aye vote.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Netsch.

1. SENATOR NETSCH:
2. Would the sponsor yield for a question?
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Indicates he will.
5. SENATOR NETSCH:
6. Could you give us an idea of the fiscal impact on the Pension
7. Systems affected of the bill?
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator Vadalabene.
10. SENATOR VADALABENE:
11. I probably can give you just a feigned idea, if I understand it
12. when it came before the committee, they said there was practically
13. no fiscal impact.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Senator Netsch.
16. SENATOR NETSCH:
17. I...I don't see how that's possible. Just from the nature of
18. the bill, I...it is not necessarily an objectionable bill, but I...I
19. just think we ought to have some information about the cost of it.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Senator Vadalabene.
22. SENATOR VADALABENE:
23. Yes, if I recall, Senator Berning, could you respond to that
24. question?
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator Berning.
27. SENATOR BERNING:
28. Thank you, Mr. President. Yes, Senator, the anticipated
29. annual cost is about forty-eight thousand dollars. The impact is
30. relatively small because there are relatively few people that would
31. be involved.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Is there further discussion? Question is, shall House Bill 809
pass. Those in favor vote Aye. Those opposed Nay. The voting is

1. open. Have all those voted who wish? Have all those voted who
2. wish? Take the record. On that question, the Ayes are 49, the
3. Nays are 2. House Bill 809, having received a constitutional
4. majority is declared passed. House Bill 814, Senator Regner.
5. Read the bill, Mr. Secretary.
6. SECRETARY:
7. House Bill 814.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Senator Regner.
12. SENATOR REGNER:
13. Mr. President, and members of the Senate. This is a bill
14. very similar to Senate Bill 172, which passed out of the Senate
15. several weeks ago, with approximately fifty-three or fifty-four
16. votes. It's a little bit different, though. It's the concept of
17. earmarking the sales tax revenues on gasoline sales for road
18. useages. We all know what the current situation is with our Road
19. Program. We know what the shortages are. We know what the needs
20. are. This bill would earmark one half of the sales tax...revenues
21. on gasoline sales to the Road Program. It would generate about ninety
22. million dollars of new money into the road...into the Road Program.
23. Last September when I first introduced my earmarking bill, which
24. did pass out of the Senate, then was held in House committee. It
25. would have generated about a hundred and forty million dollars in
26. new money a year. Currently the sales tax revenue could generate
27. approximately a hundred and eighty million due to the inflationary
28. cost of gasoline. So this earmark one half of the sales tax,
29. It's no phase-in, and it does not go to the full amount at any time.
30. It's strictly one half, starting at Fiscal Year '80, and one half
31. from there on in, and I'd ask for a favorable roll call.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Is there discussion? Senator Rock.

1. SENATOR ROCK:
2. Thank you, Mr. President. Question of the sponsor if he'll
3. yield?
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Indicates he will.
6. SENATOR ROCK:
7. Might I...might I be informed of the fate of Senate Bill 172,
8. which was a...your bill of...from the Senate?
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Regner.
11. SENATOR REGNER:
12. As I mentioned while I was discussing this bill, Senator Rock,
13. it is still in the House Committee.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Senator Rock.
16. SENATOR ROCK:
17. Well I might suggest, Ladies and Gentlemen of the Senate, that
18. this is part of what I perceive to be a bigger picture and as
19. such perhaps ought to be held until the first of next week, at
20. least. We are dealing with one, the underpinning, if you will,
21. of the Road Program, which is not yet at all finalized, and we are
22. talking about a drain on...on General Revenue, and we really don't
23. know yet, given all the various tax relief measures that are floating
24. around, as to what, in fact, the state of the General Revenue Fund is.
25. So I'm going to suggest that the members of this side of the aisle,
26. if they will, will vote Present on this, and try to hold it until
27. next week.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Senator Regner.
30. SENATOR REGNER:
31. Mr. President, why don't we take it out of the record for this
32. time. We'll hold it, and we'll discuss it further with Senator
33. Rock.
PRESIDING OFFICER: (SENATOR DONNEWALD)

HB 815
3rd reading
6-20-79

1. Take it out of the record. House Bill 815, Senator Vadalabene.
2. Read the bill, Mr. Secretary.
3. SECRETARY:
4. House Bill 815.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Vadalabene.
9. SENATOR VADALABENE:
10. Yes, thank you, Mr. President, and members of the Senate.
11. House Bill 815, is an Act that...which requires employer to give
12. an employee time off, who has been duly summoned for jury duties,
13. which include, Grand Juries. Second, it prohibits any employer from
14. requiring a employee to work the night shift, while the employee
15. is serving on a jury during the day, and thirdly, prohibits an em-
16. ployer from discharging an employee for taking time off for jury
17. duty, if such employee has given reasonable time, prior notice
18. to taking the time off, and I would appreciate a favorable vote.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Is there discussion? Question is, shall House Bill 815 pass.
21. Those in favor vote Aye. Those opposed Nay. The voting is open.
22. Have all those voted who wish? Have all those voted who wish?
23. Take the record. On that question, the Ayes are 50, the Nays
24. are 5. House Bill 815 having received a constitutional majority
25. is declared passed. Senator Moore, for what purpose do you arise?
26. SENATOR MOORE:
27. On a point of personal privilege, Mr. President.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. State your point.
30. SENATOR MOORE:
31. If I could have the attention of the Body, Mr. President.
32. Standing behind me is a long time friend of mine, and I know many
33. of yours. He spent twelve years in the House of Representatives,
- was the Speaker of the House, spent four years in this Body. He

1. recently returned from an involuntary vacation, but I think his
2. presence here today shows his courage, his deep love and affection
3. for this Body and for the State of Illinois. A Gentleman who
4. believes in the system of government, although he may not always
5. agree with the way it operates, it's still the best that we have
6. in this world. It's my pleasure to introduce, a former member of
7. our Body, State Representative Jack Walker.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Welcome back, Jack.

10. SENATOR WALKER:

11. (remarks given by Senator Jack Walker)

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. House Bill 824, Senator Jeremiah Joyce. House Bill 828,
14. Senator Lemke. Read the bill, Mr. Secretary.

15. SECRETARY:

16. House Bill 828.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Lemke.

21. SENATOR LEMKE:

22. What this does is, increases the compensation of election
23. judges by five dollars, also increases the mileage from five cents
24. to thirteen cents per mile, for downstate and Cook County Register
25. Officers who transport registration cars, and also...also changes
26. the registration hours, eliminate those hours where people do
27. not register at all, to make it a better job, so we can get judges.
28. I ask for its favorable adoption.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there discussion? Senator Regner.

31. SENATOR REGNER:

32. Question of the sponsor.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

Indicates he will respond.

1. SENATOR REGNER:

2. Senator Lemke, is this set that the locals pay it or is
3. there another bill floating around where the State pays it or what?

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Lemke.

6. SENATOR LEMKE:

7. Well, there is a bill floating around, but it hasn't passed yet.
8. If that passes then the additional money will be paid by the State.
9. This bill just revises it and I think...it's all proper to do that
10. and locals are going to pay it. I mean I can't feasibly see how
11. we can pay a nickle a mile to use their car to transport records. It's
12. unheard of when we're getting twenty cents a mile.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Regner.

15. SENATOR REGNER:

16. What is the appropriation in the other bill, Senator?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Lemke.

19. SENATOR LEMKE:

20. The appropriation in the other bill is a million dollars.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Is there further discussion? Is there further...

23. SENATOR LEMKE:

24. That million dollars is not just for this, that million
25. dollars was put in there for the extension of hours for...when you
26. extend the hours from six to seven, that extra hour.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Is there further discussion? Question is, shall House Bill 828
29. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
30. is open. Have all those voted who wish? Have all those voted who
31. wish? Take the record. On that question, the Ayes are 46, the Nays
32. are 9. House Bill 828, having received a constitutional majority is
33. declared passed. House Bill 829, Senator Lemke. House Bill 832,
Senator Jeremiah Joyce. House Bill 837, Senator D'Arco. Read the bill,

1. Mr. Secretary.

2. SECRETARY:

3. House Bill 837.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator D'Arco.

8. SENATOR D'ARCO:

9. This bill provides for the use of flexible hours in every
10. department or agency subject to Jurisdiction C of the Personal
11. Code. Right now there's ten percent of the people that work,
12. in Jurisdiction C, are entitled to flexible hours. What that
13. means is that they can work, like from 8:00 till 4:00 or 7:00
14. till 3:00 or they can come in and work at night and it allows for
15. more flexibility for these people, in their personal lives, and
16. this raises it to twenty percent and it also includes part-time
17. employees.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there discussion? Question is, shall House Bill 837 pass.
20. Those in favor vote Aye. Those opposed Nay. The voting is open. Have
21. all those voted who wish? Have all those voted who wish? Take
22. the record. On that question, the Ayes are 52, the Nays none. 1
23. Voting Present. House Bill 837, having received a constitutional
24. majority is declared passed. House Bill 841, Senator Berman. Read
25. the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 841.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Berman.

32. SENATOR BERMAN:

33. Thank you, Mr. President. What this bill does, is to guarantee
the right of a patient to a itemized statement, which is paid for

1. services rendered to him under any type of...insurance or Blue
2. Cross provision. It's a simple bill, it...it's a bill to allow
3. everybody to understand what they're paying for either directly
4. or indirectly.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there discussion? Question is, shall House Bill 841 pass.
7. Those in favor vote Aye. Those opposed Nay. The voting is open.
8. Have all those voted who wish? Have all those voted who wish? Take
9. the record. On that question, the Ayes are 57, the Nays are 1.
10. House Bill 841, having received a constitutional majority is declared
11. passed. House Bill 849, Senator Nash. Read the bill, Mr. Secretary.

12. SECRETARY:

13. House Bill 849.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Sentor Nash. Senator Nash.

18. SENATOR NASH:

19. Mr. President, and Ladies and Gentlemen of the Senate. House
20. Bill 849 provides that bills which have fiscal impact on units
21. of local government, school districts, or community...colleges
22. should have prepared for the fiscal impact notes. I urge a Yes
23. vote on this bill.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is there discussion? Question is, shall House Bill 849 pass.
26. Those in favor vote Aye. Those opposed Nay. The voting is open.
27. Have all those voted who wish? Have all those voted who wish? Take
28. the record. On that question, the Ayes are 49, the Nays are 4.
29. House Bill 849, having received a constitutional majority is declared
30. passed. House Bill 851, Senator Geo-Karis. Read the bill, Mr. Secretary.

31. SECRETARY:

32. House Bill 851.

33. (Secretary reads title of bill)

3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Geo-Karis.

3. SENATOR GEO-KARIS:

4. House Bill...Mr. President, and Ladies and Gentlemen of the
5. Senate. House Bill 851, amends the Displaced Homemakers Assistance
6. Act, to delete the time limitation on certain duties of the Director of
7. Labor. This bill has the blessings of the Department of Labor, and
8. it does delete the time elements...gives a little more time for
9. this bill to become more operative, this Act to become more
10. operative, and...it's...I ask for your favorable consideration.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Keats.

13. SENATOR KEATS:

14. Thank you. As Minority Spokesman on Labor and Commerce, this
15. bill came through Labor and Commerce and was...was handled out
16. with both Republican and Democratic support, despite the question-
17. able...the questionable sponsor, the bill was really pretty good.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there further discussion? Question is, shall House Bill 851
20. pass. Those in favor vote Aye. Those opposed Nay. The voting is
21. open. Have all those voted who wish? Have all those voted who wish?
22. Take the record. On that question, the Ayes are 51, the Nays are
23. none. 1 Voting Present. House Bill 851, Having received a con-
24. stitutional majority is declared passed. House Bill 867, Senator
25. Lemke. Read the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 867.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Lemke.

32. SENATOR LEMKE:

33. The bill does exactly what the Synopsis says, increases the
size of the ward's estate, subject to a small estate's affidavit from

1. twenty-five hundred to five thousand dollars. I ask for its
2. favorable adoption.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there discussion? Question is, shall House Bill 867 pass.
5. Those in favor vote Aye. Those opposed Nay. The voting is open.
6. Have all those voted who wish? Take the record. On that question
7. the Ayes are 56, the Nays are none. House Bill 867, having re-
8. ceived a constitutional majority is declared passed. House Bill 882,
9. Senator Schaffer. Read the bill, Mr. Secretary.

10. SECRETARY:

11. House Bill 882.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Schaffer.

16. SENATOR SCHAFFER:

17. Mr. President, and members of the Senate. This bill, is in-
18. correctly described in the Synopsis. It would be more correctly
19. described as...to provide treatment for alcoholism for minors
20. with parental consent. When the House sponsor approached me with
21. the bill, I've been involved in alcoholic treatment for several
22. years along with Senator Netsch, and I think I phrased that
23. poorly, and I told the House sponsor that while I certainly re-
24. cognized the need for treatment of minors with alcoholic problems,
25. and it certainly is a major problem, that I felt very strongly
26. that the family should, in all cases be involved, and would only
27. support the bill, with an amendment to...with that proviso, and the
28. bill as it cleared the committee and as amended, provides that a
29. minor has to have his parents notified after two visits to the
30. counselor or a period of three months. This, by the way, is modeled
31. after the language in the Mental Health Code that was hammered out
32. at great length in the Daley Committee. The logical argument be-
33. hind it is, that sometimes you can't even get the kid through the
door the first time, if the parents have to be notified. We want to

1. get them through the door. We want to then immediately start
2. talking him into having the family involved, and whether they
3. succeed or not, after two visits or a three month period, sometimes
4. the kids don't come back right away, the parents have to be in-
5. volved. The bill then address one of the major problems of our
6. society, one that cannot be ignored and that's underage drinking
7. and alcoholism. It's a growing problem, I'm not happy about it,
8. you're not happy about it, but it isn't going to go away. I'd be
9. happy to answer any questions. I think it's a good bill and de-
10. serves your support.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there discussion? Question is, shall House Bill 882 pass.
13. Those in favor vote Aye. Those opposed Nay. The voting is open.
14. Have all those voted who wish? Have all those voted who wish? Take
15. the record. On that question, the Ayes are 57, the Nays are none.
16. House Bill 882, having received a constitutional majority is de-
17. clared passed. House Bill 886, Senator Nash. Read the bill, Mr.
18. Secretary.

19. SECRETARY:

20. House Bill 886:

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Nash.

25. SENATOR NASH:

26. Mr. President, and Ladies and Gentlemen of the Senate. House
27. Bill 886 creates a sixteen member commission to study the health
28. and medical insurance coverage in Illinois, to be called a Commission
29. on Health Assistance Programs. I urge a Yes vote on this bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion? Senator Martin.

32. SENATOR MARTIN:

33. I realize that I probably shouldn't say anything, but, and not
that we don't need perhaps catastrophic insurance, but I'm starting to

1. wonder what we're paying for these...these departments for? Why
2. do we need these commissions? Why isn't it fair for the Insurance
3. Committee of the Senate or the House to say to the Department
4. of Insurance, we want to report on, we want to know why, we
5. want to know Z, instead of a new commission, and new dollars
6. and new junk. We can't even keep the commissions straight now
7. They're producing enough printed matter that it's unread by any-
8. body, except the Executive Directors of the commissions. It's...
9. it's like lying a bit, because it makes it sound as if we're do-
10. ing something or that the people really will be served by this.
11. One more commission is probably the least thing needed by Illinois
12. Government.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there further debate? Senator Nash may close. Senator
15. Knuppel, I'm sorry.

16. SENATOR KNUPPEL:

17. Well, all I can say is that there's one area, and I sponsored
18. Senate Bill 226 again this year. I took it through the last time
19. and had all the amendments the insurance companies wanted with
20. one respect to Health Insurance and some of the things that were
21. required and then after it was all done, and I'd worked it out with
22. the Director of Insurance, he called to apologize and said they
23. had to veto the bill. If there's one group of people that are power-
24. ful in this State, and if there's one agency that...that is subject
25. to influence from the people they're supposed to regulate, it is the
26. ...Department of Insurance, and it's not Democrat or Republican.
27. The directors of that organization or of that group, they leave there,
28. they go to work for insurance companies, when they leave or...or they
29. worked there before they came. If there's one agency in State
30. Government where you can't depend on the Director and the agency
31. to do the job, it's that one. This is one case that I have to support
32. Senator Nash. I think it's good legislation. The only way you'll ever
33. get an overview is you have to have some people who are independent
If some of you had been here back when we had the legislation with

1. respect to...marking off areas and the filibuster and one of the
2. last filibusters to ever take place here in this Senate, you
3. would realize why that agency doesn't do the job it's supposed to
4. do. Why it's purchased and paid for too often by the insurance
5. companies and why people who have some independence should be
6. investigating it.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Rhoads.

9. SENATOR RHOADS:

10. Question of the sponsor.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Indicates he will respond.

13. SENATOR RHOADS:

14. Senator Nash, is there an appropriation bill on the Calendar
15. to cover the expenses of the commission?

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Nash.

18. SENATOR NASH:

19. No, Senator Rhoads, this commission will be of no cost to
20. the State. If there is any cost it will be no more than five
21. thousand dollars a year, and that will be for travel expenses.
22. This commission is to be made up of the Director of Insurance,
23. the Director of Public Health, six members appointed by the Governor
24. considered to be given...they have knowledge in this area, four
25. members appointed by the President of the Senate, and four members
26. appointed by the Speaker of the House. It will have no cost impact
27. on the State budget. It's a good bill and I urge your support.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Gitz.

30. SENATOR GITZ:

31. Mr. President, and Ladies and Gentlemen of the Senate. I
32. normally have supported Senator Martin, and other's efforts to
33. end commissions. I think the remarks that have been made against
the bill would be appropriate if we actually had a committee system

1. that was set up to deal with this. The fact is, is our committee
2. system does not function, I think that's one of the unfortunate
3. things about it. We could eliminate a lot of commissions. That
4. puts us in the position then, of looking at each of these bills in-
5. dividually and picking and choosing, and there's a lot of commissions
6. I've opposed. This is one of the commissions I'm going to
7. support, because I think, unfortunately, given the lack of direction
8. that has occurred throughout the General Assembly, and in the Executive
9. Branch, it may well be the only way we get a comprehensive way
10. at looking at the problem, and deciding a wise and prudent course of
11. action.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Nash, may close.

14. SENATOR NASH:

15. I think we had enough debate on the bill. I ask for a
16. favorable roll call. It's a good bill.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Question is, shall House Bill 886 pass. Those in favor vote
19. Aye. Those opposed Nay. The voting is open. Have all those
20. voted who wish? Have all those voted who wish? Take the record.
21. On that question, the Ayes are 34, the Nays are 23. 1 Voting
22. Present. House Bill 886, having received a constitutional majority
23. is declared passed. House Bill 887, Senator Merlo. Read the bill,
24. Mr. Secretary.

25. SECRETARY:

26. House Bill 887.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Merlo.

31. SENATOR MERLO:

32. Thank you, Mr. President, and members of the Senate. This
33. is a permissive piece of legislation, and provides that when a
county contracts for the construction or repair of a building,

1. roadway, or local improvement, and when...and which requires the
2. county to retain a percentage of the contract paid until the
3. completion of the work , the retained amount may be deposited in
4. a trust agreement, in an Illinois bank, if the contractor so re-
5. quests,and...and his request is approved by the county. It per-
6. mits contractors also to collect the interest on that portion of
7. the contract price which is retrained...retained in the escrow
8. fund. What it actually does, it would extend to counties the
9. same authority, that the State currently has under the Illinois
10. Purchasing Act. The authority of the bill proposed was first
11. vested in the Illinois Department of Transportation. The Illinois
12. Legislative Audit Commission, in reviewing the experience of IDOT,
13. concluded that the procedure was beneficial to both the contractor
14. and the State. It's a good bill, and it's supported by the
15. Illinois...Construction Industry Committees, the Road Builders
16. Association, and I ask your support.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is there discussion? Question is, shall House Bill 887
19. pass. Those in favor vote Aye. Those opposed Nay. The voting
20. is open. Have all those voted who wish? Have all those voted who
21. wish? Take the record. On that question, the Ayes are 57, the
22. Nays are none. House Bill 887, having received a constitutional
23. majority is declared passed. House Bill 896, Senator Knuppel.
24. Read the bill, Mr. Secretary.

25. SECRETARY:

26. House Bill 896.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Knuppel.

31. SENATOR KNUPPEL:

32. Mr. Chairman,and members of the Body. This is a simplified
33. situation, where so much of our stuff is on computers today. You
can use a computer printout for certificates of birth, death

1. certificates, and marriage licenses, but it does have to be...it
2. does have to have an attached certification by the Clerk. That
3. was an amendment that had to be put on at the House...in the House,
4. so that it doesn't have to be retyped or whatever it may be.
5. When it comes out of a computer, the Clerk attaches a certificate
6. of it's authenticity in the records and that is sufficient.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there discussion? Question is, shall House Bill 896
9. pass. Those in favor vote Aye. Those opposed Nay. The voting
10. is open. Have all those voted who wish? Have all those voted who
11. wish? Take the record. On that question, the Ayes are 52, the
12. Nays are none. House Bill 896, having received a constitutional
13. majority is declared passed. House Bill 902, Senator Nedza. Read
14. the bill, Mr. Secretary.

15. SECRETARY:

16. House Bill 902.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator Nedza.

21. SENATOR NEDZA:

22. Yes, Mr. President, and Ladies and Gentlemen of the Senate.
23. On effect...this is part of a package of the Election Laws
24. Commission, and the Consolidation...Election Consolidation. What
25. this specific bill does, is to exempt the current county property
26. tax rate limit on property levied under the county, to pay it's
27. proportionate share of election cost. There's a companion bill,
28. 938, which repeals the current thing. These two bill are necessary
29. so that a double authorization for a county election tax would
30. not exist when...Consolidated Election Laws becomes effective in
31. December 1, of 1980. Any questions ...

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Is there...Senator Rhoads.

SENATOR RHOADS:

1. Thank you, Mr. President. Question of the sponsor. Senator
2. Nedza, I'm having difficulty understanding why we need this. As
3. a companion bill to 938, doesn't 938 take care of the problem
4. that this bill seeks to address?
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Nedza.
7. SENATOR NEDZA:
8. Yes, yes it does, Senator Rhoads. The reason for the
9. two bills, quite honestly, is we don't know which one the
10. Governor will sign. This still will provide some provision for
11. downstate counties to have a levy on a tax base for the election.
12. The other one, in effect, if we do pass both of them, the Governor
13. can at his discretion feel which one he is going to sign. 938,
14. explicitly shows... has the steps and the amount of taxation for
15. the...individual municipalities.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator Rhoads.
18. SENATOR RHOADS:
19. Well, if you recall, Senator Bruce raised the question, or
20. the objection rather, with respect to the lack of a cap in the
21. original bill that Senator Maragos had. Now with 938, we have
22. a three percent cap for downstate. What is the cap in this bill?
23. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. Senator Nedza.
25. SENATOR NEDZA:
26. One percent for downstate. Five percent for Cook county.
27. PRESIDING OFFICER: (SENATOR DONNEWALD)
28. Senator Rhoads.
29. SENATOR RHOADS:
30. I'm sorry, could you repeat that, Senator? I'm...I don't think
31. I heard you correctly.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator Nedza.
SENATOR NEDZA:

1. Senator Rhoads, it's open-end. It is for downstate, five
2. percent...

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Grotberg.

5. SENATOR GROTBORG:

6. Thank you, Mr. President. That was my point. Now this is an
7. open-ended, and it opens up every end of the whole Election Code
8. revision that we just did. It affects other paragraphs and other
9. chapters, upstate, downstate, and across this State of Illinois.
10. Certainly the County Clerk's Association, and the State Board of
11. Elections are against it, and it wouldn't be any suprise if the
12. Urban County Council, and all those county governments would be
13. for it, but I would just suggest that there were...there was...
14. went out on a partisan roll call out of committee, and I would
15. ask a red vote on this side of the aisle.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further discussion? Senator Netsch.

18. SENATOR NETSCH:

19. Senator Nedza, I am not clear why we do need this bill. We
20. did pass one within the last week, that as I understand it, was
21. at three percent and five percent that seemed to have been worked
22. out, and agreed to by everyone, and why do we need a second bill
23. at a different level?

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Nedza.

26. SENATOR NEDZA:

27. The three percent and five percent is the amendment which
28. was put on 938. That's the one that is in the complete package,
29. that designates it specifically, 902 is...was the original, or one
30. of the bills that they had in the existing package, which was...
31. Election Consolidation Laws, and the Urban County Council, Senator
32. Grotberg, did support this, as a matter of fact still supports
33. 902.

PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Netsch.

2. SENATOR NETSCH:

3. Well,...seems to me though, that we all due respect, Senator
4. Nedza, that this one should not pass, because the other one really
5. did reflect a reasonable accommodation of all the concerns. It
6. was enough money to allow elections to go forward in all parts
7. of the State without being handicapped, and at the same time, it was
8. a cap so that the downstaters for their areas, and as a matter of
9. fact, we in Chicago for our area, were not being put in the position
10. of writing a blank check for the conduct of elections. I think it
11. was a very good solution to it and this one has some very
12. troublesome aspects.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there further discussion? Senator Maragos.

15. SENATOR MARAGOS:

16. The bill has been fully explained. I was just rising for
17. support of the Senate Bill 902...House Bill 902.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Nedza, may close.

20. SENATOR NEDZA:

21. Thank you, Mr. President. To clarify perhaps a position, is
22. that 902 and 938, because of the fact that we would have the
23. two bills, or that 938 being the bill that was worked on if the
24. Governor so chose not to sign this bill into legislation, we would
25. be without a tax base for the Consolidation of the Election.
26. We wouldn't know where we would be. We would not be able to
27. fund them, therefore that money would have to be...we would be in
28. a quandary, to say the least. That's the reason for this bill,
29. so that there is an alternative. If the Governor signs the one which
30. we worked on, this we can go into conference or what have you,
31. and eliminate this. It's a safeguard in order that we have a
32. base.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

All right the question is, shall House Bill 902 pass. Those in

1. favor vote Aye. Those opposed Nay. The voting is open. Have all
2. those voted who wish? Have all those voted who wish? Take the
3. record. On that question, the Ayes are 22, the Nays are 36. House
4. Bill 902, not having received a constitutional majority is declared
5. lost. House Bill 903, Senator Bruce. Read the bill, Mr. Secretary.

6. SECRETARY:

7. House Bill 903.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Take it out of the record. House Bill 905, Senator Knuppel.

12. Read the bill, Mr. Secretary.

13. SECRETARY:

14. House Bill 905.

15. (Secretary reads title of bill)

16. 3rd reading of the bill.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Knuppel.

19. SENATOR KNUPPEL:

20. House Bill 905 was designed to eliminate the necessity of
21. community college students participating in...on a daily basis in
22. ...in physical education programs. The bill has been amended to in-
23. clude in it a...a procedure for hearing officers for people who
24. are tenured or near tenured, which Senator Davidson put on the
25. bill, and can explain if you have questions, and additional provides
26. that students in public schools who are participating at least five
27. hours per week in interscholastic athletics under a qualified...
28. person qualified to teach physical education may also be excused
29. from taking physical education.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator De Angelis.

32. SENATOR DE ANGELIS:

33. Mr. President, and members of the Senate. House Bill 905,
started out as exactly as Senator Knuppel described. Very
hurriedly in committee an amendment was made, or was put on that was

1. considerably longer than the bill, itself. The amendment in committee
2. was incorrect, it was revised on the Floor, but I would like to
3. point out to the Body, that that amendment is, in fact, a hearing
4. officer bill for tenured teachers in the junior college system or
5. community college system, and actually flies in the face of Senate
6. Bill 147, and I oppose the bill.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Davidson.

9. SENATOR DAVIDSON:

10. Mr. President, and members of the Senate. I rise in support
11. of this bill. And the amendment which Senator Knuppel talked about
12. was an amendment which we put on committee, which was in error.
13. We Tabled that amendment, and then put on the amendment which
14. everyone in the committee agreed, so the bill would come out. There's
15. a hearing officer procedure for a teacher, at the community college
16. level, who has had three or four years, depending on whether they have
17. been given tenure or not, a procedure by a hearing officer, if the
18. teacher requested it, for the dismissal. There is nothing more
19. than that. That's what we agreed to and that's what the bill does,
20. and I would urge a Yes vote.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Nimrod.

23. SENATOR NIMROD:

24. Yes, Mr. President, and Ladies and Gentlemen of the Senate.
25. Just so there's no mistake, I don't know, as Minority Spokesman of
26. Higher Education, of making any agreement that we support this concept.
27. I do not support it, as other members of our committee do not.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Berman.

30. SENATOR BERMAN:

31. Will the sponsor yield?

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Indicates he will.

SENATOR BERMAN:

1. You provide for a hearing for community college teachers. Is that
2. a hearing upon dismissal effective at any time, dismissal is
3. invoked or is there...is there a probationary period involved?

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Knuppel.

6. SENATOR KNUPPEL:

7. The questions on the amendment, I will refer to, Senator
8. Davidson. It is his amendment, and I'll allow him to answer those
9. on that amendment.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Senator Davidson.

12. SENATOR DAVIDSON:

13. I'm sorry you'll have to repeat the question. I was being asked a
14. question. I did not hear your question, I'm sorry.

15. SENATOR BERMAN:

16. The question Senator Davidson was, as I understood Senator
17. Knuppel to explain the amendment, provides a hearing procedure
18. for dismissal of community college teachers. When is that dismissal
19. upon...hearing upon a dismissal effective? Does that apply to
20. every community college teacher, or is there a probationary period?
21. How does it work?

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Davidson.

24. SENATOR DAVIDSON:

25. It applies to only community college teachers...had completed
26. three or more consecutive years of probationary teaching or other
27. professional experience in the district, on or at the effective
28. date of this Act. In other words, the teachers must be there, have
29. completed three or four or more, depending on whether the college
30. has a...what kind of tenure, some of them have seven years on tenure
31. action now, but must have completed three or more consecutive years
32. of probationary teaching, before this hearing officer would...pro-
33. cedure would kick in. Anybody less than that, doesn't apply to.

PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Berman.

2. SENATOR BERMAN:

3. We have passed out of this House...out of this Senate, and the
4. House has also passed out, House Bill 147, that provided hearings
5. and dismissal procedure for community college teachers. Could
6. you tell me in what way this bill differs from that? 147 had full
7. hearing in the House Higher Education Committee, the Senate Higher
8. Education Committee, I'm not sure that this bill, which was amended
9. here, has had that same type of evaluation. Could you outline the
10. differences?

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Davidson.

13. SENATOR DAVIDSON:

14. Yes, the biggest one difference between the two bills, is Senate
15. Bill 147, which now has passed the House, as well as here, is a
16. tenure bill. Creates tenure in the junior and the community college
17. level on three years or a possible fourth year on probationary,
18. if the community college district asks for it. This bill has nothing
19. to do with tenure. The amendment has only a hearing...officer
20. procedure that if the teacher has had three or more consecutive
21. years probationary. Has nothing to do with tenure whatsoever, and
22. then the other items which Senator Knuppel talked to about.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Berman. Time has expired Gentlemen,...could you
25. conclude.

26. SENATOR BERMAN:

27. All right, I'm not sure that the answer...answers my questions, be-
28. cause tenure, in fact, as I understand under 147, only deals with
29. the right of a hearing and notice, and that's what apparently the
30. amendment does. I'm not sure why we need this. We've already passed 147,
31. and I'm not sure I've heard any distinction.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Well, Senator Davidson.

SENATOR DAVIDSON:

1. Well, the other part is...Right. 147 deals with tenure
2. only. This has nothing to do with tenure. This is only those
3. teachers who are probationary, and there is no tenure involved
4. in this bill, and this is if they are there, and they are being
5. dismissed, they have a hearing officer procedure if they want
6. to exercise it.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Buzbee.

9. SENATOR BUZBEE:

10. Thank you, Mr. President. Well, I think it's important to
11. point out that, I don't know if the original language of the bill
12. is still in there or not, which deals with deleting the requirement
13. that pupils enrolled in State Universities engage in courses of
14. physical education. I don't know if that's still in the bill or
15. not? It is, Senator Knuppel, informs me, but there are three
16. amendments to the bill now, which completely changes the whole...
17. the whole concept of the bill. Amendment No. 3 will also exempt
18. certain high school students from physical education requirement,
19. which they are not now exempt from. Amendment No. 2 regulates
20. the hearing procedures for the community college instructors, and
21. Amendment No. 1 establishes tenure for community college instructors
22. after three years. So out of that whole group there surely ought
23. to be something there you don't like. It so happens that I don't like
24. any of them, and I think we ought to defeat the bill, but the way
25. the bill is written now, there...there's something there for every-
26. body to hate.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Davidson, for what purpose do you rise?

29. SENATOR DAVIDSON:

30. Just to correct one...one statement. Is...Amendment No. 1
31. dealing with tenure was Tabled, Senator Buzbee, that's no longer
32. part of the bill.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Knuppel, may close.

1. SENATOR KNUPPEL:

2. Well, of course the bill originally was designed to exclude the
3. necessity of what would be virtually adult students attending
4. community colleges having to participate in physical education pro-
5. grams. This I agree with. The second amendment,..the first amend-
6. ment was grounded, the second amendment was put on by the same
7. people who supported 147, but were afraid that 147 might not be...might
8. not be voted into law. I didn't solicit the amendment, but it's
9. there, it's...it's the weaker of the two, if you're opposed to tenure
10. then...of if the Governor didn't sign tenure, it's a kind
11. of a compromise amendment, either way. This...the third amendment
12. is there, because students in high school today are participating
13. in interscholastic athletics, then also have to take an hour of
14. physical education, might damn well better spend their time on some
15. reading, writing, and arithmetic because they are getting enough
16. physical education. It has to be interscholastic athletics under
17. a person qualified to teach physical education. I think the bill
18. in its amended form, is an excellent bill. It does make a compromise
19. in the one area where the controversy is, that is with respect
20. to a hearing officer, for community college teachers who have
21. had at least three or four years experience. Now that's a better
22. deal if you're opposed to tenure. Then tenure...it's something that's
23. better than nothing, if you are in favor of a hearing officer, or
24. tenure, it's a compromise amendment and I think this is good
25. legislation and ought to be passed.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Question is, shall House Bill 905 pass. Those in favor vote
28. Aye. Those opposed Nay. The voting is open. Have all those voted
29. who wish? Have all those voted who wish? Have all those voted
30. who wish? Take the record. On that question, the Ayes are 34, the
31. Nays are 18. 1 Voting Present. House Bill 905 having received a
32. constitutional majority is declared passed. The Chair overlooked
33. House Bill 903, which was right before. Do we have leave to return
to that order? Leave is granted. House Bill 903, Senator Bruce.

1. SECRETARY:

2. House Bill 903.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Bruce.

7. SENATOR BRUCE:

8. Thank you, Mr. President, and members of the Senate. For
9. those of you who were here several years ago, the Senate authorized
10. an election to create a Soybean Marketing Board. Before us today
11. is the Corn Marketing Act, which has received, I think, adequate
12. hearings in both the House and Senate regarding the proposal to
13. have an election among producers of corn in this State, to allow
14. them to decide whether or not they will be assessed, and pay for
15. development of markets for corn throughout the, not only the
16. United States, but throughout the world. I think the proposal
17. is well understood by most the members, at least the Agriculture
18. Committee. They ask for two changes in the Act. The Illinois
19. Corn...Corn Growers Association have agreed that they will support
20. the location of more than one polling place in one county, if
21. it can feasibly and logistically be accomplished and they will
22. incorporate that into the marketing program. The other question
23. of opposition was the...the availability of forms to request the
24. return of money checked off and the language that they have agreed
25. to is request forms for the application for refund shall be available
26. from the first purchaser. Such request forms shall be supplied by
27. the Corn Marketing Board. I think that is a meaningful change
28. to the Act. I would ask for your favorable support.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there discussion? Question is, shall House Bill 903 pass.
31. Those in favor vote Aye. Those opposed Nay. The voting is open.
32. Have all those voted who wish? Have all those voted who wish? Take
33. the record. On that question, the Ayes are 56, the Nays are none.
House Bill 903, having received a constitutional majority is declared

1. passed. House Bill 918, Senator Egan. Read the bill, Mr. Secretary.
2. SECRETARY:
3. House Bill 918.
4. (Secretary reads title of bill)
5. 3rd reading of the bill.
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Senator Egan.
8. SENATOR EGAN:
9. Thank you, Mr. President, and members of the Senate. This
10. somewhat broadens the Foreclosure and Redemption Act to allow upon
11. application to the court for a lesser redemption period on aban-
12. doned business property. It presently exists for...for residential
13. property. We...as a matter of fact, we did pass the bill, with this
14. requirement in it, last Session, another House Bill passed and the
15. Governor chose that bill over this. I don't think he did it because of
16. the exclusion, but this will correct that situation and I ask for
17. your favorable consideration.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Is there discussion? Question is, shall House Bill 918 pass.
20. Those in favor vote Aye. Those opposed Nay. The voting is open.
21. Have all those voted who wish? Have all those voted who wish? Take
22. the record. On that question, the Ayes are 58, the Nays are 1.
23. House Bill 918, having received a constitutional majority is declared
24. passed. House Bill 922, Senator Knuppel. Read the bill...House
25. Bill. House Bill 9...House Bill 925, Senator Schaffer. Read the
26. bill, Mr. Secretary.
27. SECRETARY:
28. House Bill 925.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Senator Schaffer.
33. SENATOR SCHAFFER:

1. Mr. President, and members of the Senate. This bill simply
2. would allow a county board upon finding that the public safety
3. and convenience requires that access to a proposed or existing county
4. highway be limited, give them the power to limit the access to
5. such highways. The Municipal League has some reservations about the
6. bill. We have amended it to prove that we're only talking about
7. county roads in the unincorporated areas. The problem in my
8. area and other areas of the State that are still growing rapidly
9. is that we do have to protect some of these county highways, and
10. stop a driveway every fifty feet or we're never going to have any
11. through roads to handle the massive traffic brought about by the
12. development. It's commonly referred to an iron neck of the woods,
13. as the Randall Road Bill. I would be happy to answer any questions.
14. I think with the amendment on it the opposition is no longer there
15. and appreciate a favorable roll call.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Savickas.
18. SENATOR SAVICKAS:

19. Yes, Mr. President, and members of the Senate. There is some
20. opposition to House Bill 925, primarily because of the amendment,
21. and the amendment limits the county's authority to restrict access
22. to county highways, and to such a highway located in a unincorporated
23. area. We have many incorporated areas that the county is still re-
24. sponsible for the maintenance and improvement of these highways,
25. and now you're saying they have only limited authority on it. I
26. know the County of Cook would object to this intrusion. I'm sure many
27. other County Highway Departments would also object to it.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Grotberg.
30. SENATOR GROTEBERG:

31. Well yes, Mr. President, and members of the Senate. As one
32. who lives on Randall Road, and if this is the Randall Road bill,
33. I certainly rise and support it, and I believe to take to task the
previous speaker. It is exactly for that reason that I insisted

1. and Senator Schaffer agreed, to put on the amendment. It has
2. nothing to do with municipalities. It has only to do with un-
3. incorporated areas, and we accommodated the objection of...of
4. the Municipal League and they removed that kind of objection not only
5. the Municipal League, but at the time in committee we accommodated
6. Senator Savickas's complaint also. The bill went out with only
7. 2 No votes...3 No votes and they were certainly downstate Rep-
8. resentatives, and...or Senators in our case, but this is a much
9. needed bill to protect for future right-of-ways that are under
10. construction, the curb cuts, and the entryways, a much needed
11. bill in this State. I certainly recommend an Aye vote from every-
12. body on our side of the aisle.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Schaffer may close.

15. SENATOR SCHAFFER:

16. Senator Sangmeister...Savickas, excuse me. I have to tell
17. you that the amendment was drafted by the Municipal League, and
18. Al Shoemaker, from Cook County was mighty interested to see that
19. I got...got it put on, so I...I have to interpret that they were
20. for the amendment, and since this is you know, non-home rule
21. counties, you know I don't think it restricts anybody. I think
22. it's a good bill, and with the amendment on it, I believe we've
23. eliminated the opposition, and it will allow us to protect these
24. needed causeways for traffic and when the growth finally does come.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Question is, shall House Bill 925 pass. Those in favor vote
27. Aye. Those opposed Nay. The voting is open. Have all those voted
28. who wish? Have all those voted who wish? Have all those voted
29. who wish? Take the record. On that question, the Ayes are 32, the
30. Nays are 7. 1 Voting Present. House Bill 925, having received a
31. constitutional majority is declared passed. House Bill 926, Senator
32. Maragos. Read the bill, Mr. Secretary.

33.

(End of Reel)

1. SECRETARY:
2. House Bill 926.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Maragos.
7. SENATOR MARAGOS:
8. Mr. President and members of the Senate. House Bill 926
9. as an attempt to bring equity to those people who turn sixty-five
10. during the middle of the year, especially those who turn sixty-
11. five in the earlier part of the year and have to wait another
12. whole year before they could get the benefit of their taxes.
13. And at this time, I would...wait a minute...Mr. President, please
14. take this out of the record.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Take it out of the record. House Bill 930, Senator Sangmeister.
17. Read the bill, Mr. Secretary.
18. SECRETARY:
19. House Bill 930.
20. (Secretary reads title of bill)
21. 3rd reading of the bill.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator Sangmeister.
24. SENATOR SANGMEISTER:
25. Thank you, Mr. President and members of the Senate. This
26. is not any great piece of legislation, but it was introduced
27. in the House by Representative Darrow at the request of his
28. coroner. And the present law is..is that when we have these
29. jurors attending an inquest held over a dead body, that the
30. County Board is to fix that fee. This bill would change that
31. and make it four dollars per juror for each day in counties
32. of the first class and five dollars for each day in counties
33. of the second class. Unfortunately, I don't know the difference
34. between a county of the first and second class, but I don't

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1. think that's relatively important. It further goes on that
2. in those same, either one of those class counties, that if the
3. County Board would want to, they can fix it up to fifteen dollars
4. and fifty cents. Also the County Boards could provide for ten
5. cents a mile for travel expense, so the big items are still kept
6. with the County Board, but it does mandate four dollars for each
7. day for a juror and a class one and five dollars in a class two
8. county.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Is there discussion? The question is shall House Bill 930
11. pass. Those in favor vote Aye. Those opposed Nay. The voting
12. is open. (Machine cut-off)...those voted who wish? Have all
13. those voted who wish? Take the record. On that question the
14. Ayes are 53, the Nays are 2. House Bill 930, having received
15. the constitutional majority is declared passed. House Bill 934,
16. Senator Nash. House Bill 938, Senator Nedza. Read the bill,
17. Mr. Secretary.

18. SECRETARY:

19. House Bill 938.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Nedza.

24. SENATOR NEDZA:

25. Yes, Mr. President, Ladies and Gentlemen of the Senate.
26. Not to be repetitive, but this is the bill that we need to pay
27. for the Consolidated Election Laws. I move its adoption.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there debate? Senator Rhoads.

30. SENATOR RHOADS:

31. Thank you, Mr. President. I rise in support of the bill.
32. It...has a, unlike the other bill, a five percent lid for the
33. County of Cook, a four percent lid for the County of DuPage
34. and a three percent lid for downstate Illinois. And it does

1. not have a referendum provision and this will probably be the
2. only time I ever support a bill of this kind, but I think it's
3. needed in Cook County.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator McMillan.

6. SENATOR McMILLAN:

7. Mr. President, members of the Senate. I would rise in
8. opposition to the bill. I, contrary to the previous speaker,
9. do object on the referendum provision and I...contrary to some
10. feelings of others, I really believe we have not solved all
11. the problems related to consolidation of elections and I'm
12. really not ready to...to support paying for it until we have
13. the problems resolved. So I would seek a No vote.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Grotberg.

16. SENATOR GROTBORG:

17. Thank you, Mr. President. This is the bill we just have to
18. have, otherwise there'll be no consolidation of Election Bill
19. Enactment. The people have asked for a reformation in our
20. Election Laws, we've given it to them. They've been down
21. here begging for it, screaming that they've been left out of
22. the system and I appreciate the fact that it's going to cost
23. some money. This is the chance to do it, there's no other
24. way. We have to vote for this bill. It's the only way out.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Berning.

27. SENATOR BERNING:

28. Question, Mr. President.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Of me or the sponsor?

31. SENATOR BERNING:

32. Of the sponsor, sir. Would...

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Indicates he will respond.

2. SENATOR BERNING:

3. ...would this be construed as a..an implementation of a mandate
4. that the State imposed by the Consolidated Elections Bill?

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Nedza.

7. SENATOR NEDZA:

8. Senator, the mandate was..was given at the time that the
9. ...the Bill of the Consolidation of the Elections was proposed
10. and when that becomes effective this is the...the means in which
11. to pay for that. If we are to mandate it, then one mandate
12. has already preceeded us, now all we're doing is trying to
13. pay for what...the...the electorate has asked us to do.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Berning.

16. SENATOR BERNING:

17. Senator, I...I understand, but my question goes back to
18. a bill we had under consideration which said, that when the
19. State mandates, it shall provide the funds. Wouldn't it be
20. ...the case that in this instance, the consolidated election,
21. not necessarily this bill, but the consolidated election is a
22. mandate which the State has imposed and by the extension of
23. the logic of the other bill then should we not be picking
24. up these costs?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Nedza.

27. SENATOR NEDZA:

28. Senator, if we're dealing in semantics, it would be beyond me.
29. I wouldn't know, we'd probably have to have someone more
30. learned than I whether this is a mandate or not.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? Question is shall House
33. Bill 938 pass. Those in favor vote Aye. Those opposed Nay.

1. The voting is open. Have all those voted who wish? All those
2. voted who wish? Take the record. On that question the Ayes are
3. 40, the Nays are 14, 1 Voting Present. House Bill 938, having
4. received a constitutional majority is declared passed. House
5. Bill 944, Senator D'Arco. Read the bill, Mr. Secretary.
6. SECRETARY:
7. House Bill 944.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Senator D'Arco.
12. SENATOR D'ARCO:
13. Thank you, Mr. President. What 944 provides is that the
14. Grand Jury should be made aware of the fact that there was a
15. prior preliminary hearing and there was a finding of no probable
16. cause and that fact would be made known to the Grand Jury in
17. its proceedings against the same defendant that was found not
18. to have probable cause at the initial hearing. And then if
19. they wanted to subpoena some witnesses the bill would allow
20. them the subpoena power to subpoena witnesses that testified at
21. the preliminary hearing and what...what it amounts to is that
22. the State has two chances to indict someone, one at the preliminary
23. hearing and the second at the Grand Jury. And if they miss at the first
24. one, they can go to the Grand Jury and try again. And we're
25. saying because they get two chances, the Grand Jury should
26. be made aware of the fact that in the first time around, there
27. was a finding of no probable cause and that the Judge didn't
28. think there was enough evidence to indict this man. That may
29. be a pertinent fact plus the State the second time around may
30. want to...subpoena witnesses that did not testify at the first
31. preliminary hearing because they may have proven to be bad
32. witnesses for the State and they may try to rectify their mistake
33. by having witnesses that they think will be better able to

1. present their side of the question than the other witnesses
2. that they flunked on. So, it...it's really a safeguard for
3. the defendant and I'll be happy to ask any questions.

4. PRESIDENT:

5. Is there any discussion? Senator Sangmeister.

6. SENATOR SANGMEISTER:

7. Thank you, Mr. President and members of the Senate. Senator
8. D'Arco indicated that this gave the State two chances to indict.
9. That, of course, is not true, you don't indict anyone at a
10. preliminary hearing. Preliminary hearing is strictly for the
11. purpose to find out whether there is probable cause that this
12. person should be bound over to the Grand Jury or not. Obviously,
13. in Cook County and some of the bigger counties where cases do
14. have to be brought rapidly and handled rapidly, the State's
15. attorney is not in a position to always present all of the witnesses
16. that he would like to at a preliminary hearing and sometimes he
17. may abandon it altogether and not go to a preliminary hearing
18. and attempt to go to the Grand Jury with it. This bill would
19. now require the State's Attorney to say to the Grand Jury exactly
20. what he did at the preliminary hearing, why he didn't present
21. more witnesses, why the case was dismissed at the preliminary
22. hearing and why he's now coming for an indictment. I think this
23. is an unreasonable burden on your State's Attorneys and request
24. a No vote.

25. PRESIDENT:

26. Further discussion? Senator Moore.

27. SENATOR MOORE:

28. Thank you, Mr. President. I rise in support of this bill
29. and I might add that the State's Attorneys that were in the
30. Judiciary Committee did not agree with...with the view when
31. this bill came out with a Do Pass recommendation. The Grand
32. Jury is there, Ladies and Gentlemen of the Senate to protect
33. all people, the innocent as well as the guilty, and I see

1. nothing wrong with the State's Attorney disclosing the fact
2. to a Grand Jury that there had been a preliminary hearing
3. whether...and if it would come out a no probable cause, fine,
4. the State's Attorney still has a right to go direct to the
5. Grand Jury and seek his indictment. But to withhold this
6. information from the Grand Jury or forget to tell them that
7. the...that there was a preliminary hearing, I just do not
8. think is in the sake of fairness. I think this is a good
9. bill. I do not think it will be an imposition upon the
10. State's Attorneys by filing an affidavit. If the Grand Jury
11. wants the transcripts, they can...they have the power of
12. subpoenaing them in. If they don't want them, that's all
13. right too, but they should at least be made aware that
14. something had happened before. I think this is a good bill
15. and I'd urge a Yes vote.

16. PRESIDENT:

17. Further discussion? Senator Geo-Karis.

18. SENATOR GEO-KARIS:

19. Mr. President and Ladies and Gentlemen of the Senate.
20. I fully concur with Senator Moore's argument. If a State's
21. Attorney wants to be lazy and not prepare his case properly
22. so that he doesn't have probable cause at his first hearing,
23. I think it's his mistake and his fault, but he certainly should
24. report the no probable clause to the Grand Jury. Those of us
25. who served as Assistant State's Attorneys know that a State's
26. Attorney or an Assistant State's Attorney has a lot of influence
27. in a way a Grand Jury thinks and in the manner of the way he presents
28. his case. And I think...it's...there is no...if there's a showing
29. of no probable cause, that should be conveyed to the Grand Jury
30. instead of costing the taxpayers a lot of extra money to try
31. cases where they have to evidence to begin with.

32. PRESIDENT:

33. Further discussion? Senator Bowers.

1. SENATOR BOWERS:

2. Well, Mr. President, I rise in opposition to the bill.
3. Frankly, the bill is a good defense tactic, it's aimed to
4. force the State's Attorney to present all of his witnesses
5. at the preliminary hearing so that they can testify once, then
6. the Grand Jury so they can testify twice and then at trial.
7. So that, if you get a man telling a story three or four
8. times maybe you can catch him on a...on some minor inadequacy
9. or some minor...change in his testimony. So I understand
10. the purpose of the bill and it is a good defense tactic, but
11. really the purpose of the preliminary hearing is to decide
12. whether this defendant is going to continue on bond. And if
13. the State...and that's really all it does because the State's
14. Attorney can already go back to the Grand Jury to indict him.
15. So under the circumstances, I think...a No vote is in order.

16. PRESIDENT:

17. Is there any further discussion? Senator D'Arco may close
18. the debate.

19. SENATOR D'ARCO:

20. Well...I...I got the impression that...Senator Sangmeister
21. was saying that it...it's not true what I said and technically,
22. he's right. I...I mean if...if there is no probable cause
23. finding, the man isn't indicted, but if...if there...if there
24. is no probable cause finding, the Judge says, in effect, that
25. he doesn't think there's enough evidence...there's the...enough
26. evidence to hold the man over to the Grand Jury to be indicted.
27. A...you know, if there's probable cause then he can subsequently,
28. if the Grand Jury decides...and be indicted, but if there is
29. no probable cause, then the Judge, in his discretion is saying,
30. there isn't even enough evidence to hold him over to see if...if
31. he should be indicted. And all we're saying is that the State
32. at that point can still go around the Judge and...and go to
33. the Grand Jury and say we lost at the preliminary cause hearing,

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1. the Judge said, we don't have enough evidence, but we Grand
2. Jurors, we want you to say there is enough evidence and give
3. us a second shot at this thing. And all we're saying is that
4. the defendant should be entitled to let the Grand Jurors
5. know that when they had the probable cause hearing, the
6. Judge said, the fact is there was no probable cause. That doesn't
7. mean the Grand Jurors can't say, even though the Judge said that
8. we're going...indict the guy anyway cause they can't. But it's
9. just a fact that the Grand Jury does not consider right now, it's
10. one more fact that if they had knowledge of, it would...it may
11. influence how they decide pro or con and the fact that they
12. can subpoena those witnesses, I mean if truth is the criteria,
13. it's...it's good that they could subpoena witnesses that
14. testified at the probable cause hearing to see what they have
15. to say on the subject. An indictment is a very costly thing.
16. Lawyer's fees are extremely high. If there isn't enough evidence
17. to hold the man over and indict him, the Grand Jury should
18. be apprised of that fact and because if he is indicted and
19. he has to spend ten thousand dollars on legal fees. And there
20. are many cases where...it, a guy goes to trial before a jury
21. and the jury throws the case out so quickly because there
22. never was enough evidence for the case to come to court anyway.
23. And if there is enough evidence, the guy will get indicted,
24. and they got two shots at it, so I don't see the problem, I
25. really don't.

26. PRESIDENT:

27. The question is shall House Bill 944 pass. Those in favor
28. will vote Aye. Those opposed will vote Nay. The voting is open.
29. Have all voted who wish? Have all voted who wish? Take the
30. record. On that question the Ayes are 36, the Nays are 20,
31. 1 Voting Present. House Bill 944, having received the constitutional
32. majority is declared passed. 948, Senator D'Arco. On the Order
33. of House Bills 3rd reading, House Bill 948. Read the bill, Mr.

1. Secretary.

2. SECRETARY:

3. House Bill 948.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDENT:

7. Senator D'Arco.

8. SENATOR D'ARCO:

9. Thank you, Mr. President. With 948, it permits an oral
10. motion of the Judge or of the State's Attorney on a petition
11. to revoke a person's conditional discharge or supervision. It's
12. a tactic that the Judge can use when the defendant is present
13. in open court to have a hearing instanter on the question of
14. whether he violated his supervision and or conditional discharge
15. whichever he is on. I don't think there is any opposition to
16. this one. George is nodding his head, no...no...no, so, I...
17. no opposition, okay.

18. PRESIDENT:

19. Is there any discussion? If not the question is shall House
20. Bill 948 pass. Those in favor will vote Aye. Those opposed
21. will vote Nay. The voting is open. Have all voted who wish?
22. Have all voted who wish? Take the record. On that question
23. the Ayes are 55, the Nays are 2, none Voting Present. House
24. Bill 948 having received the constitutional majority is
25. declared passed. 953, Senator Knuppel. On the Order of House
26. Bills 3rd reading, top of page 22, is House Bill 953. Read
27. the bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 953.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDENT:

33. Senator Knuppel.

1. SENATOR KNUPPEL:

2. House Bill 953 is very similar to Senate Bill 540. It's designed
3. to prevent the State from purchasing or using...gas guzzling
4. cars with the fines that are imposed by the Federal Law and
5. it, but it does exempt vans, four wheel drive vehicles, station
6. wagons, emergency vehicles, police and fire vehicles and
7. these...these would be exempt from the provisions. It applies
8. now, this bill applies only to State...owned automobiles
9. and State universities.

10. PRESIDENT:

11. Is there any discussion? Is there any discussion?
12. If not, the question is shall House Bill 950...I beg your pardon,
13. Senator Savickas.

14. SENATOR SAVICKAS:

15. Yes, Mr. President, I have one question, if the sponsor
16. will yield.

17. PRESIDENT:

18. Indicates he will yield. Senator Savickas.

19. SENATOR SAVICKAS:

20. The synopsis indicates all units of Local Government,
21. is this still in the bill?

22. PRESIDENT:

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. It's my understanding that this bill does not apply to
26. units of Local Government. Mine did, 540 did, but it's my
27. understanding this one does not.

28.

29. Continued on next page.

30.

31.

32.

33.

Handwritten notes in the top left corner, possibly including a date like "4/29/69" and some illegible scribbles.

1. PRESIDENT:
2. Further discussion? If not, the question is shall House
3. Bill 953 pass. Those in favor will vote Aye. Those opposed
4. will vote Nay. The voting is open. Have all voted who wish?
5. Have all voted who wish? Take the record. On that question
6. the Ayes are 44, the Nays are 8, 2 Voting Present. House Bill
7. 953 having received a constitutional majority is declared passed.
8. 961, Senator D'Arco. 62 you wish held also. 963, Senator Bruce.
9. 969, Senator Davidson. On the Order of House Bills, 3rd
10. reading, House Bill 969. Read the bill, Mr. Secretary.

11. SECRETARY:
12. House Bill 969.
13. (Secretary reads title of bill)
14. 3rd reading of the bill.

15. PRESIDENT:
16. Senator Davidson.

17. SENATOR DAVIDSON:
18. Yes, Mr. President and members of the Senate.
19. This bill has had a lot of work on it. Senator Berman is chief
20. cosponsor with me. We amended this bill on the Floor and as well
21. as in the committee...and on the Floor. We have the in
22. home support program for the elderly, at age 60 will be under
23. Department of Aging where it should have stayed in the first
24. place and the handicapped people under DVR will be under
25. DVR. We worked out a cooperation program of all people concerned
26. including the Governor's Office and now all the different
27. departments which have signed in...in opposition to this
28. in the committee as well as the Governor's Office now supports
29. this. I...if there is any questions, I'll be glad to respond.
30. If not, appreciate a favorable vote.

31. PRESIDENT:
32. Any discussion? Senator Berman.

33. SENATOR BERMAN:
34. Thank you, Mr. President. The bill as amended is a refinement

1. on a bill that we passed last year which was probably one
2. of the most demanded for programs and that was the in
3. home health care for the infirmed and the aged. Senator
4. Davidson and Representative Oblinger, the House sponsor, have
5. done an awful lot of work. We've tried to accommodate
6. all of the objections. I think it's an excellent bill in the
7. proper...in the present form and I would urge a favorable vote.
8. PRESIDENT:

9. Is there any discussion? Further discussion? Senator Wooten.

10. SENATOR WOOTEN:

11. A question. I'd like to know if the Department of Aging
12. will actually administer the program or if it will simply hire
13. the program out, how is it to be run?

14. PRESIDENT:

15. Senator Davidson.

16. SENATOR DAVIDSON:

17. Both. They can contract out with the different agency areas
18. for...they have done in the pilot programs. Such...here in
19. Springfield, they had to visiting nurses did it. In the
20. Chicago area, it was Jewish Elderly Association and I forgot
21. what the group was downstate. They can...most of it will be
22. contracted with area agencies to do the work 'cause it's more
23. reasonable to do it that way but they can do both.

24. PRESIDENT:

25. Senator Wooten.

26. SENATOR WOOTEN:

27. Well, I'm unalterably opposed to the department actually
28. conducting the program themselves. I believe they should contract.
29. Incidentally, they tried earlier to get authorization before the
30. Executive Committee to conduct programs themselves. We defeated
31. that bill. It was interesting to me to note that they're already
32. hiring people to do work for which they have no authority
33. whatsoever and to the extent that the have the ability to

1. run the program themselves, rather than contract it out. To that
2. extent, I'm opposed to a change.

3. PRESIDENT:

4. Further discussion? Senator Geo-Karis.

5. SENATOR GEO-KARIS:

6. Mr. President and Ladies and Gentlemen of the Senate.

7. I think this is one of the most humane bills that we could ever
8. pass for our senior citizens. I can tell you the senior citizens
9. in my area when the bill was first passed last year, and it
10. was tied up in the Department of Public Aid and those senior
11. citizens needed some in home health service care, they did
12. not want to go to Public Aid or be attached to it. This...
13. the Department of Aging has set up to help the senior citizens.
14. I think this is the place where they bill should be administered
15. from and Representative Oblinger was one of the finest directors
16. of the Department of Aging we had until she ran for the House and made it
17. successfully and I urge a favorable consideration of this bill.
18. It's worth a try to have the Department of Aging help our senior
19. citizens who are in need of some in home health service care.

20. PRESIDENT:

21. Further discussion? Senator Berning.

22. SENATOR BERNING:

23. Question of the sponsor, please.

24. PRESIDENT:

25. Indicates he will yield. Senator Berning.

26. SENATOR BERNING:

27. According to the information I have, there is an estimated
28. cost of nine million dollars and even a...an additional possibility
29. of an additional three million dollars. Can you tell me if this
30. is provided for in the budget or if there is a special appropriation
31. to cover or is it being just transferred from Public Aid to
32. Department of Aging?

33. PRESIDENT:

34. Senator Davidson.

1. SENATOR DAVIDSON:

2. Senator Berning, the money is transferred from Public Aid.
3. There was twelve million dollars in the Public Aid budget.
4. The division of the appropriation was approximately three-
5. quarters of money...was spent on the elderly and one-fourth
6. on aging. We split the money, the twelve million dollars, nine
7. million and three million and it's in the Public Aid budget
8. which has been amended over in the House to send that money
9. to the department. There's no new money whatsoever and...to
10. respond to Senator Wooten while I'm answering...according to
11. rereading the bill, they contract to the services and only
12. have supervisory personnel in their office to make sure the
13. people do the contracting correctly.

14. PRESIDENT:

15. Further discussion? Senator Washington.

16. SENATOR WASHINGTON:

17. Will the sponsor yield to one question?

18. PRESIDENT:

19. He indicates he will yield. Senator Washington.

20. SENATOR WASHINGTON:

21. Senator Davidson, I was absent on the day that the matter
22. came up for amendment. Did you take off the committee amendment
23. and replace it with the amendment you showed me? You did?

24. PRESIDENT:

25. Senator Davidson.

26. SENATOR DAVIDSON:

27. Yes, I did, Senator Washington. I came over and showed you
28. that amendment which I took the committee amendment off, put the
29. one on on the Floor...an amendment which all different departments,
30. Department of Aging, Public Aid, DVR, Governor's Office, the
31. senior citizens group out in the State, all people concerned
32. were in agreement of the amendment which I put on and now everybody
33. is in support of the bill as amended.

1. PRESIDENT:

2. Senator Washington.

3. SENATOR WASHINGTON:

4. Very briefly, then, Mr. President. As you know, Senator
5. Davidson, I was opposed to the bill in committee, as Chairman
6. of the committee, because I thought it had been too hastily
7. drawn, it had not covered some very serious administrative
8. problems. It is my considered opinion that the amendment which
9. you placed on on 2nd reading, cures those problems and I whole-
10. heartedly endorse your bill.

11. PRESIDENT:

12. Further discussion? Senator Savickas.

13. SENATOR SAVICKAS:

14. Yes, Mr. President, I have one question if the sponsor will
15. yield.

16. PRESIDENT:

17. He indicates he'll yield. Senator Savickas.

18. SENATOR SAVICKAS:

19. I understand according to the bill, the department defines
20. senior citizens are those who are sixty years and older, but in
21. Chapter 23, paragraph 3.05 the definition of age is a person
22. fifty-five years or older or nearing the age of fifty-five.
23. Could we get an answer to that discrepancy in those five years?

24. PRESIDENT:

25. Senator Davidson.

26. SENATOR DAVIDSON:

27. Yes, Senator Savickas, and the reason that the change is there
28. is that it originally went in as fifty-five and I amended it to
29. age sixty because this money is title twenty or whatever
30. one of the number...Federal monies that come in and their
31. HEW requirement was sixty on the sampling you do on...throughout
32. the State and we put age sixty so the Department of Aging
33. ...Department of Public Aid would be in concurrence with the HEW
34. regulation as they requested.

1. PRESIDENT:

2. Senator Savickas.

3. SENATOR SAVICKAS:

4. Well, that brings me back to my point again. What do we do with
5. that definition of age that's fifty-five in our Statutes?

6. PRESIDENT:

7. Senator Davidson.

8. SENATOR DAVIDSON:

9. Well, the reason why the change of the five years was that
10. ninety some odd percent of the people surveyed were in the income
11. that had...from fifty-five to sixty would not be a help...affected
12. by this bill and that's why we went to sixty to meet HEW
13. requirement.

14. PRESIDENT:

15. Further discussion? Senator Wooten.

16. SENATOR WOOTEN:

17. Thank you, Mr. President. I want to thank Senator Davidson
18. for that reassurance that the provision is for contracting these
19. programs out. I must say that this is a vitally needed program.
20. I was bitterly disappointed in the failure of the Department
21. of Public Aid to implement it. We did not have a single
22. implementation in our area that I'm aware of. My continuing
23. concern is that under the Department of Aging it will not fare
24. a whole lot better. The Department of Aging has been very
25. successful in assuring the elderly that it does a good job for
26. them, but its most solid accomplishment seems to be providing
27. innocent employment for intractable bureaucrats. I certainly
28. hope this program fares better than anything else they've done.

29. PRESIDENT:

30. Any further discussion? Senator Davidson may close the debate.

31. SENATOR DAVIDSON:

32. Just ask for a green light and just go.

33. PRESIDENT:

1. The question is shall House Bill 969 pass. Those in
2. favor will vote Aye. Those opposed will vote Nay.
3. The voting is open. Have all voted who wish? Have all
4. voted who wish? Take the record. On that question the
5. Ayes are 53, the Nays are 3, none Voting Present. House
6. Bill 969 having received a constitutional majority
7. is declared passed. 976, Senator Knuppel. Senator
8. Grotberg. On the Order of House Bills, 3rd reading,
9. House Bill 976. Read the bill, Mr. Secretary.
10. SECRETARY:
11. House Bill 976.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. PRESIDENT:
15. Senator Knuppel.
16. SENATOR KNUPPEL:
17. Mr. President and members of the Body. House Bill
18. 976 sponsored by Representative Cullerton and others
19. in the House, provides that in publications of delinquent
20. property lists that the notice will include street
21. names and numbers wherever possible. Now, this requirement is
22. not for the benefit of the delinquent taxpayer because he
23. will get a notice. What this is for is so that if you live
24. in a neighborhood in a house that's going to be sold for
25. delinquent taxes, that it gives the other people some
26. kind of an idea what the location is so that if you
27. want to protect yourself, et cetera. Now, it's a small item.
28. It doesn't apply to Cook County. They already do it.
29. And in addition to that, there is some justification in the
30. Statutes for that in that there is a precedent when Section
31. 105 of Chapter 120 paragraph 586 provides whenever any
32. real estate tract or lot of land so assessed, it
33. susceptible of description or identification by street name

1. and street or house number shall be done. This is good
2. legislation. It protects those people in the vicinity of
3. delinquent taxes because it, by name, is not sufficient.
4. You don't always know the legal discription of your
5. property and this would be...would give you the additional
6. warning when looking over the list of delinquencies to
7. know where exactly the property that's delinquent is. Would
8. give you a chance to at least observe the tax sale and
9. protect yourself. I say it's good legislation, I would solicit
10. a favorable roll call.

11. PRESIDENT:

12. Any discussion? Senator Shapiro.

13. SENATOR SHAPIRO:

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

15. PRESIDENT:

16. Indicates he will yield, Senator Shapiro.

17. SENATOR SHAPIRO:

18. Senator Knuppel, I understood you to say that it did not
19. include Cook County because they already do it. I mean if they
20. do do it and this is a mandate to downstate, why shouldn't
21. they be included or why would they object to being included?

22. PRESIDENT:

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. Sir, they were taken out before the bill got over here. I
26. did not attempt to amend them in, they do do it. I assume they
27. will continue to do it. I had no big reason or cause, no crusade
28. to include them. They were out when it got over here.

29. PRESIDENT:

30. Senator Shapiro. Further discussion? Senator Berning.

31. SENATOR BERNING:

32. Question of the sponsor, please.

33. PRESIDENT:

1. Senator Berning.

2. SENATOR BERNING:

3. Senator, as I recall the publication now is the name and
4. a tract number and that's probably one line. When we go to
5. the address, would that not necessarily include a second line
6. and would we...may not almost doubling the cost of publication?

7. PRESIDENT:

8. Senator Knuppel.

9. SENATOR KNUPPEL:

10. Well, there...there is no doubt that you...that you're
11. going to have to pay to have, I don't know just..I'm not a
12. publisher. I don't know how many lines it takes to get it
13. in, but...but if it's on letters or...or symbols or whatever
14. it is, yes, it's going to cost a little bit more. But I'd
15. like to know, myself and that's the reason I picked the bill
16. up. I'm from downstate Illinois. I'd like to know, you know,
17. if the...if the house across the street is up for sale, I'd
18. never notice it if the man owned several tracts or something
19. of this nature, but this way I would know that the address
20. next to me was being sold for taxes. It's not for the protection
21. of the delinquent owner, he gets notice through the mail fifteen
22. different ways before you can get a tax deed. My Lord, if you
23. look at that tax Statute, I'm just trying to get a tax deed now.
24. The sheriff has to serve them. The...the clerk...the clerk has
25. to send them notice, you have to send them notice. What this is
26. for is for the person who may own property next to a piece that's
27. fallen delinquent and might otherwise miss the notice.

28. PRESIDING:

29. Senator Berning.

30. SENATOR BERNING:

31. ...I don't have any argument with the objective of the
32. bill. In fact, I think it's laudable and I agree with you
33. that the notification to the delinquent taxpayer whose property

1. taxes may or...and or property may be sold at the tax sale, has
2. adequate protection. In fact, we've made it so difficult that
3. it becomes very costly. But in an instance like this, where
4. we're increasing, as it appears to me, just by doubling the
5. numbers of lines and they're at twenty cents a line, I remind
6. you, as a result of action we took here a year or so ago.
7. It concerns me that we are really adding a sizeable additional
8. burden, dollarwise to the county and will the State then be
9. required to pay this under the mandated program, I am curious.

10. PRESIDENT:

11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. Most of these costs are reimbursed in...either at the
14. time that the person redeems or they are included in the...in
15. the person's...expenses that...that is getting the tax deed.
16. All I can say is that, you know, if it's worthwhile to publish,
17. it's worthwhile to let the people know. Now, we could probably
18. just print without the person's name. The point I'm trying
19. to make is there's no point to publishing at all except for
20. the person who may adjoin that property, because the person
21. who owns it, gets all kinds of notice. Now, if we're going
22. to do this, let's at least give the person...I look at the
23. street address, I damn well know it's the house that's next
24. door. I wouldn't know if it was lot so and so in block
25. so and so at some huge subdivision.

26. PRESIDENT:

27. Further discussion? Senator Martin.

28. SENATOR MARTIN:

29. I think some of us from downstate have fears when a bill
30. is supposedly good for us, but there...Cook County, who thinks
31. it's a wonderful plan, doesn't still want to mandate. But
32. additionally, I will grant you that maybe human beings like
33. to hear bad news better. So there might be some people who
34. would read delinquency notices just to find out somebody who
35. has lost some money or a house. But basically normal human

1. beings do not read legal notices. Lawyers read legal notices,
2. newspapers love legal notices, but the human beings and tax-
3. payers, the average person, doesn't read them. So if you
4. really wanted to notify the neighbor, you could send a post
5. card and save a heck of a lot of money for the local government
6. or for the State, which ultimately would pay for such a bill
7. under a mandated program bill. And I'm sure newspapers like
8. the bill and I'm sure lawyers like the bill, but it is of no
9. real use to...a person who is still not going to know, in
10. his neighborhood, if the house is for sale. I would also
11. add, in downstate areas, perhaps we are a little more neighborly.
12. I think we do know when our next door neighbor is losing a house
13. and we don't have to be told it in small print in the newspaper.

14. PRESIDENT:

15. Any further discussion? Senator Davidson.

16. SENATOR DAVIDSON:

17. Mr. President and members of the Senate. I want to speak
18. against this bill. All of you who are in...have all been
19. opposed to, we, on the State level, mandating a cost to the
20. local government better vote No on this bill. Now, I don't
21. know what the average cost would be in your county, but I
22. asked the County Treasurer in Sangamon County what the additional
23. publishing costs would be. He's...estimate is from twenty-five
24. hundred to three thousand dollars additional cost for publicizing
25. the address and that the reason it swings like that is the
26. number of delinquencies that have been published over the past
27. ten years. Now, those of you who say you don't want to mandate
28. something on local government, a cost, unless we pay for it,
29. better find an appropriation to pay for this if you're going
30. to send it on. Those of you who don't want to cost your
31. county government extra money for really no interest to
32. ...other than people who are going to be looking to buy the
33. taxes, then you better vote No. This is not a good piece of

1. legislation. The County Treasurers Association, I'm sure,
2. are in opposition to it. They did not get to committee because
3. they just flat missed it as many of us miss things in the rush
4. of business around here. I urge a No vote.

5. PRESIDENT:

6. Any further discussion? Senator Knuppel may close the
7. debate.

8. SENATOR KNUPPEL:

9. Well, I think I sufficiency explained the bill. I...I...I
10. certainly want to know if the house across the street is selling.
11. As I've said before, notice doesn't do the person who's...who's
12. delinquent one bit of good, hell he knows he's delinquent. This
13. is to protect people. Many people own several pieces of property.
14. You don't recognize the legal description. I do think that people
15. do read the legal notices, a lot more than you believe they do.
16. They don't read the advertisements generally, but...but you get
17. down in a small county and see if they don't read that...tax list.
18. You let somebody, like in where my wife's home is, put a little
19. notice in the paper about getting it rezoned or waived for
20. trailers, hell everybody is up in arms. This is good legislation,
21. it tells the person who's in the neighborhood what it is, it's...
22. it's the kind of expense that we can afford. If we're going to
23. publish it at all, for Christ's sake, let's tell the people where
24. the property, who owns it, otherwise, let's just take the notice
25. out completely if all we're going to do is try to notify the
26. person that's delinquent, he knows it. And what people talk
27. about downstate, hell, I grew up out where the chickens sleep
28. with the hoot owls and you got to go in by swinging vine for
29. ten miles and somebody lives in a town of a hundred and twenty
30. thousand people, can't hardly tell me they're down...in northern
31. Illinois can hardly tell me what...what's downstate.

32. PRESIDENT:

33. The question is shall House Bill 976 pass. Those in favor

1. will vote Aye. Those opposed will vote Nay. The voting is open.
2. Have all voted who wish? Have all voted who wish? Have all voted
3. who wish? Take the record. On that question the Ayes are 30,
4. the Nays are 25, none Voting Present. House Bill 976, having
5. received a constitutional majority is declared passed. Senator
6. Davidson, for what purpose do you arise?
7. SENATOR DAVIDSON:
8. Normally, I don't do this, but this is an important bill.
9. I'd ask the verification of the affirmative votes.
10. PRESIDENT:
11. All right. Will the members please be in their seats.
12. Senator Davidson has requested a verification. The members will
13. please be in their seats. Secretary read the affirmative votes.
14. SECRETARY:
15. The following voted in the affirmative: Berman, Bruce,
16. Buzbee, Carroll, Collins, Demuzio, Donnewald, Egan, Geo-Karis,
17. Gitz, Hall, Johns, Jeremiah Joyce, Jerome Joyce, Knuppel,
18. Lemke, Maragos, Moore, Nash, Nedza, Nega, Netsch, Newhouse,
19. Ozinga, Savickas, Vadalabene, Washington, Wooten, Mr. President.
20. PRESIDENT:
21. Senator Davidson.
22. SENATOR DAVIDSON:
23. Senator Collins.
24. PRESIDENT:
25. Senator Collins is on the Floor.
26. SENATOR DAVIDSON:
27. Senator Carroll.
28. PRESIDENT:
29. Senator Carroll on the Floor? Senator Carroll on the Floor?
30. Strike his name from the roll, Mr. Secretary. Sponsor has requested
31. that further consideration be postponed. So ordered. Senator
32. Shapiro, should we attempt to the recalls, I think this is a
33. logical point. If I can have the attention of the membership.

HB 229
6/20/79
Recall

1. Pursuant to our earlier discussion with the Minority Leader, we
2. will attempt, at least, to handle the...some forty requests
3. of members to recall bills from 3rd to 2nd for purpose of an
4. amendment. If everyone will just stay with us, I think we
5. can probably finish in an hour or so or two hours at the most
6. and then we will adjourn for the day. All right. House Bill
7. 65..if you go now...if you'll take a look at that list that
8. was distributed, these are House Bills on 3rd reading that
9. sponsors have indicated or that amendments have been filed.
10. Now, I will not call them back until the sponsor indicates
11. that he wishes the bill returned from 3rd to 2nd. 65,
12. Senator Carroll is not here. 6...222...222, middle of page 5
13. Senator Graham. Senator Graham on the Floor? 229, Senator
14. Schaffer. Senator Philip, for what purpose do you arise?
15. SENATOR PHILIP:

16. Thank you, Mr. President. I'm the one that's going to
17. amend Senator Graham's Bill, 222. Unfortunately, it isn't
18. up from the Reference Bureau yet. Could it be possible to go back
19. to it when it comes up?

20. PRESIDENT:
21. I think it's...

22. SENATOR PHILIP:
23. Thank you.

24. PRESIDENT:
25. ...that's in order, sure. 229, Senator Schaffer. On the
26. Order of House Bills 3rd reading, House Bill 229. Senator Schaffer
27. seeks leave of the Body to return House Bill 229 back to the
28. Order of 2nd reading for the purpose of an amendment. Is leave
29. granted? Leave is granted. So ordered. On the Order of House
30. Bills 2nd reading, House Bill 229. Mr. Secretary.

31. SECRETARY:
32. Amendment No. 2 offered by Senator Schaffer.

33. PRESIDENT:

1. Senator Schaffer.

2. SENATOR SCHAFFER:

3. Mr. President, this amendment was given to me by the Minority
4. Leader in the House, Cissy Stiehl. It affects Sinclair County
5. and basically provides for their rather unique...reorganization
6. of their rather unique elected Board of Assessors. They are
7. the only County with that type of board of review. This reduces
8. the size from five to three, reduces the term from six to
9. four years and provides for, in effect, three separate districts
10. and puts some qualifications in. Evidently, that particular
11. board has been in need of reform for some time and the citizens
12. of Sinclair County, as represented by their Representative,
13. Representative Stiehl, would like to have a chance to reorganize
14. that board and that's the purpose of the amendment.

15. PRESIDENT:

16. Further discussion? Senator Hall.

17. SENATOR HALL:

18. Thank you, Mr. Chairman, Ladies and Gentlemen of the Senate.
19. Now, I'll tell you what this does. This affects only St. Clair
20. County and we have a Democratic Board there and what this will
21. do, it would reduce the memberships of the Boards of Assessors,
22. which are now five to three and it would reduce the terms of
23. office from six years to four. Now, these people are already
24. elected and this is what they're trying to do, provide it,
25. and then it requires the Clerk of the Board to have at least
26. two years experience in property assessments and appraisal,
27. I don't have any problem with that part. But what it does, is,
28. that it also provides that the district would be divided into
29. three districts, the county would be divided into three districts,
30. with one board member elected from each district, serving staggered
31. terms. In other words, this is an attempt to get the members off
32. of the board who are Democrats. I want to call this to every-
33. body's attention on this side of the aisle and I'd ask to resist

HB 339
Recall
6/20/79

1. this amendment.
2. PRESIDENT:
3. Is there any further discussion? Senator Schaffer, you
4. wish to close?
5. SENATOR SCHAFFER:
6. Well, I'm told it's a necessary improvement and that there's
7. a lot of public support for it and just request a favorable roll
8. call.
9. PRESIDENT:
10. Senator Schaffer has moved the adoption of Amendment No. 2
11. to House Bill 229. A roll call has been requested. Those in
12. favor of the amendment will vote Aye. Those opposed will vote
13. Nay. The voting is open. Have all voted who wish? Have all
14. voted who wish? Take the record. On that question the Ayes
15. are 25, the Nays are 32, none Voting Present. The amendment
16. fails. Further amendments?
17. SECRETARY:
18. No further amendments.
19. PRESIDENT:
20. 3rd reading. 339, Senator Nash. You wish that recalled?
21. On the Order of House Bills 3rd reading, middle of page 7 is
22. House Bill 339. Senator Nash seeks leave of this Body to return
23. House Bill 339 to the Order of 2nd reading for purpose of an
24. amendment. Is leave granted? On the Order...leave is granted.
25. On the Order of House Bills 2nd reading, House Bill 339. Mr.
26. Secretary.
27. SECRETARY:
28. Amendment No. 2 offered by Senators Wooten and Nash.
29. PRESIDENT:
30. Senator Wooten.
31. SENATOR WOOTEN:
32. Thank you, Mr. President. I believe this amendment answers
33. most of the difficulties we encountered with this bill. It

1. narrowly limits the places where alcohol may be delivered
2. or sold to convention facilities at university campuses
3. when a convention is actually under way and it will only be
4. served to those participating in a convention or business
5. meeting. It also says that you can serve liquor at the
6. DOT Building for its functions and at the Illinois State
7. Armory. It closes up all the other language. I think that's
8. acceptable and I move the adoption of the amendment.

9. PRESIDENT:

10. Senator Wooten has moved the adoption of Amendment No. 1
11. to...Amendment No. 2 to House Bill 339. Is there any discussion?
12. Senator Grotberg.

13. SENATOR GROTBORG:

14. Question of the sponsor, if he would...

15. PRESIDENT:

16. Indicates he'll yield. Senator Grotberg.

17. SENATOR GROTBORG:

18. I just don't understand the Administration Building at
19. the Department of Transportation. Do they hold public conventions?

20. PRESIDENT:

21. Senator Wooten.

22. SENATOR WOOTEN:

23. The problem is that there are several organizations. I
24. think the Illinois Arts Council has a big to-do out there, maybe
25. the local Symphony Board. It's a very attractive building, it's
26. a good site. But their concern that when they do have these
27. functions out there, that they have permission to serve liquor
28. and that they require the people to have dramshop insurance in case
29. something goes wrong. They've been using that building for several years,
30. I think it's an excellent use and we probably ought to get it
31. in law so everything is all tightened up.

32. PRESIDENT:

33. Senator Grotberg.

1. SENATOR GROTBORG:

2. I tend to agree with the public use of the building, but
3. it says, sold, not served, it says sold. And I'm concerned
4. about who's selling it. What happens to the private enter-
5. prise that...that we know in all of these businesses, including
6. the dispensing of liquor?

7. PRESIDENT:

8. Senator Wooten.

9. SENATOR WOOTEN:

10. Private enterprise is not involved in the convention type
11. activities they have out there, Senator. People come and
12. actually make donations, I suppose it's equivalent to whether it's
13. sold or donated or what. But this language, the department
14. feels, will cover them legally so they can require the Symphony
15. Board or whatever to have dramshop insurance so they won't
16. get nailed, if anything should, God forbid, ever go wrong.

17. PRESIDENT:

18. Senator Grothberg.

19. SENATOR GROTBORG:

20. I...I appreciate the sincerity of the sponsor, but if you've
21. read the amendment on your desk, it says alcoholic liquors may
22. be sold at retail in the Springfield Administration Building
23. of the Department of Transportation. Until I know who that
24. retailer is, ...you...I just can't support it. That was one
25. that could have been left out of here, the rest of them are
26. pretty good. It should have been worded differently according
27. to my.... Served, you know, voluntarily served and no charge
28. is one thing, but if we're going to open up a liquor distribution
29. center in a State office building, let's have one over where
30. it really counts, in the Stratton Office Building.

31. PRESIDENT:

32. Further discussion? Senator Nash. All right. Is there any
33. further discussion? Senator Wooten may close.

AB 684
6-20-79
Record

1. SENATOR WOOTEN:

2. Senator Grotberg, if you will read the amendment further,
3. sold, means having a cash bar. And it limits very carefully
4. who may do that. Not-for-profit organization, not impede
5. normal operations of the department involved. They have dramshop
6. insurance. No such sales shall be made during normal working
7. hours and consent is in writing. I think that's...it's the
8. best we could work out. I move the adoption of the amendment.
9. PRESIDENT:

10. All right, Senator Wooten. Senator Wooten has moved
11. the adoption of Amendment No. 2 to House Bill 339. Is there
12. any discussion? If not, all in favor signify by saying Aye.
13. All opposed. The Ayes have it, the amendment is adopted. Further
14. amendments?

15. SECRETARY:

16. No further amendments.

17. PRESIDENT:

18. 3rd reading. Senator Maragos on 445. The middle of page 9
19. on the Order of House Bills 3rd reading is House Bill 445. Out
20. of the record. 68...Senator Gitz on 684. On the Order of House
21. Bills 3rd reading, top of page 15 is House Bill 684. Senator
22. Gitz seeks leave of the Body to return House Bill 684 to the
23. Order of 2nd reading for purpose of an amendment. Is leave granted?
24. Leave is granted. On the Order of House Bills 2nd reading
25. is House Bill 684. Mr. Secretary.

26. SECRETARY:

27. Amendment No. 1 offered by Senator Gitz.

28. PRESIDENT:

29. Senator Gitz.

30. SENATOR GITZ:

31. Mr. President, Ladies and Gentlemen of the Senate. This
32. takes into account certain objections which were...quite
33. legitimate that were raised in debate on this bill previously

1. during the last year. Very briefly, it makes some technical
2. changes, it defines additional party to a child custody
3. proceeding as a person who claims custody of jurisdiction
4. rights pursuant, underscore that, to an existing court order.
5. It also specifies no necessity to pay court imposed travel
6. and necessary expenses to court clerk. It also specifically
7. allows the county clerk to establish a fee schedule for
8. registration of out-of-state custody documents and charge
9. customary fee for certification of these judgments. It also
10. allows the taking of evidence of out-of-state witnesses by
11. either evidence disposition or discovery disposition.

12. PRESIDENT:

13. Is there any discussion? Senator Gitz has moved the
14. adoption of Amendment No. 1 to House Bill 684. All those
15. in favor signify by saying Aye. All opposed, the Ayes have
16. it. The amendment is adopted. Further amendments?

17. SECRETARY:

18. No further amendments.

19. PRESIDENT:

20. 3rd reading. Bottom of page 17, 774, Senator Vadalabene
21. on the Floor? All right. On the Order of House Bills 3rd
22. reading is House Bill, bottom of page 17, House Bill 774.
23. Senator Vadalabene seeks leave of the Body to return 774 to
24. the Order of 2nd reading for purpose of an amendment. Is leave
25. granted? Leave is granted. On the Order of House Bills 2nd
26. reading, House Bill 774, Mr. Secretary.

27. SECRETARY:

28. Amendment No. 1 offered by Senator Vadalabene.

29. PRESIDENT:

30. Senator Vadalabene.

31. SENATOR VADALABENE:

32. Yes, House Bill 774, Amendment No. 1 to that bill. The
33. population requiring the fifty-six hour week for the fire

1. fighters. After having a conference with them, we have
2. decided that we would raise the...the limits from five
3. thousand to cities of seventy-five hundred...for seventy-
4. five hundred population for the fifty-six hour week and
5. I move for its adoption.

6. PRESIDENT:

7. Senator Vadalabene has moved the adoption of Amendment
8. No. 1 to House Bill 774. Is there any discussion? If not,
9. all in favor signify by saying Aye. All opposed. The
10. Ayes have it, the amendment is adopted. Further amendments?

11. SECRETARY:

12. Amendment No. 2 offered by Senator Vadalabene.

13. PRESIDENT:

14. Senator Vadalabene.

15. SENATOR VADALABENE:

16. Yes, what this amendment does, it's an amendment that was
17. given to me...it...Representative Wyvetter Younge from East
18. St. Louis was looking for a vehicle that was related to the
19. firefighters This would be an authorization for the appro-
20. priation of forty-eight thousand dollars for sorely needed
21. firefighting equipment for East St. Louis and what this
22. amendment does, it authorizes the expenditures of that appropriation.

23. PRESIDENT:

24. There any discussion? Senator Rhoads.

25. SENATOR RHOADS:

26. If I understood the sponsor correctly, he said that this
27. would be authorizing forty-eight thousand unbudgeted money
28. for equipment, fire equipment, emergency equipment for
29. one particular county. Is that correct, Senator?

30. PRESIDENT:

31. Senator Vadalabene.

32. SENATOR VADALABENE:

33. Not only for one particular county, that is correct. I

1. believe it's for East St. Louis.

2. PRESIDENT:

3. Senator Rhoads.

4. SENATOR RHOADS:

5. Is there a...an appropriation bill anywhere on the Calendar
6. to...to appropriate the money and...and what Fiscal Year would
7. this impact on?

8. PRESIDENT:

9. Senator Vadalabene.

10. SENATOR VADALABENE:

11. Yes, I understand there's a forty-eight thousand dollar
12. appropriation bill floating around somewhere. However they...they
13. also need an authorization and I graciously accepted to have it
14. put on this bill. Now, it's up to you whether you want this
15. authorization on here or not.

16. PRESIDENT:

17. Senator Rhoads,

18. SENATOR RHOADS:

19. I think we ought to float this amendment right off the
20. bill and I urge a No vote on a roll call please.

21. PRESIDENT:

22. Further discussion? Senator Hall.

23. SENATOR HALL:

24. Thank you, Mr. President, Ladies and Gentlemen of the
25. Senate. Senator Rhoads, for your edification, that the
26. Director of Civil Defense and the Firefighters Unions have
27. all testified in favor of this and this is some money that's
28. going to be directed to their way and use. Admittedly, it
29. was introduced for that particular purpose, but it will be
30. used at his discretion. I'd ask that that favorable vote
31. to keep that...amendment in.

32. PRESIDENT:

33. Any further discussion? If not, Senator Vadalabene

1. moves the adoption...yes, Senator Coffey.

2. SENATOR COFFEY:

3. Yes, Mr. President and members of the Senate. I rise in
4. opposition to this amendment and for...not because I don't
5. think it's necessary if that money in East St. Louis...but
6. because we have the same problem in many fire districts all
7. over the State of Illinois. If we're going to address this
8. problem, we better look at all the problems in the State and
9. see what economic impact it's going to be on this State
10. because you're going to see everyone of them in here for
11. those dollars. And I'd ask you to oppose this amendment at
12. this time.

13. PRESIDENT:

14. All right. Senator Vadalabene has moved the...yes, Senator
15. Buzbee.

16. SENATOR BUZBEE:

17. Well, I'd just like to point out that I live in a big
18. thriving metropolis of Makanda, population two hundred and
19. fifty. We formed our own firefighting district a while back
20. and we need some...some money for our equipment also and if
21. this one's successful, well I'll add an amendment on for
22. Makanda for firefighting equipment for that...for that thriving
23. metropolis.

24. PRESIDENT:

25. All right. Any further discussion? Senator Vadalabene
26. moves the adoption of Amendment No. 2 to House Bill 774. All
27. those in favor signify by saying Aye. All those opposed.
28. Roll call has been requested. Those in favor of the amendment
29. will vote Aye. Those opposed will vote Nay. The voting is
30. open. Have all voted who wish? Have all voted who wish? Have
31. all voted who wish? Take the record. On that question the
32. Ayes are 28, the Nays are 27.. Amendment No. 2 is adopted.
33. Senator Rhoads, for what purpose do you arise?

1. SENATOR RHOADS:

2. To request a verification of the affirmative vote.

3. PRESIDENT:

4. All Right. Senator Rhoads has requested a verification
5. of the affirmative vote. Will the members please be in their
6. seats. Will those not entitled to the Floor, please vacate.
7. Mr. Secretary read the affirmative votes.

8. SECRETARY:

9. The following voted in the affirmative: Becker, Berman,
10. Bruce, Chew, Collins, D'Arco, Daley, Demuzio, Donnewald, Egan,
11. Hall, Johns, Jeremiah Joyce, Jerome Joyce, Knuppel, Lemke, Maragos,
12. McLendon, Merlo, Nedza, Nega, Netsch, Newhouse, Sangmeister,
13. Savickas, Vadalabene, Washington, Wooten.

14. PRESIDENT:

15. Senator Rhoads, do you question any presence of any member?

16. SENATOR RHOADS:

17. Senator Chew.

18. PRESIDENT:

19. Senator Chew on the Floor? Senator Chew on the Floor?
20. Strike his name, Mr. Secretary.

21. SENATOR RHOADS:

22. Senator Sangmeister.

23. PRESIDENT:

24. Senator Sangmeister is on the Floor.

25. SENATOR RHOADS:

26. Senator Daley.

27. PRESIDENT:

28. Senator Daley on the Floor? Senator Daley on the Floor?
29. Strike his name, Mr. Secretary.

30. SENATOR RHOADS:

31. Senator D'Arco.

32. PRESIDENT:

33. Senator D'Arco is on the Floor. All right, the roll has

1. been verified. On that question the Ayes are 26, the Nays are
2. 27, none Voting Present. The amendment fails. Further
3. amendments?

4. SECRETARY:

5. No further amendments.

6. PRESIDENT:

7. 3rd reading. 884, Senator Egan. Do you wish that recalled?
8. Middle of page 20. On the Order of House Bills 3rd reading.
9. Gentlemen and Ladies, if we can have your attention we will
10. try to move as rapidly as possible. On the Order of House
11. Bills 3rd reading, the middle of page 20, is House Bill 884.
12. Senator Egan seeks leave of this Body to return 884 to the
13. Order of 2nd reading for purpose of an amendment. Is leave
14. granted? Leave is granted. On the Order of House Bills 2nd
15. reading, House Bill 884. Mr. Secretary.

16. SECRETARY:

17. Amendment No. 1 offered by Senator Keats.

18. PRESIDENT:

19. Senator Keats.

20. SENATOR KEATS:

21. Thank you, Mr. President. What this amendment does, is
22. it adds a sunset provision to this commission. This is actually
23. a good bill, but it does duplicate something that one other
24. commission is supposed to do. Since we can't get rid of this
25. other goofy commission what we're trying to do is make sure
26. that when this commission has done its job, that there is at
27. least some chance for us to review it. But it's basically a good bill
28. and it is an agreed to amendment from the committee action.

29. PRESIDENT:

30. Is there any discussion? All right. Senator Keats has
31. moved the adoption of Amendment No. 1 to House Bill 884.

32. All those in favor signify by saying Aye. All opposed. The
33. Ayes have it, the amendment is adopted. Any further amendments?

1. SECRETARY:

2. Amendment No. 2 offered by Senators Lemke and Nedza.

3. PRESIDENT:

4. Senator Lemke.

5. SENATOR LEMKE:

6. What this bill...amendment does is revise the Ethnic Heritage
7. Festival Committee. It sets it up like all other commissions,
8. six Senators, six Representatives and four public members from
9. each House. The way it reads now, it's four Senators, four
10. Representatives and six...twelve public members. And...and it's
11. in the wrong form. I ask for the adoption of this amendment.

12. PRESIDENT:

13. Senator Lemke has moved the adoption of Amendment No. 2
14. to House Bill 884. Is there any discussion? If not, all in
15. favor signify by saying Aye. All opposed. The Ayes have it,
16. the admendment is adopted. Further amendments?

17. SECRETARY:

18. No further amendments.

19. PRESIDENT:

20. 3rd reading.

21.

22.

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28.

End of Reel #7

29.

30.

31.

32.

33.

1. 933, Senator Nash. On the Order of House Bills 3rd reading,
2. the bottom of page 21, is House Bill 933. Senator Nash seeks leave
3. of the Body to return 933 back to the Order of 2nd reading for pur-
4. pose of an amendment. Is leave granted? Leave is granted. On the
5. Order of House Bills 2nd reading. House Bill 933, Mr. Secretary.
6. SECRETARY:

7. Amendment No. 1 offered by Senators Grotberg and Nash.

8. PRESIDENT:

9. Senator Grotberg.

10. SENATOR GROTBORG:

11. Yes, thank you, Mr. President. Amendment No. 1 to House Bill
12. 933 lowers from one hundred thousand to twenty-five thousand the
13. population of downstate forest preserve districts that may operate
14. and construct recreational facilities. Those are already in the Act,
15. but they may also issue and sell revenue bonds and this allows smaller
16. counties of twenty-five thousand to do the same thing that one hundred
17. thousand ones can do now and I would ask for the adoption.

18. PRESIDENT:

19. Senator Grotberg has moved the adoption of Amendment No. 1 to
20. House Bill 933. Is there any discussion? If not, all in favor
21. signify by saying Aye. All opposed. The Ayes have it. The amendment
22. is adopted. Any further amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDENT:

26. 3rd reading. Top of page 22, 941, Senator Rhoads. On the
27. Order of House Bills 3rd reading is House Bill 941. Senator Rhoads
28. seeks leave of the Body to return House Bill 941 to the Order of
29. 2nd for purpose of an amendment. Is leave granted? Leave is granted.
30. On the Order of House Bills 2nd reading, House Bill 941. Mr.
31. Secretary.

32. SECRETARY:

33.

HB 986
6-20-79
Recall

1. Amendment No. 1 offered by Senator Grotberg.
2. PRESIDENT:
3. Senator Grotberg.
4. SENATOR GROTBORG:
5. Yes, thank you, Mr. President. Amendment No. 1 to 941
6. recycles the bill that we had here especially after this afternoon's
7. action on taking the lid off of county maximums on counties. You'll
8. all recall the bill that allowed the county board to combine either
9. the annual per diem and annual salary structure or per diem and use
10. the mixture to establish their salary rates and that is the exact
11. language of this amendment. I would ask that it be adopted.
12. PRESIDENT:
13. Senator Grotberg has moved the adoption of Amendment No. 1 to
14. House Bill 941. Is there any discussion? If not, all in favor signify
15. by saying Aye. All opposed. The Ayes have it. The amendment is
16. adopted. Any further amendments?
17. SECRETARY:
18. No further amendments.
19. PRESIDENT:
20. 3rd reading. Middle of page 23, 986, Senator Johns. On the
21. Order of House Bills 3rd is House Bill 986. Senator Johns seeks
22. leave of the Body to return House Bill 986 to the Order of 2nd
23. reading for the purpose of an amendment. Is leave granted? Leave
24. is granted. On the Order of House Bills 2nd reading is House Bill
25. 986. Mr. Secretary.
26. SECRETARY:
27. Amendment No. 2 offered by Senator Johns.
28. PRESIDENT:
29. Senator Johns.
30. SENATOR JOHNS:
31. Thank you, Mr. President. I've worked with the staffs on this
32. bill and this bill...this amendment expressly provides that the new
33. Purchased Human Services Review Board established under the bill is

1. the successor to the existing 395 Governor's Purchase Care
2. Review Board which reviews only the rates for residential schools
3. for the handicapped. It provides that the existing members of the
4. 395 Governor's Purchase Care Review Board will remain and serve
5. as members of the new expanded board until the Governor makes his
6. new appointments. This amendment should resolve problems of tran-
7. sition involving the one year old 395 Board established by the
8. General Assembly last year to review rates for handicapped children's
9. services. In effect, the existing board will be expanded and given
10. broader authority to review other human service rates besides those
11. authorized under the School Code. The actions, the decisions and
12. regulations adopted by the 395 Board will continue in effect under
13. the proposed new administrative structure. I move for its adoption,
14. Mr. Chairman.

15. PRESIDENT:

16. All right. Senator Johns has moved the adoption of Amendment
17. No. 2 to House Bill 986. Is there any discussion? Senator Schaffer.
18. Is there any discussion? If not, Senator Johns moves the adoption
19. of Amendment No. 2 to House Bill 986. All in favor signify by saying
20. Aye. All opposed. The Ayes have it. The amendment is adopted.
21. Any further amendments?

22. SECRETARY:

23. No further amendments.

24. PRESIDENT:

25. 3rd reading. Middle of page 25, Senator Coffey on 1063.
26. On the Order of House Bills 3rd reading is House Bill 1063.
27. Senator Coffey seeks leave of the Body to return 1063 to the
28. Order of 2nd reading for purpose of an amendment. Is leave granted?
29. On the Order of House Bills 2nd reading, House Bill 1063. Mr.
30. Secretary.

31. SECRETARY:

32. Amendment No. 1 offered by Senator Coffey.

33. PRESIDENT:

Senator Coffey.

1. SENATOR COFFEY:

2. Yes, Mr. President and members of the Senate. Amendment
3. No. 1 restores Section 18 of the Act. Section 18 allows the
4. Metropolitan Sanitary District access rights to the Illinois
5. waterways and I ask for a favorable roll call.

6. PRESIDENT:

7. All right. Senator Coffey has moved the adoption of Amendment
8. No. 1 to House Bill 1063. Is there any discussion? If not, all
9. in favor signify by saying Aye. All opposed. The Ayes have it.
10. The amendment is adopted. Any further amendments?

11. SECRETARY:

12. No further amendments.

13. PRESIDENT:

14. 3rd reading. Top of page 26. On the Order of House Bills
15. 3rd reading is House Bill 1070. Senator Philip seeks leave of the
16. Body to handle this in Senator Geo-Karis' absence. He seeks leave
17. of the Body to return 1070 to the Order of 2nd reading for purpose
18. of an amendment. Is leave granted? Leave is granted. On the
19. Order of House Bills 2nd reading, House Bill 1070. Mr. Secretary.

20. SECRETARY:

21. Amendment No. 1 offered by Senator Nedza.

22. PRESIDENT:

23. Senator Nedza.

24. SENATOR NEDZA:

25. Yes, Mr. President, Ladies and Gentlemen of the Senate.
26. All this does is a technical amendment to put the bill in its proper
27. posture and the words being added, "allowing for exceptions, which
28. are normal traffic engineering standards". I move its adoption.

29. PRESIDENT:

30. Senator Nedza has moved the adoption of Amendment No. 1 to
31. House Bill 1070. Is there any discussion? If not all in favor
32. signify by saying Aye. All opposed. The Ayes have it. The
33. amendment is adopted. Further amendments?

1. SECRETARY:
2. No further amendments.
3. PRESIDENT:
4. 3rd reading. Middle of page 26, 1080, Senator Mitchler.
5. On the Order of House Bills 3rd is House Bill 1080. Senator
6. Mitchler seeks leave of the Body to return 1080 to the Order
7. of 2nd for the purpose of an amendment. Is leave granted? Leave
8. is granted. On the Order of House Bills 2nd reading, House Bill
9. 1080. Read the bill, Mr...I mean Mr. Secretary.
10. SECRETARY:
11. Amendment No. 1 offered by Senator Maitland.
12. PRESIDENT:
13. Senator Maitland.
14. SECRETARY:
15. No, I'm sorry, Mr. President.
16. PRESIDENT:
17. 1080, Senator Mitchler.
18. SECRETARY:
19. Senator Mitchler's amendment, right.
20. PRESIDENT:
21. Senator Mitchler.
22. SENATOR MITCHLER:
23. Mr. President, members of the Senate, this is the Feeder Swine
24. Dealer Licensing Act and this bill is drafted by the Department of
25. Agriculture. They have an amendment on that provides that no foreign
26. corporation shall receive a license under this Act until it has
27. been authorized to do business in this State by the Secretary of State.
28. I believe it's a good amendment and I'd ask for a favorable roll
29. call.
30. PRESIDENT:
31. Senator Mitchler has moved the adoption of Amendment No. 1 to
32. House Bill 1080. Is there any discussion? If not, all in favor
33. signify by saying Ave. All opposed. The Ayes have it. The

1. amendment is adopted. Any further amendments?
2. SECRETARY:
3. No further amendments.
4. PRESIDENT:
5. 3rd reading. Middle of page 26, 1084. Senator Maitland
6. seeks leave of the Body to return 1084 to the Order of 2nd
7. reading for the purpose of an amendment. Is leave granted?
8. Leave is granted. On the Order of House Bills 2nd reading,
9. House Bill 1084. Mr. Secretary.
10. SECRETARY:
11. Amendment No. 1 offered by Senator Maitland.
12. PRESIDENT:
13. Senator Maitland.
14. SENATOR MAITLAND:
15. Thank you, Mr. President and Ladies and Gentlemen of the
16. Senate. As in the previous bill, this was some language that was
17. omitted and over the objection or with the objection of Senator
18. Geo-Karis and Senator Gitz we have offered this back into the
19. bill. I move for its adoption.
20. PRESIDENT:
21. Senator Maitland moves the adoption of Amendment No. 1 to
22. House Bill 1084. Is there any discussion? If not, all in favor
23. signify by saying Aye. All opposed. The Ayes have it. The
24. amendment is adopted. Any further amendments?
25. SECRETARY:
26. No further amendments.
27. PRESIDENT:
28. 3rd reading. Middle of page 28, 1160. Senator Davidson
29. seeks leave of the Body to return House Bill 1160 to the Order of
30. 2nd reading for purpose of an amendment. Is leave granted? Leave
31. is granted. On the Order of House Bills 2nd reading, House Bill
32. 1160. Mr. Secretary.
33. SECRETARY:

HB 1196
Recall
6-20-79

1. Amendment No. 3 offered by Senator Davidson.

2. PRESIDENT:

3. Senator Davidson.

4. SENATOR DAVIDSON:

5. Mr. President and members, No. 3 is an...correct an error
6. that the Reference Bureau on the employees' pension people
7. found that was in Amendment No. 2. Move the adoption of Amend-
8. ment No. 3.

9. PRESIDENT:

10. All right. Senator Davidson moves the adoption of Amendment
11. No. 3...has moved the adoption of Amendment No. 3 to House Bill
12. 1160. Is there any discussion? If not, all in favor signify by
13. saying Aye. All opposed. The Ayes have it. The amendment is
14. adopted. Further amendments?

15. SECRETARY:

16. No further amendments.

17. PRESIDENT:

18. 3rd reading. Middle of page 29, 1196. Senator Martin seeks
19. leave of the Body to return 1196 to the Order of 2nd reading for
20. purpose of amendment. Is leave granted? Leave is granted. On the
21. Order of House Bills 2nd reading is House Bill 1196. Mr. Secretary.

22. SECRETARY:

23. Amendment No. 1 offered by Senator Martin.

24. PRESIDENT:

25. Senator Martin.

26. SENATOR MARTIN:

27. Yes, Senator Regner last week said that an amendment similar
28. to one being put on his bill would be offered on 1196. This is a
29. Joint Committee bill. This amendment simply both clarifies the bill
30. and makes it a little less all encompassing. Excuse me. One, it
31. changes the time of delivery of the economic analysis which makes
32. it easier for the departments and number two, it will only require
33. the economic analysis by request of the Joint Committee rather than

1. doing it for each case which indeed could be costly for the
2. governmental agencies and I seek your support.

3. PRESIDENT:

4. Senator Martin has moved the adoption of Amendment No. 1
5. to House Bill 1196. Is there any discussion? If not, all in
6. favor signify by saying Aye. All opposed. The Ayes have it. The
7. amendment is adopted. Further amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDENT:

11. 3rd reading. Bottom of page 31, 1306. Senator D'Arco...
12. Senator D'Arco seeks leave of the Body to return House Bill 1306
13. to the Order of 2nd reading for purpose of an amendment. Is leave
14. granted? Leave is granted. On the Order of House Bills 2nd reading,
15. House Bill 1306. Mr. Secretary.

16. SECRETARY:

17. Amendment No. 1 offered by Senator D'Arco.

18. PRESIDENT:

19. Senator D'Arco.

20. SENATOR D'ARCO:

21. Thank you, Mr. President. What Amendment No. 1 says is that
22. CETA employees who work for the Municipality of the City of
23. Chicago will not receive pension benefits if they work on a part
24. time basis, but it is permissive instead of mandatory. That's
25. what the amendment does.

26. PRESIDENT:

27. Senator D'Arco has moved the adoption of Amendment No. 1 to
28. House Bill 1306. Is there any discussion? If not, all in favor
29. signify by saying Aye. All opposed. The Ayes have it. The
30. amendment is adopted. Any further amendments?

31. SECRETARY:

32. No further amendments.

33. PRESIDENT:

1. 3rd reading. On the top of page 32 is House Bill 1307.
2. Senator McLendon seeks leave of the Body to return 1307 to the
3. Order of 2nd reading for purpose of an amendment. Is leave
4. granted? Leave is granted. On the Order of House Bills 2nd
5. reading, House Bill 1307. Mr. Secretary.

6. SECRETARY:

7. Amendment No. 1 offered by Senator McLendon.

8. PRESIDENT:

9. Senator McLendon.

10. SENATOR MCLENDON:

11. President, members of the Senate, this bill amends an Act
12. concerning the investment of school funds by the Board of
13. Education in Illinois cities with a population over five hundred thousand
14. Paragraph 3428 of Chapter 22 provides that investments of school
15. funds shall be made in securities of the Federal Government,
16. the State of Illinois or municipalities or in Certificates of
17. Deposit in banks insured by the Federal Deposit Insurance Corporation.
18. I move it.

19. PRESIDENT:

20. Senator...Senator McLendon moves the adoption of Amendment
21. No. 1 to House Bill 1307. Is there any discussion? If not, all
22. in favor signify by saying Aye. All opposed. The Ayes have it.
23. The amendment is adopted. Any further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDENT:

27. 3rd reading. Middle of page 32, 1325. Senator Coffey seeks
28. leave to return 1325 to the Order of 2nd reading for purpose of an
29. amendment. Is leave granted? Leave is granted. On the Order of
30. House Bills 2nd reading, House Bill 1325. Mr. Secretary.

31. SECRETARY:

32. Amendment No. 1 offered by Senator Coffey.

33. PRESIDENT:

1. Senator Coffey.

2. SENATOR COFFEY:

3. Yes, Mr. President and members of the Senate, Amendment No. 1
4. amends House Bill 1325 on page 1, line 1 by deleting 15-100 and
5. 15-136 and inserting lieu of the following: 1-140, 11-100 and
6. 15-100. Basically what this does, it identifies the road district
7. township commissioners and shows that they have local authority to put
8. weight restrictions on township bridges and highways and I'd ask for
9. a favorable roll call.

10. PRESIDENT:

11. Senator Coffey has moved the adoption of Amendment No. 1 to
12. House Bill 1325. Is there any discussion? If not, all in favor
13. signify by saying Aye. All opposed. The Ayes have it. The amendment
14. is adopted. Any further amendments?

15. SECRETARY:

16. No further amendments.

17. PRESIDENT:

18. 3rd reading. 1526. Senator Bruce on the Floor? All right,
19. middle of page 36. Senator Bruce seeks leave to return House Bill
20. 1526 to the Order of 2nd reading for purposes of an amendment. Is
21. leave granted? Leave is granted. On the Order of House Bills 2nd
22. reading, House Bill 1526. Mr. Secretary.

23. SECRETARY:

24. Amendment No. 1 offered by Senator Grotberg.

25. PRESIDENT:

26. Senator Grotberg.

27. SENATOR GROTBORG:

28. Thank you, Mr. President. Amendment No. 1, with the consent
29. of the Aeronautics Division of the Department of Transportation,
30. enlarges Senator Bruce's bill to include port districts and park
31. districts as those governmental entities that may join together under
32. the Intergovernmental Cooperation Act to improve airports. I move the
33. adoption.

PRESIDENT:

Senator Grotberg has moved the adoption of Amendment No. 1 to

1.5
6/20/77
Re

1. House Bill 1526. Is there any discussion? If not, all in favor
2. signify by saying Aye. All opposed. The Ayes have it. The
3. amendment is adopted. Any further amendments?

4. SECRETARY:

5. No further amendments.

6. PRESIDENT:

7. 3rd reading. Senator Knuppel on 1777. Senator Knuppel
8. seeks leave of the Body to return 1777 in the middle of page 41
9. to the Order of 2nd reading for purpose of an amendment. Is leave
10. granted? Leave is granted. On the Order of House Bills 2nd reading,
11. House Bill 1777. Mr. Secretary.

12. SECRETARY:

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

14. PRESIDENT:

15. Senator Joyce.

16. SENATOR JEROME JOYCE:

17. Mr. President, thank you. This says that it would be unlawful
18. to fish in the Kankakee and Iroquois Rivers' tributaries into the
19. Kankakee and Iroquois Rivers from April 1st to May 31st. This is
20. the spawning season and the fishermen in that area are trying to
21. repopulate the Redhorse which is almost an extinct species of fish,
22. and the small mouth bass in that area. I move its adoption.

23. PRESIDENT:

24. Senator Joyce has moved the adoption of Amendment No. 1 to
25. House Bill 1777. Is there any discussion? If not, all in favor
26. signify by saying Aye. All opposed. The Ayes have it. The
27. amendment is adopted. Any further amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDENT:

31. 3rd reading. Senator Schaffer, bottom of page 44. Is
32. Senator Schaffer on the Floor? Bottom of page 46, Senator Maragos.
33. Senator Maragos on the Floor? 2049, Senator Maragos. On the

HB 2226
Recall
6-20-79

1. Order of House Bills 3rd is House Bill...bottom of page 46, House
2. Bill 2049. Senator Maragos seeks leave of the Body to return 2049
3. to the Order of 2nd reading for purpose of an amendment. Is leave
4. granted? Leave is granted. On the Order of House Bills 2nd reading,
5. House Bill 2049. Mr. Secretary.

6. SECRETARY:

7. Amendment No. 2 offered by Senator Maragos.

8. PRESIDENT:

9. Senator Maragos.

10. SENATOR MARAGOS:

11. This is the bill that we tried to get municipalities restricted
12. from the provisions of this bill and it's wanted by the Municipal
13. League and other municipalities. I ask for your adoption.

14. PRESIDENT:

15. Senator Maragos has moved the adoption of Amendment No. 2 to
16. House Bill 2049. Is there any discussion? If not, all in favor
17. signify by saying Aye. All opposed. The Ayes have it. The
18. amendment is adopted. Any further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDENT:

22. 3rd reading. Senator Regner on 2226. Middle of page 50.
23. House Bill 2226. Senator Regner seeks leave to return that bill
24. to the Order of 2nd reading for purpose of an amendment. Is leave
25. granted? Leave is granted. On the Order of House Bills 2nd reading,
26. House Bill 2226. Mr. Secretary.

27. SECRETARY:

28. Amendment No. 2 offered by Senator Regner.

29. PRESIDENT:

30. Senator Regner.

31. SENATOR REGNER:

32. Mr. President, members, the other day when Amendment No. 1 was
33. put on, after it was put on I noticed an error when it was drafted
by the Reference Bureau. Four words were left out and I'd like

AB 2301
Recall
6-20-79

1. that one to correct it so now having voted on the prevailing
2. side of Amendment No. 1, I would like to reconsider the vote by
3. which that amendment was adopted.

4. PRESIDENT:

5. Senator Regner moves to reconsider the vote by which
6. Amendment No. 1 to House Bill 2226 was adopted. All in favor
7. signify by saying Aye. All opposed. The Ayes have it. The
8. vote is reconsidered. Senator Regner now moves to Table Amendment
9. No. 1 to House Bill 2226. Is there any discussion? If not,
10. all in favor signify by saying Aye. All opposed. The Ayes have
11. it. The amendment is Tabled. Further amendments?

12. SECRETARY:

13. Amendment No. 2 offered by Senator Regner.

14. PRESIDENT:

15. Senator Regner.

16. SENATOR REGNER:

17. Yes, Mr. President. This is the bill that ties in with the
18. one that Senator Martin amended a little while ago about economic
19. analysis reports being requested by the Joint Committee Administrative
20. Rules. The amendment as originally put on did not have in the
21. words by the Joint Committee which means that almost anybody could
22. have requested these reports. This amendment is correct with the
23. proper request...requesting committee and I'd move for its
24. adoption.

25. PRESIDENT:

26. All right. Senator Regner has moved the adoption of Amendment
27. No. 2 to House Bill 2226. Is there any discussion? If not, all
28. in favor signify by saying Aye. All opposed. The Ayes have it.
29. The amendment is adopted. Further amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDENT:

33. 3rd reading. Bottom of page 51, 2301. Senator Schaffer seeks

1. leave of the Body to return 2301 to the Order of 2nd reading for
2. purpose of an amendment. Is leave granted? Leave is granted. On
3. the Order of House Bills 2nd reading, House Bill 2301.

4. SECRETARY:

5. Amendment No. 1 offered by Senator Schaffer.

6. PRESIDENT:

7. Senator Schaffer.

8. SENATOR SCHAFFER:

9. Mr. President, this amendment simply...this is the immunization
10. bill and it simply provides that the ten percent penalty is repaid
11. to the school district once the school district is in compliance with
12. the immunization standards. It was discussed in committee. I think
13. it makes it a better bill.

14. PRESIDENT:

15. Senator Schaffer has moved the adoption of Amendment No. 1 to
16. House Bill 2301. Is there any discussion? If not, all in favor
17. signify by saying Aye. All opposed. The Ayes have it. The amendment
18. is adopted. Further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDENT:

22. 3rd reading. 2355, Senator Carroll. 2750 Senator...middle of
23. page 59. Senator Geo-Karis seeks leave of the Body to return 2750
24. to the Order of 2nd reading for purpose of an amendment. Is leave
25. granted? Leave is granted. On the Order of House Bills 2nd reading
26. is House Bill 2750. Mr. Secretary.

27. SECRETARY:

28. Amendment No. 1 offered by Senator Geo-Karis.

29. SENATOR GEO-KARIS:

30. Mr. Speaker...I mean Mr...excuse me...and Ladies and Gentlemen
31. of the senate. Amendment No. 1...

32. PRESIDENT:

33. I have been called worse.

34. SENATOR GEO-KARIS:

35. Amendment No. 1 was at the suggestion of Senator Chew, which

1. shows that the Department's knowledge of any foster parents
2. criminal behavior relative to child care activity. I move the
3. adoption of this amendment and it has the blessings of the
4. Department of Children and Public...Children and Public...what
5. is it? Department of Children and Family Services. I move
6. the adoption of this amendment, Sir.

7. PRESIDENT:

8. Senator Geo-Karis has moved the adoption of Amendment No. 1
9. to House Bill 2750. Is there any discussion? If not, all in favor
10. signify by saying Aye. All opposed. The amendment is adopted. Any
11. further amendments?

12. SECRETARY:

13. No further amendments.

14. PRESIDENT:

15. 3rd reading. All right. Senator Schaffer has returned to the
16. Floor. On the Bottom of page 44 is House Bill 1966. Senator
17. Schaffer seeks leave of the Body to return 1966 to the Order of
18. 2nd reading for purpose of an amendment. Is leave granted? Leave
19. is granted. On the Order of House Bills 2nd reading, House Bill
20. 1966. Mr. Secretary.

21. SECRETARY:

22. Amendment No. 1 offered by Senator Schaffer.

23. SENATOR SCHAFFER:

24. Mr. President, members of the Senate, this amendment simply...
25. This is the Family Practice Scholarship Program and it simply
26. provides that the penalty for failure to comply with the service
27. obligations would be granted on a year to year basis. In other
28. words, if you took a one year...took a three year grant, but only
29. served two, you'd only have to pay back one year's grant. The
30. bill as it presently stands is perhaps a little harsh.

31. PRESIDENT:

32. Senator Schaffer moves the adoption of Amendment No. 1 to
33. House Bill 1966. Is there any discussion? If not, all in favor

1. signify by saying Aye. All opposed. The Ayes have it. The
2. amendment is adopted. Any further amendments?

3. SECRETARY:

4. No further amendments.

5. PRESIDENT:

6. 3rd reading. Middle of page 55 is House Bill 2420. Senator
7. Vadalabene seeks leave of the Body to return 2420 to the Order of
8. 2nd reading for purpose of an amendment. Is leave granted? Leave
9. is granted. On the Order of House Bills 2nd reading, House Bill
10. 2420. Mr. Secretary.

11. SECRETARY:

12. Amendment No. 2 offered by Senator Rock.

13. PRESIDENT:

14. Leave of the Body...Senator Donnewald will handle the amendment.
15. Senator Donnewald.

16. SENATOR DONNEWALD:

17. What the amendment does and "The State Board of Education is
18. directed to examine the structure of services provided by educational
19. service regions in Illinois and to develop and report legislative
20. recommendations to the General Assembly not later than February 1,
21. 1980, concerning the appropriate role and function of such services,
22. the number of offices required, governance and administrative
23. structures and a schedule for implementation of the changes suggested."
24. I move its adoption.

25. PRESIDENT:

26. Senator Donnewald moves the adoption of Amendment No. 2 to House
27. Bill 2420. Is there any discussion? If not, all in favor signify
28. by saying Aye. All opposed. The Ayes have it. The amendment is
29. adopted. Any further amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDENT:

33. 3rd reading. All right, if I can have the attention of the

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Recalled
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1. membership, after that last list was passed out a number of
2. members have indicated they wish to recall bills. If you will
3. take your pencil out, I'll just read this list. There are sixteen
4. additional bills. All right, if I can have the attention of the
5. membership, Senator Shapiro...we now have seventeen bills, 172,453, 512,
6. 551, 829, 859, 922, 938, 963, 1211, 1596, 1686, 2526, 2548, 2642,
7. 2741, and 2779. All right. Page 4 in the Calendar, House Bill 172.
8. Senator Knuppel seeks leave of the Body to return 172 to the Order
9. of 2nd reading for purpose of an amendment. Is leave granted?
10. Leave is granted. On the Order of House Bills 2nd reading, House
11. Bill 172. Mr. Secretary.

12. SECRETARY:

13. Amendment No. 1 offered by Senator Knuppel.

14. PRESIDENT:

15. Senator Knuppel.

16. SENATOR KNUPPTEL:

17. Amendment No. 1 amends the date from July 21st to July 1st.

18. It's a typo error and it corrects it.

19. PRESIDENT:

20. Senator Knuppel moves the adoption of Amendment No. 1 to House
21. Bill 172. Is there any discussion? If not, all in favor signify
22. by saying Aye. All opposed. The Ayes have it. The amendment is
23. adopted. Any further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDENT:

27. 3rd reading. Bottom of page 9, House Bill 453. Senator Knuppel
28. seeks leave to return that bill to the Order of 2nd reading for
29. purposes of an amendment. Is leave granted? Leave is granted.
30. On the Order of House Bills 2nd reading, House Bill 453. Mr.
31. Secretary.

32. SECRETARY:

33. Amendment No. 4 offered by Senator Knuppel.

1. PRESIDENT:

2. Senator Knuppel.

3. SENATOR KNUPPEL:

4. First of all, I have to move to Table Amendment No. 2. That's
5. the reason for having to return it. There was an error in Amendment
6. No. 2. I move to Table Amendment No. 2.

7. PRESIDENT:

8. All right. Senator Knuppel wishes to reconsider the vote by
9. which Amendment No. 2 to House Bill 453 was adopted. All in favor
10. signify by saying Aye. All opposed. The Ayes have it. The vote
11. is now reconsidered. Senator Knuppel now moves to Table Amendment
12. No. 2 to House Bill 453. All in favor signify by saying Aye. All
13. opposed. The Ayes have it. The amendment is Tabled. Further
14. amendments?

15. SECRETARY:

16. Amendment No. 4 offered by Senator Knuppel.

17. PRESIDENT:

18. Senator Knuppel.

19. SENATOR KNUPPEL:

20. All that amendment does is correct the Metropolitan Sanitary
21. Amendment and there was an error in it. It moves to correct that.
22. It provides the provisions of subsections do not apply to public
23. owned sewage works or disposal of utilization of sludge from
24. publicly owned sewage works. I move the adoption.

25. PRESIDENT:

26. All right. Senator Knuppel has moved the adoption of
27. Amendment No. 4 to House Bill 453. Is there any discussion? If
28. not, all in favor signify by saying Aye. All opposed. The Ayes
29. have it. The amendment is adopted. Any further amendments?

30. SECRETARY:

31. Amendment No. 5 offered by Senator Knuppel.

32. PRESIDENT:

33. Senator Knuppel.

1. SENATOR KNUPPEL:
2. Amendment No. 5 defines the hazardous waste as not to include
3. municipal waste then defines municipal waste to mean garbage, general
4. household and commercial waste, landscape waste and construction
5. or demolition debris. I move the adoption of Amendment No. 5.
6. PRESIDENT:
7. Senator Knuppel has moved the adoption of Amendment No. 5 to
8. House Bill 453. Is there any discussion? If not, all in favor
9. signify by saying Aye. All opposed. The Ayes have it. The
10. amendment is adopted. Further amendments?
11. SECRETARY:
12. No further amendments.
13. PRESIDENT:
14. 3rd reading. Senator Joyce, for what purpose do you rise?
15. SENATOR JEROME JOYCE:
16. Yes, Mr. President. I'd like to compliment you. You're...
17. things are moving along a lot swifter now since you've got a new
18. Parliamentarian. He's doing a good job too.
19. PRESIDENT:
20. All right. We are now on bottom of page 10. Senator Wooten
21. seeks leave of the Body to return House Bill 512 to the Order
22. of 2nd reading for purpose of an amendment. Is leave granted?
23. Leave is granted. On the Order of House Bills 2nd reading, House
24. Bill 512. Mr. Secretary.
25. SECRETARY:
26. House Bill 512. Amendment No. 1 offered by Senator Wooten.
27. PRESIDENT:
28. Senator Wooten.
29. SENATOR WOOTEN:
30. Mr. President, I've indicated to the Committee on Higher Edu-
31. cation that I would delete references to the...town boards as they
32. really were not germane to the argument and that's what this
33. amendment does, deletes all references to the town board.

1. PRESIDENT:

2. Senator Wooten has moved the adoption of Amendment No. 1
3. to House Bill 512. Is there any discussion? If not, all in
4. favor signify by saying Aye. All opposed. The Ayes have it.
5. The amendment is adopted. Any further amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDENT:

9. 3rd reading. 551, Senator Buzbee. In the middle of page 11.
10. Senator Buzbee seeks leave of the Body to return 551 to the Order
11. of 2nd reading for purpose of an amendment. Is leave granted?
12. On the Order of House Bills 2nd reading is House Bill 551. Mr.

13. SECRETARY:

14. Amendment No. 1 offered by Senator Buzbee.

15. PRESIDENT:

16. Senator Buzbee.

17. SENATOR BUZBEE:

18. Thank you, Mr. President. This amendment addresses the
19. objections raised by various members of the Agriculture Committee
20. in the committee hearing. The Department of Conservation is the author
21. of the amendment which they believe addresses and corrects those problems
22. that the members had. First of all, it says that you got...by
23. deleting line 10 and inserting in lieu thereof by either a receipt
24. from the dealer or manufacturer or other seller showing that any
25. tax so imposed has been paid or an exemption determination from the
26. Department of...then it has some other language in there and then
27. it deals with the offenses, offenses relating to titling and the
28. offenses are described as petty offenses. They are defined and then
29. the penalty is reduced from a Class 4 felony to a Class B misdemeanor
30. and there was some people that thought the Class 4 felony was a little
31. stiff and so we made it a Class B misdemeanor instead and I would
32. move its adoption.

33. PRESIDENT:

1. All right. Senator Buzbee has moved the adoption of
2. Amendment No. 1 to House Bill 551. Is there any discussion?
3. If not, all in favor signify by saying Aye. All opposed.
4. The Ayes have it. The amendment is adopted. Any further
5. amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDENT:

9. 3rd reading. Top of page 19, Senator Lemke on 829.
10. Seeks leave...Senator Lemke seeks leave of the Body to return
11. House Bill 829 to the Order of 2nd reading for purpose of an
12. amendment. Is leave granted? Leave is granted. On the Order
13. of House Bills 2nd reading is House Bill 829. Mr. Secretary.
14. Is there an amendment filed on this?

15. SECRETARY:

16. Amendment No. 2 offered by Senator Nimrod.

17. PRESIDENT:

18. Senator Nimrod.

19. SENATOR NIMROD:

20. Than you, Mr. President. This amendment was...as a result of
21. our Higher Education Committee. It was a suggestion that was made
22. to incorporate this provision in order to...to have this bill leave
23. the committee and I know of no opposition to it. What it does
24. is that if in fact, there are any amounts of monies that are given
25. to any of the private schools that, in fact, this amendment then
26. would provide that, in fact, there would be a lien on that property
27. for the life of that particular improvement so that if the univer-
28. sity is closed that the State would be reimbursed in the event there
29. is any unused portion...amount of that appropriation. I would move
30. for the adoption of this amendment.

31. PRESIDENT:

32. Senator Nimrod has moved the adoption of Amendment No. 2 to
33. House Bill 829. Is there any discussion? If not, all in favor

1. signify by saying Aye. All opposed. The Ayes have it. The
2. amendment is adopted. Any further amendments?

3. SECRETARY:

4. No further amendments.

5. PRESIDENT:

6. 3rd reading. Top of page 20, House Bill 859. Senator
7. Geo-Karis seeks leave of the Body to return House Bill 859 to
8. the Order of 2nd reading for purpose of an amendment. Is leave
9. granted? Leave is granted. On the Order of House Bills 2nd reading
10. is House Bill 859. Mr. Secretary. 859, Mr. Secretary.

11. SECRETARY:

12. Amendment No. 1 offered by Senator Berning.

13. PRESIDENT:

14. Senator Berning.

15. SENATOR BERNING:

16. Thank you, Mr. President. Amendment No. 1 to House Bill 859
17. has been concurred in by both the Senate sponsor and the House
18. Sponsor, Representative Matijevich. This further defines the
19. information which must be furnished to the County Clerk and the
20. County Treasurer for the proper billing of drainage district assess-
21. ments to the taxpayers. I would move for the adoption of the
22. amendment.

23. PRESIDENT:

24. All right. Senator Berning has moved the adoption of
25. Amendment No. 1 to House Bill 859. 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. Any further amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDENT:

31. 3rd reading. 922, Senator Knuppel. In the middle of page
32. 21 is House Bill 922. Senator Knuppel seeks leave of the Body
33. to return 922 to the Order of 2nd reading for purpose of an

1. amendment. Is leave granted? Leave is granted. On the Order
2. of House Bills 2nd reading is House Bill 922. Mr. Secretary.
3. SECRETARY:
4. Amendment No. 4 offered by Senator Knuppel.
5. PRESIDENT:
6. Senator Knuppel.
7. SENATOR KNUPPEL:
8. Amendment No. 4 changes the mileage rate from seventeen to
9. twenty cents in this bill. I move the adoption of Amendment No. 4.
10. PRESIDENT:
11. Senator Knuppel has moved the adoption of Amendment No. 4
12. to House Bill 922. Is there any discussion? If not, all in favor
13. signify by saying Aye. All opposed. The Ayes have it. The
14. amendment is adopted. Any further amendments?
15. SECRETARY:
16. No further amendments.
17. PRESIDENT:
18. 3rd reading. Senator Bruce on the Floor? You got a bill...
19. 963...all right. Bottom of page 24 is House Bill 1039. Senator
20. Newhouse seeks leave of the Body to return House Bill 1039 to
21. the Order of 2nd reading for purpose of an amendment. Is leave
22. granted? Leave is granted. On the Order...on the Order of House
23. Bills 2nd reading is House Bill 1039. Mr. Secretary.
24. SECRETARY:
25. Amendment No. 3 offered by...well, I have the amendment, but
26. it doesn't have a name on it.
27. PRESIDENT:
28. Senator Newhouse. Offered by Senator Newhouse.
29. SECRETARY:
30. Senator Newhouse.
31. PRESIDENT:
32. Senator Newhouse.
33. SENATOR NEWHOUSE:

1. Thank you, Mr. President. Mr. President and members of the
2. Senate, would you give your attention to this, please, because
3. many of you got on your desks today a note from the Realtors
4. Association from Bob Cook that he was opposing this bill because
5. of a problem that existed there. This amendment is to cure that
6. problem. It was put together by Mr. Cook and I have a second
7. memorandum on my desk here saying that with this memorandum the
8. realtors will be in favor of this bill. What it does is this...
9. there is a requirement within the bill that some information be
10. given that is sort speculative on the part of the seller and no
11. seller's lawyer would permit that kind of language to exist. What
12. we have here is some language that is not speculative and which a
13. seller could very well put into the condominium agreement. This
14. is by Mr. Cook. It says that, in fact, the person in good faith
15. believes that he is in compliance with the...with the condominium
16. agreement and with that I offer Amendment No. 1, move it...No. 3,
17. and move its adoption.

18. PRESIDENT:

19. Senator Newhouse has moved the adoption of Amendment No. 3
20. to House Bill 1039. Is there any discussion? If not, all in favor
21. signify by saying Aye. All opposed. The Ayes have it. The
22. amendment is adopted. Any further amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDENT:

26. 3rd reading. 963, in the middle of page 22. Senator Bruce
27. seeks leave of the Body to return 963 to the Order of 2nd reading
28. for purpose of an amendment. Is leave granted? Leave is granted.
29. On the Order of House Bills 2nd reading is House Bill 963. Mr.
30. Secretary.

31. SECRETARY:

32. Amendment No. 1 offered by Senator Sommer.

33. PRESIDENT:

1. Senator Sommer.

2. SENATOR SOMMER:

3. Mr. President and members, first of all, I'd like to thank
4. Senator Bruce for bringing the bill back because he didn't want
5. to, but secondarily, this bill...this amendment allows farmers
6. to sell their own grain to terminal elevators and not be required to
7. be audited by a CPA. This is an expensive procedure that's really
8. aimed at country elevator...country elevators, and not farmers,
9. and when we rewrote the Act a couple of years ago we, I think,
10. inadvertently picked up these people and all this does is it
11. exempts a farmer who sells his own grain from hiring a CPA and
12. that costs some two or three thousand dollars and it just does
13. equity for those people.

14. PRESIDENT:

15. Senator Bruce.

16. SENATOR BRUCE:

17. I rise in opposition to this amendment. I think that everyone
18. on the Floor has probably been contacted by...those of you who have
19. downstate elevators have been contacted by the Illinois Feed and
20. Grain Association and by the Department of Agriculture. We have
21. been working with the whole problem of grain failures for some
22. years and what we have accomplished through Senator McMillan's
23. bill is a very tight and comprehensive bill which regulates the sale
24. of grain in Illinois and insures the farmer when he goes to an
25. elevator he is going to get paid for that grain. Representative
26. Brummer, because we had a very small problem with...what are known
27. as incidental grain dealers, at the request of the Department of
28. Agriculture and the Illinois Feed and Grain Association put in
29. House Bill 963. This amendment was not offered in committee. It
30. has not been considered by anyone and what it says is that any
31. farmer who wishes can deny to a country elevator the right to do
32. business. Now what Senator Sommer wants to say is that all it...all
33. it involves is the question of having a CPA audit, but what it

1. really goes to is the question of whether or not a farmer can
2. go to a terminal elevator and...and harm a businessman who is
3. trying to provide services to the area farmers throughout the
4. State of Illinois. This amendment is opposed by the Department
5. of Agriculture. It is opposed by the Illinois Feed and Grain
6. Association. If a farmer wants to go into the grain business,
7. he must meet the requirements of being a grain dealer and that
8. includes a CPA audit. Now I'll tell you what you're going to
9. do if this amendment goes on. First of all, I'm not going to
10. move this bill. The second thing that's going to happen if this bill
11. were to become law very soon you're going to have guys who have
12. bought grain from other people and it says their own grain, but
13. it's their own grain once they buy it, if they say they're going
14. to pay for it later and default on that we're going to have back
15. here a failure of an incidental grain dealer or a grain dealer who
16. buys their neighbors grain and we're going to have a bill that
17. says when you buy grain from other people you have to have a CPA
18. audit. I think the bill we have makes sense. It says if you
19. take grain and sell it on behalf of others, you must have a CPA
20. audit. That's the way it ought to be and this bill takes off
21. that requirement and I oppose it.

22. PRESIDENT:

23. Senator McMillan.

24. SENATOR MCMILLAN:

25. Mr. President and members of the Senate, I really wasn't
26. going to get in the midst of this debate, but I think a couple
27. of things need to be cleared. I had suggested this amendment.
28. I did mention to Terry that I would not go ahead and offer it
29. because I had no intent of harming what was a good bill, but
30. there are some things that I think ought to be made fairly clear.
31. The grain elevator industry likes it very much that they can take
32. the grain dealer's license that we worked hard to achieve and use
33. that particular license in some kind of a sweetheart contract with the

1. terminal elevators and the terminal elevators rather than saying
2. to a farmer no, Mr. Farmer, you can't sell directly to me. We'll
3. only buy from people who have a grain dealer's license and this is
4. very nice for the grain elevators because it lets them be the only
5. ones that can sell to the terminal elevator and it does prevent
6. the farmer who may own a truck and may be able to move his own
7. grain to go directly to the river and probably get a better price.
8. Now as I said, I have no intent of trying to harm what Terry is
9. trying to accomplish with this bill, but to accuse the sponsor of
10. this of having some other intent or to say that just adding this
11. amendment is going to let some farmer buy somebody else's grain and
12. become a grain dealer. I...I think is not correct and I think
13. ultimately we want to end this kind of a special arrangement
14. whereby our grain dealer's license is being used by a certain
15. industry to prevent farmers from selling to a terminal elevator.

16. PRESIDENT:

17. Further discussion? Senator Knuppel.

18. SENATOR KNUPPEL:

19. Well, for once in his life, he's right and if he'd have talked
20. like that last fall he'd probably be in Washington instead of
21. here. I support Senator Bruce in what he said. Now, I've nothing
22. against the other proposition, but it ought not to be tacked on
23. a bill that's here that's a good bill. It ought to be offered as
24. a separate proposal in legislation and voted on...or up or down on
25. its own merits rather than to have it stuck on another bill where
26. the...where the bill will do some good and where it ought to be
27. passed. I, too, rise in opposition to the amendment and support
28. Senator Bruce for probably the first time in my life.

29. PRESIDENT:

30. Any further discussion? Senator Sommer may close the
31. debate.

32. SENATOR SOMMER:

33. Members, I would like to indicate that just about everything

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Amendment # 3

1. Senator Bruce said was wrong. The present practice prohibits a
2. small farmer or even a large farmer from selling his grain where
3. he wants to. This simply allows him to go if he's closer to a
4. terminal elevator which are the big elevators on the rivers to
5. go sell it there. That's all it does. It does not interfere with
6. any other aspects of the bill that Senator Bruce has other than
7. certain people who operate elevators in the country don't like it.
8. Well, sure. They like a captive situation. Why not? This simply
9. allows the farmer to market wherever he wants. I see nothing
10. wrong with that.

11. PRESIDENT:

12. All right. Senator Sommer has moved the adoption of Amendment
13. No. 1 to House Bill 963. A roll call has been requested. Those in
14. favor of the amendment will vote Aye. Those opposed will vote Nay.
15. The voting is open. Have all voted who wish? Have all voted who
16. wish? Take the record. On that question the Ayes are 13. The
17. Nays are 29. None Voting Present. The amendment fails. Any
18. further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDENT:

22. 3rd reading. Bottom of page 37, 1596. Senator Regner seeks
23. leave of the Body to return 1596 to the Order of 2nd reading for
24. purposes of an amendment. Is leave granted? Leave is granted.
25. On the Order of House Bills 2nd reading, House Bill 1596. Mr.
26. Secretary.

27. SECRETARY:

28. Amendment No. 3 offered by Senator Mitchler.

29. PRESIDENT:

30. Senator Mitchler.

31. SENATOR MITCHLER:

32. Mr. President and members of the Senate, Amendment No. 3
33. to House Bill 1596 is the amendment that has been redesigned to

1. include the phase-in provision that was objected to in the original
2. amendment that has the exemption for the machinery clarification
3. to the Department of Revenue. I move for adoption of the amendment.

4. PRESIDENT:

5. Senator Regner.

6. SENATOR REGNER:

7. Well, Mr. President and members, I opposed this amendment
8. yesterday on several bases. One, this bill...bill doing this very
9. thing died in the House and I have a fear if this amendment goes
10. on this particular piece of legislation will be just as dead. What
11. it does, it provides a tax incentive for printing equipment. It
12. would help the newspapers. I see no reason why we should help the
13. newspapers out and I urge you to defeat the amendment.

14. PRESIDENT:

15. Any further discussion? All right. Senator Mitchler has
16. moved the adoption of Amendment No. 3 to House Bill 1596. A roll
17. call has been requested. 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? Take the record. On that question the
20. Ayes are 3. The Nays are 23. The amendment fails. Any further
21. amendments?

22. SECRETARY:

23. No further amendments.

24. PRESIDENT:

25. 3rd reading. Senator Schaffer on the Floor? Top of page
26. 39 is House Bill 1686. Senator Schaffer seeks leave of the
27. Body to return 1686 to the Order of 2nd reading for purposes of
28. an amendment. Is leave granted? Leave is granted. On the
29. Order of House Bills 2nd reading, House Bill 1686. Mr. Secretary.

30. SECRETARY:

31. Amendment No. 1 offered by Senator Sommer.

32. PRESIDENT:

33. Senator Sommer.

1. SENATOR SOMMER:

2. Mr. President, members, this amendment is essentially
3. Senate Bill 1378 which passed this Body on the Agreed List
4. and got bogged down in the House. It's of benefit to small
5. townships and gives the Governor an alternative to, I think,
6. House Bill 420 that passed...450 that passed earlier.

7. PRESIDENT:

8. All right. Senator Sommer has moved the adoption of
9. Amendment No. to House Bill 1686. Is there any discussion?
10. If not, all in favor signify by saying Aye. All opposed.
11. The Ayes have it. The amendment is adopted. Any further
12. amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDENT:

16. 3rd reading. 2526, Senator Merlo. Senator Merlo. Senator
17. Merlo. 2526. Indicates he doesn't want it called back, Senator
18. D'Arco. On your bottom of page 56 on the Order of House Bills
19. 3rd is House Bill 2526. Senator Merlo seeks leave to return that
20. bill to the Order of 2nd reading for purposes of an amendment. Is
21. leave granted? Leave is granted. On the Order of House Bills
22. 2nd reading, House Bill 2526. Mr. Secretary.

23. SECRETARY:

24. Amendment No. 1 offered by Senator D'Arco.

25. PRESIDENT:

26. Senator D'Arco.

27. SENATOR D'ARCO:

28. Thank you, Mr. President. What this says is that in a guaranteed
29. sales plan which is a new concept that the real estate industry
30. has undertaken, what happens is is a person lists his single
31. family residence with a realtor and then the realtor guarantees
32. if he does not sell it to a prospective buyer, he, the realtor,
33. will buy the single family residence from the seller. The reason

1. for that is an inducement to the seller to list the property for
2. sale with a particular realtor that guarantees...that's why
3. they call it a guaranteed sales plan...he guarantees that he will
4. buy the building from the seller. Now what the amendment says
5. is that the realtor, if he doesn't buy the building, should be
6. penalized somewhat because he is inducing the seller to list the
7. building with him. So the amendment provides that ten percent of
8. the guaranteed sales price in the contract would be held in trust
9. and that if, in fact, he did not buy the building after he...if, in
10. fact, he did not buy the building from the seller he would forfeit
11. that ten percent held in escrow and I would move for adoption of
12. Amendment No. 1.

13. PRESIDENT:

14. Senator D'Arco has moved the adoption of Amendment No. 1
15. to House Bill 2526. Is there any discussion? Senator Bowers.

16. SENATOR BOWERS:

17. Question of the sponsor of the Amendment.

18. PRESIDENT:

19. Indicates he will yield.

20. SENATOR BOWERS:

21. Is the ten percent forfeiture the only remedy then or does
22. he still have his contractual remedy?

23. PRESIDENT:

24. Senator D'Arco.

25. SENATOR D'ARCO:

26. He has...he still...he still has his contractual remedies.

27. PRESIDENT:

28. Any further discussion? If not, Senator D'Arco moves the
29. adoption of Amendment No. 1 to House Bill 2526. All in favor
30. signify by saying Aye. All opposed. The Ayes have it. The
31. amendment is adopted. Any further amendments?

32. SECRETARY:

33. No further amendments.

1. PRESIDENT:

2. 3rd reading. On the bottom of page 22 is House Bill 981.
3. Senator Schaffer seeks leave of the Body to return 981 to the
4. Order of 2nd reading for purposes of an amendment. Is leave
5. granted? Leave is granted. On the Order of House Bills 2nd reading,
6. House Bill 981. Mr. Secretary.

7. SECRETARY:

8. Amendment No. 2 offered by Senator Washington.

9. PRESIDENT:

10. Senator Washington.

11. SENATOR WASHINGTON:

12. Mr. President, Amendment No. 2 to 981 simply gives the Board
13. of Appeals in the counties of over one million the power to act
14. as an equalizing authority. In those counties where you have a
15. disparity in assessment it provides that the Board annually shall
16. bring about a uniform assessment as to the various townships
17. regarding any particular piece of property. It's a much needed
18. democratic due process method of equalizing assessments in various
19. classes throughout a township or rather throughout a county and
20. I ask for its adoption.

21. PRESIDENT:

22. All right. Senator Washington has moved the adoption of
23. Amendment No. 2 to House Bill 981. Is there any discussion? Senator
24. Egan.

25. SENATOR EGAN:

26. Yes, Mr. President and members of the Senate, I must stand in
27. opposition to this amendment, Mr. President and members of the
28. Senate. It does not affect my county or my district, but let
29. me say nor does it yours, Senator Washington, and what it does is
30. it means that every township will have its own equalizer throughout
31. the State of Illinois except in Cook County then the next step is to
32. put Cook County into the bill so that each township in Cook County
33. has its own equalizer. It is a totally unmanageable practical effect
of perhaps a kind

1. concept, but it's unworkable.

2. PRESIDENT:

3. Senator Washington.

4. SENATOR WASHINGTON:

5. To label something as unworkable without dealing with the
6. essential ingredients seems to me to be rather ludicrous. What
7. we have throughout Cook County and perhaps other counties in
8. reference to townships is a total disparity in assessments
9. particularly as regards homes and small apartments mostly in
10. Class X categories of property, real estate property. All this
11. does is permit the Board of Appeals in counties of over one
12. million, which is Cook County, to provide to bring about an
13. equalization as between the townships. I don't know how anyone
14. could possibly argue against that. As a matter of fact, State
15. law provides that there shall be equalization as between the
16. townships or the various neighborhoods within a given county.
17. This is all this does, guarantees that it will be done. The
18. question is, who is going to do it. Clearly it has not been done
19. by some various assessors so what happens in this amendment is
20. really we're providing that the Board of Appeals should come in
21. over the assessors and do the job and I think it's a very fair
22. method of doing it.

23. PRESIDENT:

24. Is there any further discussion? Senator Egan.

25. SENATOR EGAN:

26. Well, just to reiterate what I've already said, this
27. amendment came up in the Revenue Committee. It had the attention
28. of the full committee. It was turned down by the committee after
29. deliberation by the members of the committee and testimony
30. that the bill is unworkable.

31. PRESIDENT:

32. Further discussion? Senator Newhouse.

33. SENATOR NEWHOUSE:

HB 2548
Recalled
6-20-79

1. Thank you, Mr. President, Senators. A proportion of what
2. Senator Egan says I certainly agree with and that is that it
3. would require that the townships and the City of Chicago and
4. elsewhere be equalized on the basis of those townships as they
5. presently exist. Now, let me tell you what that means. If you
6. look at the townships in the City of Chicago, the Hyde Park
7. Twonship which is...which covers a portion of my district, is...
8. has an assessment level of 16.3 percent, but if we go just to the
9. north of that which would include the Loop and somewhere just
10. south of the Loop, the assessment level is eleven percent or
11. the assessment level is two-thirds of the assessment level of
12. my district. It seems to me that's the worst kind of overreaching.
13. Two townships adjacent to each other with a differential of
14. thirty-three and a third percent between them. Now there is
15. absolutely no reason to come out with that kind of result and
16. it seems to me that if there cannot be a more reasonable assess-
17. ment level arrived at under the present system we have to go to
18. something just such as this to give those in my district some
19. kind of property tax equality, not relief but just equality. So
20. to me this makes ultimate sense and I'm for the amendment.

21. PRESIDENT:

22. Is there any further discussion? All right. Senator Washing-
23. ton has moved the adoption of Amendment No. 2 to House Bill 981.
24. Roll call has been requested. Those in favor of the amendment will
25. vote Aye. Those opposed will vote Nay. The voting is open. Have
26. all voted who wish? Have all voted who wish? Take the record.
27. On that question the Ayes are 36. The Nays are 13. None Voting
28. Present. Amendment No. 2 is adopted. Any further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDENT:

32. 3rd reading. Page 57, Senator Knuppel on House Bill 2548.
33. Senator Knuppel seeks leave to return 2548 to the Order of 2nd
reading for purposes of an amendment. Is leave granted? Leave is

1. granted. On the Order of House Bills 2nd reading, House Bill 2548.

2. Mr. Secretary.

3. SECRETARY:

4. Amendment No. 2 offered by Senator Knuppel.

5. PRESIDENT:

6. Senator Knuppel.

7. SENATOR KNUPPEL:

8. Mr. President and members of the Body, there were technical
9. errors in the House Bill 2548. This amendment has been prepared
10. by the Reclamation Supervisor of the Illinois Department of Mines
11. and Minerals. What this bill is attempting to do is meet the
12. mandates of the Federal Surface Mine Control and Reclamation Act
13. of 1977 and this has to do with grandfathering in certain kinds of
14. agricultural land. The amendment is offered because of those
15. technical defects that might not allow it to comply with the Federal
16. Act and I move the adoption of Amendment No. 2.

17. PRESIDENT:

18. Senator Knuppel has moved the adoption of Amendment No. 2 to
19. House Bill 2548. Is there any discussion? If not, all in favor
20. signify by saying Aye. All opposed. The Ayes have it. The
21. amendment is adopted. Any further amendments?

22. SECRETARY:

23. No further amendments.

24. PRESIDENT:

25. 3rd reading. Senator Rhoads on the Floor? Senator Rhoads
26. on the Floor? Senator Maragos on the Floor? Do you wish to
27. recall 2741? All right. 2779. Is there leave to have Senator
28. Savickas handle that bill...bottom of page 59. It's the Revisory
29. Bill. Senator Savickas asks leave of the Body to return 2779 to
30. the Order of 2nd reading for purposes of an amendment. Is leave
31. granted? Leave is granted. On the Order of House Bills 2nd
32. reading, House Bill 2779. Mr. Secretary.

33. SECRETARY:

1. Amendment No. 1 offered by Senator Daley.

2. PRESIDENT:

3. Senator Savickas.

4. SENATOR SAVICKAS:

5. Yes, Mr. President and members of the Senate, this is the
6. LRV Revisory Bill and this amendment simply consolidates the
7. other Revisory Bill which is House Bill 2777 into the provisions
8. of this bill. I move its adoption.

9. PRESIDENT:

10. All right, Senator Savickas has moved the adoption of Amendment
11. No. 1 to House Bill 2779. Is there any discussion? If not, all
12. in favor signify by saying Aye. All opposed. The Ayes have it.
13. The amendment is adopted. Any further amendments?

14. SECRETARY:

15. No further amendments .

16. PRESIDENT:

17. 3rd reading.

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19. (End of Reel)

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1. PRESIDENT:

2. All right. If I can have the attention, we are
3. attempting, at least, to clean as many of these up as we
4. can. There are three currently pending, where sponsors have
5. indicated they wish to have the bill called back. There
6. are some pending where the sponsor has refused to call the
7. bill back, and we, therefore, will not call it back. 222,
8. 2355, and 2642. Senator Shapiro, would you like to handle
9. that for Senator Rhoads? Apparently, it's just a technical
10. amendment. I don't think there's any substance to it. All
11. right. Well, give Senator Shapiro a copy of it, so we
12. know what we're doing here. Senator Graham, on 222. 222,
13. the middle of page 5, Senator Graham seeks leave of the
14. Body to return 222 to the Order of 2nd reading, for the
15. purpose of an amendment. Is leave granted? Leave is granted.
16. On the Order of House Bills, 2nd reading, House Bill 222.

17. SECRETARY:

18. Amendment No. 2, offered by Senator Philip.

19. PRESIDENT:

20. Senator Philip.

21. SENATOR PHILIP:

22. Thank you, Mr. President, and Ladies and Gentlemen of
23. the Senate. Amendment No. 2, did I hear?

24. PRESIDENT:

25. Amendment No. 2 is correct.

26. SENATOR PHILIP:

27. ...would bring up the Director of the Department of
28. Conservation, the Assistant Director of Conservation, the
29. same pay scale as the Director of Agriculture, by 1981. I
30. move its adoption.

31. PRESIDENT:

32. Senator Philip has moved the adoption of Amendment No.
33. 2 to House Bill 222. Is there any discussion? If not,
all in favor signify by saying Aye. All opposed. The

1. Ayes have it. The amendment is adopted. Any further
2. amendments?
3. SECRETARY:
4. No further amendments.
5. PRESIDENT:
6. 3rd reading. 2355, bottom of page 52. Is there leave
7. to have Senator Bruce to handle this, in Senator Carroll's
8. absence? On the Order of House Bills, 3rd reading, House
9. Bill 2355. Senator Bruce seeks leave of the Body to return
10. that to the Order of 2nd reading, for the purpose of an
11. amendment. Is leave granted? Leave is granted. On the
12. Order of House Bills, 2nd reading, House Bill 2355, Mr.
13. Secretary.
14. SECRETARY:
15. Amendment No. 1, offered by Senator Carroll.
16. PRESIDENT:
17. Senator Bruce.
18. SENATOR BRUCE:
19. Yes, thank you, Mr. President. This bill deals with
20. the one hundred dollar claims that the Comptroller deems
21. to be uncollectable. The amendment just states that he
22. can, by rule or regulation, establish the conditions for
23. collection, and the...minimum amount of the...that he will
24. pursue in collection of amounts against the State of Illinois.
25. Move its adoption.
26. PRESIDENT:
27. Senator Bruce has moved the adoption of Amendment No. 1
28. to House Bill 2355. Is there any discussion? If not, all
29. in favor signify by saying Aye. All opposed. The Ayes have
30. it. The amendment is adopted. Any further amendments?
31. SECRETARY:
32. No further amendments.
33. PRESIDENT:
3rd reading. Okay, top of page 58, House Bill 2642. Is

1. there leave to have Senator Shapiro handle that, in
2. Senator Rhoads's absence? Leave is granted. Senator
3. Shapiro seeks leave of the Body to return 2642 to the Order
4. of 2nd reading, for the purposes of an amendment. Is leave
5. granted? Leave is granted. On the Order of House Bills, 2nd
6. reading, House Bill 2642, Mr. Secretary.

7. SECRETARY:

8. Amendment No. 1, offered by Senator Rhoads.

9. PRESIDENT:

10. Senator Shapiro.

11. SENATOR SHAPIRO:

12. Mr. President, this is purely a technical amendment.
13. It deletes the word has, and inserts in lieu thereof, the
14. words has been. I would urge its adoption.

15. PRESIDENT:

16. Senator Shapiro has moved the adoption of Amendment
17. No. 1 to House Bill 2642. Is there any discussion? If
18. not, all in favor signify by saying Aye. All opposed. The
19. Ayes have it. The amendment is adopted. Any further amendments?

20. SECRETARY:

21. No further amendments.

22. PRESIDENT:

23. 3rd reading. Is there any further business to come
24. before the Senate? We have handled ninety-nine bills
25. on the Order of 3rd reading, and have recalled some forty-
26. nine. Any further business to come before the Senate?
27. Any announcements? Nobody wants to adjourn. There's no
28. motion to adjourn. I'm surprised. All right, Senator
29. Bruce moves that the Senate stand adjourned, until Thursday,
30. June 21, at the hour of noon. The Senate stands adjourned.