

81ST GENERAL ASSEMBLY

REGULAR SESSION

JUNE 24, 1979

1. PRESIDING OFFICER: (SENATOR CARROLL)

2. The hour of one o'clock having arrived, the Senate will
3. be in Session. Will our guests in the Gallery...please rise.
4. The prayer this morning or this afternoon by Rabbi Barry A.
5. Marks of the Temple Israel, Springfield, Illinois. Rabbi.
6. RABBI BARRY MARKS:

7. (Prayer given by Rabbi Marks)

8. PRESIDING OFFICER: (SENATOR CARROLL)

9. Reading of the Journal. Senator Johns. Good afternoon, Gene.
10. SENATOR JOHNS:

11. Thank you, Mr. President. I move that reading and approval
12. of the Journals of Monday, June the 18th, Tuesday, June the 19th,
13. Wednesday, June the 20th, Thursday, June the 21st, Friday, June
14. the 22nd and Saturday, June the 23rd, in the year 1979 be post-
15. poned pending arrival of the printed Journals.

16. PRESIDING OFFICER: (SENATOR CARROLL)

17. Heard the motion. All those in favor indicate by saying
18. Aye. Opposed Nay. The Ayes have it, the motion...so ordered.
19. Senator Demuzio...for what purpose do you arise?

20. SENATOR DEMUZIO:

21. Thank you, Mr. President. I was just wondering whether
22. or not...you're getting paid extra for your extraordinary
23. duties this morning, if not, I think we ought to consider
24. that.

25. PRESIDING OFFICER: (SENATOR CARROLL)

26. Well, there is a per diem for leadership, as you know,
27. and it's on a daily basis. (Machine cut-off)...I was just
28. fired.

29. PRESIDENT:

30. All right, with leave of the Body, we'll move to the
31. Order of Secretary's Desk, Resolutions, page 39. Senate
32. Resolution 157, Senator Chew. On the Order of the Secretary's
33. Desk, Resolutions, is Senate Resolution 157. Senator Chew.

1. SENATOR CHEW:

2. Thank you, Mr. President. This resolution came out of
3. Executive. It is requesting that the Legislative Investigating
4. Commission investigate the possibility of true shortage of gasoline
5. in the State of Illinois and I would move for its adoption.

6. PRESIDENT:

7. Senator Chew has moved the adoption of Senate Resolution
8. 157. Is there any discussion? Senator Washington.

9. SENATOR WASHINGTON:

10. Yes, will the sponsor yield to a question?

11. PRESIDENT:

12. Indicates he will yield, Senator Washington.

13. SENATOR WASHINGTON:

14. Is that commission still meeting? I have been reading in
15. the paper that they haven't met in six months.

16. PRESIDENT:

17. Senator Chew.

18. SENATOR CHEW:

19. It has not been disbanded, Senator, and I suppose with
20. this resolution they will adhere to the...the...of the...
21. of the resolution.

22. PRESIDENT:

23. Senator Washington.

24. SENATOR WASHINGTON:

25. I would feel more comfortable if you'd get some kind of
26. a statement from the Chairman that they will meet because we've
27. got to pass on their budget among other things, if they're not
28. spending their money, we should know it.

29. PRESIDENT:

30. Senator Chew.

31. SENATOR CHEW:

32. Senator, I think the commission has been doing an excellent
33. job. Of course if you are against the resolution simply because

1. they have not had anything to investigate, then that's your
2. prerogative.

3. PRESIDENT:

4. Senator Washington.

5. SENATOR WASHINGTON:

6. I'm not so certain they're doing a good job. They studied
7. arson and they came out with the conclusion that arson was
8. illegal burning, period. They studied the currency exchanges
9. and found that there was no discrimination in...in rates. What
10. else did they study, I don't know, red-lining they studied Charlie
11. and couldn't find any. Couldn't find any red-lining, Charlie.
12. It's right around the corner from where you live.

13. PRESIDENT:

14. Any further discussion? Sure picked a good place to start,
15. Senator D'Arco.

16. SENATOR D'ARCO:

17. Now Mr...Mr. President, what...what was...what does this
18. resolution do? Is that...your...no wait, he's asking the Legislative
19. Investigating Commission to investigate something?

20. PRESIDENT:

21. That is correct.

22. SENATOR D'ARCO:

23. Well, as far as I'm concerned, I don't think their appropriation
24. bill should get out of the Senate. So I don't...I don't see the
25. necessity for having them investigate anything, really.

26. PRESIDENT:

27. Senator Vadalabene.

28. SENATOR VADALABENE:

29. Yes, and I'm being extremely serious about this, Senator Chew,
30. and you have a big smile on your face. I would request this
31. Legislative Commission to investigate the cabooses and why there's
32. not cabooses on these trains. You fought for them not to be on
33. there, I think this commission ought to see why they're not

1. on there.

2. PRESIDENT:

3. Senator Chew.

4. SENATOR CHEW:

5. Senator, I'd be only too glad to vote with you that the
6. Legislative Investigating Committee or Commission would
7. investigate the caboose on the train. I opposed the amendment
8. in which you put in there. I'm not saying it's all God and
9. thee, that was the only agency that I thought would be
10. adequate to launch this investigation. That is why I put it
11. in the resolution. I would ask for a favorable roll call.

12. PRESIDENT:

13. Senator Chew has moved the adoption of Senate Resolution
14. 157. A roll call has been requested. Those in favor...those
15. in favor of the resolution will vote Aye. Those opposed will
16. vote Nay. The voting is open. Have all voted who wish? Have
17. all voted who wish? Have all voted who wish? Take the record.
18. On that question, the Ayes are 24, the Nays are 21, 1 Voting
19. Present. The resolution is adopted. Senate Resolution 175,
20. Senator DeAngelis. On the Order of Senate...Secretary's Desk,
21. Resolutions, Senate Resolution 175, Senator DeAngelis.

22. SENATOR DeANGELIS:

23. Senate Resolution 175 requests that the Department of
24. Transportation, looking on the feasibility of...finishing up
25. the clover leaf in Markham, Illinois which leads to the municipal
26. center. It's supported by the...the judges and the people
27. in the area and the law enforcement people.

28. PRESIDENT:

29. Senator DeAngelis has moved the adoption of Senate Resolution
30. 175. Is there any discussion? If not, all in favor signify by
31. saying Aye. All opposed. The Ayes have it. The resolution is
32. adopted. Senate Resolution 183, Senator Newhouse. Senate Resolution
33. 196, Senator Johns. Senator Johns.

1. SENATOR JOHNS:

2. Thank you, Mr. President, members of the Senate. This
3. particular resolution is directed to President Carter, United
4. States Congress and to the Veterans Administrations in Washington.
5. For years there has been money available to provide an additional
6. sixty bed facility at the Marion Veteran Hospital in Marion,
7. Illinois. The Carter Administration and the Veterans Administration
8. have both seen fit to neglect this money and the urgency of the
9. Veterans to do so. The facility would serve a four bed, I mean
10. a four state area and also in the resolution, I urge the Congress
11. and President to reverse its policy on outpatient care to Veterans.
12. I'd like a favorable roll call.

13. PRESIDENT:

14. Senator Johns has moved the adoption of Senate Resolution 196.
15. Is there any discussion? If not, all in favor signify by saying
16. Aye. All opposed. The Ayes have it, the resolution is adopted.
17. 202, Senator Geo-Karis.

18. SENATOR GEO-KARIS:

19. ...Mr. President and members of the Senate, with leave of
20. the Body, since Senator Keats is in the hospital, I certainly
21. urge your favorable consideration to Senate Resolution 202
22. which opposes the closing of the U. S. Army Post at Fort Sheridan.
23. As you know, Fort Sheridan hires quite a few people, many of
24. our minorities are working there and they'd be out of a job
25. and it isn't fair to our area to have it closed summarily.
26. We ask your favorable consideration.

27. PRESIDENT:

28. All right. Senator Geo-Karis has moved the adoption of
29. Senate Resolution 202. Is there any discussion? If not,
30. all in favor signify by saying Aye. All opposed. The Ayes
31. have it. The resolution is adopted. 203, Senator Savickas.
32. 204, Senator Savickas. 205, Senator Nimrod. On the Order of
33. Secretary's Desk, Resolutions, Senate Resolution 205. Senator
34. Nimrod.

1. SENATOR NIMROD:

2. Yes, Mr. President, Ladies and Gentlemen of the Senate. This
3. resolution calls for three members from each side to be appointed
4. to a committee to report back here by the first day that we're
5. back in Session this fall on covering the provisions of Senate
6. Bill 1361. Which is a bill I had in Elementary and Secondary
7. Education which would tighten some of the provisions presently
8. existing on sex education. No, that bill was held in committee
9. and we felt that hearing...between now and then might bring
10. some facts, that's what they asked in the committee, bring
11. back some reports back so the committee can decide on the
12. bill's provisions. I would move for a favorable roll call.

13. PRESIDENT:

14. Senator Nimrod has moved the adoption of Senate Resolution
15. 205. Is there any discussion? If not, all in favor signify
16. by saying Aye. All opposed. The Ayes have it, the resolution
17. is adopted. 206, Senator Buzbee. On the Order of Secretary's
18. Desk, Resolutions, top of page 40, Senate Resolution 206.

19. Senator Buzbee.

20. SENATOR BUZBEE:

21. Thank you, Mr. President. This calls for the colleges,
22. universities, governing boards of the Board of Higher Education
23. to continue to undertake their institutional cost studies and
24. to address the funding disparities that remain in the FY 81
25. appropriation to insure a funding base...an equal...an equitable
26. funding base rather than an equal one for all students. This
27. is cosponsored by the...two chairmen and the two minority
28. spokesmen of the Appropriation Committees and I would ask for
29. its adoption.

30. PRESIDENT:

31. Senator Buzbee has moved the adoption of Senate Resolution
32. 206. Is there any discussion? If not, all in favor signify
33. by saying Aye. All opposed. The Ayes have it, the resolution

1. is adopted. 226, Senator Donnewald, would you mind handling
2. that for Senator Netsch and I. I just wanted Senator Donnewald
3. to explain it. Senator Netsch.

4. SENATOR NETSCH:

5. Senator Rock, if you would prefer, I would be happy to
6. take the Chair and let you come down and...and handle it.

7. PRESIDENT:

8. Well, Senator...I'm sure Senator Donnewald can do it.
9. Senator Donnewald.

10. SENATOR DONNEWALD:

11. I'm about to move to Table that resolution.

12. PRESIDENT:

13. Senator Netsch.

14. SENATOR NETSCH:

15. It...it deals only with commemorating the anniversary of
16. Illinois' ratification of Women's Suffrage. Now, I know that
17. there are a few of you who are sorry it ever happened. But, in
18. fact, it's some sixty years past and fellows, why don't you
19. just give up and give in. We do vote, we are allowed to vote
20. and the world hasn't come to an end because we have voted.

21. PRESIDENT:

22. All right, we're not going to take a vote on that question.

23. I mean whether or not the world's come to an end. Senator
24. Netsch has moved the adoption of Senate Resolution 226. All
25. in favor signify by saying Aye. All opposed. The Ayes have
26. it, the resolution is adopted. 227, Senator Wooten. House
27. Joint Resolution 22, Senator Berman. On the Order of Secretary's
28. Desk, Resolutions, House Joint Resolution 22. Senator Berman.

29. SENATOR BERMAN:

30. Thank you, Mr. President. House Joint Resolution 22 calls
31. for the creation of a Special Joint Committee of sixteen members
32. to investigate and report back by March of 1980 on the long
33. term care situation. I'm sure we're all familiar with... with

1. many of the issues that are involved and I...in many districts
2. throughout the State and especially along the north side of
3. Chicago, this is a crucial issue. Move the adoption of House
4. Joint Resolution 22.

5. PRESIDENT:

6. Senator Berman has moved the adoption of House Joint
7. Resolution 22. This will require a roll call. Those in favor
8. of the adoption will vote Aye. Those opposed will vote No.
9. The voting is open. Have all voted who wish? Have all voted
10. who wish? Take the record. On that question there are 36
11. Ayes, 7 Nays, none Voting Present. House Joint Resolution
12. 22 is adopted. Back to page 39, Senate Resolution 203. On
13. the Order of Secretary's Desk, Resolutions, page 39 on the
14. Calendar, Senate Resolution 203, Senator Savickas.

15. SENATOR SAVICKAS:

16. Mr. President and members of the Senate. Senate Resolution
17. 203 and 204 urge the Senate and the General Assembly to join
18. with Viktoras Petkus and Balys Gajauskas, Lithuanians who
19. were imprisoned in Russia because of their religious convictions
20. and political beliefs and we're just urging that Charles Percy
21. and Adlai Stevenson, our U. S. Senators, get a copy of this
22. resolution to help them be released from their prison. I would
23. appreciate a favorable...adoption of this resolution.

24. PRESIDENT:

25. All right. Senator...Senator Savickas has moved the adoption
26. of Senate Resolutions 203 and 204. Is there any discussion?
27. If not, all in favor signify by saying Aye. All opposed. The
28. Ayes have it. The resolution...Senate Resolutions 203 and 204
29. are adopted. HJR 25, Senator Knuppel. HJR 27, Senator Buzbee.
30. On the Order of Secretary's Desk, Resolutions, is House Joint
31. Resolution 27, Senator Buzbee.

32. SENATOR BUZBEE:

33. Thank you, Mr. President. This...directs the Economic and

1. Fiscal Commission to undertake a study of economic condition
2. of the Illinois Coal Mining Industry and I would ask for its
3. adoption.

4. PRESIDENT:

5. Senator Buzbee has moved the adoption of House Joint
6. Resolution 27. All those in favor signify by saying Aye.
7. All opposed. The Ayes have it. The amendment...the resolution
8. is adopted. HJR 34, Senator Vadalabene. On the Order of Secretary's
9. Desk, Resolutions, is House Joint Resolution 34, Senator Vadalabene.

10. SENATOR VADALABENE:

11. Yes, Mr. President and members of the Senate. House Joint
12. Resolution 34 resolves that the Illinois Cities and Villages,
13. Municipal Problem Commission consider and recommend changes
14. concerning grading schedules for municipal fire protection.
15. And the commission is directed to report its findings to the
16. General Assembly not later than January 1, 1980 and I move for
17. the adoption of HJR 34.

18. PRESIDENT:

19. Senator Vadalabene has moved the adoption of House Joint
20. Resolution 34. Is there any discussion? If not, all in favor
21. signify by saying Aye. All opposed. The Ayes have it. The
22. resolution is adopted. House Joint Resolution 38, Senator
23. Becker. Senator Becker.

24. SENATOR BECKER:

25. Thank you, Mr. President and members of the Senate. House
26. Joint Resolution 38...requests the United States Congress to
27. exempt interest on savings accounts of senior citizens from
28. Federal Income Tax and I move for the adoption of this amendment.

29. PRESIDENT:

30. Senator Becker has moved the adoption of House Joint
31. Resolution 38. Is there any discussion? Senator Maragos.
32. Senator Maragos. Senator Maragos. Going, going, gone. Senator
33. Maragos.

1. SENATOR MARAGOS:

2. I wanted to ask on...does it include any income cap on that
3. resolution for over sixty-five or does it include all people
4. over sixty-five?

5. PRESIDENT:

6. Senator Becker.

7. SENATOR BECKER:

8. Would you repeat that please, Senator.

9. PRESIDENT:

10. Senator Maragos.

11. SENATOR MARAGOS:

12. I'm asking whether your resolution has a cap on the income
13. of those...of over sixty-five or not? Does it include all people
14. over sixty-five?

15. PRESIDENT:

16. Senator Becker.

17. SENATOR BECKER:

18. All people over sixty-five, Senator.

19. PRESIDENT:

20. All right. Senator Becker has moved the adoption of House
21. Joint Resolution 38. All in favor signify by saying Aye. All
22. opposed. The Ayes have it, the amendment is adopted. On the
23. Order of Secretary's Desk, Resolutions, is House Joint Resolution
24. 53, Senator Vadalabene.

25. SENATOR VADALABENE:

26. Yes, thank you, Mr. President. I want the members to listen
27. to this resolution 'cause it must be really historic. House
28. Joint Resolution addresses itself that the month of May, 1979
29. should be...should be proclaimed National Tavern Month. This
30. ...this resolution was adopted by voice...by a voice vote in
31. the House and there is a technical error in it. The fourth,
32. whereas, should have been amended to reflect that corner tavern
33. owners may be women. It also that it was resolved that this

1. suitable copy of this preamble and resolution be tossed to
2. the winds of hilarity. I move that House Joint Resolution
3. 53 should be adopted, even through a month behind.

4. PRESIDENT:

5. Senator Vadalabene has moved the adoption of House Joint
6. Resolution 53. Is there any discussion? If not, all in favor
7. signify by saying Aye. All opposed. The Ayes have it. House
8. Joint Resolution 53 is adopted. HJR 54, on the Order of
9. Secretary's Desk, Resolutions, House Joint Resolution 54, Senator
10. Coffey.

11. SENATOR COFFEY:

12. Yes, Mr. President, members of the Senate. House Joint
13. Resolution 54 was suggested by several businessmen and...and
14. civic leaders in Vermilion County and several of the civic
15. groups to direct us to name the Denmark Road Bridge over
16. Lake Vermilion to be named after Earl Dallas and which would
17. be called the Earl Dallas Bowman Memorial Bridge and I'd
18. ask...and also it directs the Department of Transportation to
19. erect signs so stated. I'd ask for a favorable roll call.

20. PRESIDENT:

21. Senator Coffey has moved the adoption of House Joint
22. Resolution 54. Is there any discussion? If not, all in
23. favor signify by saying Aye. All opposed. The Ayes have
24. it. House Joint Resolution 54 is adopted. Senator Chew, for
25. what purpose do you arise?

26. SENATOR CHEW:

27. Mr. President, I'm...I would like to make a motion, having
28. voted on the prevailing side on...Senate Resolution 157 for
29. the purpose of an amendment.

30. PRESIDENT:

31. Senator Chew has moved to reconsider the vote by which
32. Senate Resolution 157 was adopted. All in favor of the motion
33. to reconsider will indicate by saying Aye. All opposed. The

1. Ayes have it, the vote is reconsidered. The resolution is
2. now on the...back on the Secretary's Desk and will so remain
3. until Senator Chew is ready. Senate Joint Resolution 29,
4. Senator Johns. Senator Berning.

5. SENATOR BERNING:

6. Just a question, Mr. President, in relation to HJR 54.
7. Would it not be necessary to have a...a bill to designate
8. a name. My recollection is that we have done this by
9. Statute in the past. Can we do this by just a resolution?

10. PRESIDENT:

11. We have, in fact, done it by resolution. The Stratton
12. Building is...living testimony to that. Senate Joint Resolution
13. 29. On the Order of the Secretary's Desk, Resolutions, Senate
14. Joint Resolution 29, Senator Johns.

15. SENATOR JOHNS:

16. Thank you, Mr. President. Be very brief. This directs
17. the General Assembly to request the Governor to contact the
18. President of the United States and the Secretary of the United
19. States, Department of Interior, for the purpose of delaying
20. the implementation of the Office of Surface Mining Reclamation
21. and enforcements regulations for the the Coal Waste Recovery
22. Industry. Under the present regulations, they have a tendency
23. to discribe the recovery of coal tailings on the ground as
24. ...surface, I mean strip mining. We'd like to eliminate that
25. and find funding for this recovery.

26. PRESIDENT:

27. Is there any discussion? Senator Johns has moved the
28. adoption of Senate Joint Resolution 29. If not, all in favor
29. signify by saying Aye. All opposed. The Ayes have it, the
30. resolution is adopted. Senate Joint Resolution 31, Senator
31. Washington. On the Order of Secretary's Desk, Resolutions,
32. Senate Joint Resolution 31, Senator Washington.

33. SENATOR WASHINGTON:

1. Mr. President, members of the Senate. Under the...President
2. Carter's cutback in Human Services, the State of Illinois will...
3. loose millions of dollars, thousands of jobs and many, many,
4. viable human services operations. This amendment simply memorializes
5. Congress to pursue very diligently the idea of...of reordering
6. the priorities in Congress with an eye toward beefing up Human
7. Service's Funds. It is supported by hundreds of community
8. organizations throughout the State, many of whom testified that
9. millions and millions of dollars and thousands of jobs would be
10. lost to the State. I ask for your support.

11. PRESIDENT:

12. Senator Washington has moved the adoption of Senate Joint
13. Resolution 39...wait just a minute now...there are five or six
14. who have indicated they wish to speak. All I'm doing is attempting,
15. at least to place the question. Move the adoption of Senate Joint
16. Resolution 31. Is there any discussion? Senator Mitchler.

17. SENATOR MITCHLER:

18. Mr. President and members of the Senate. I don't have the
19. entire resolution in front of me, I suppose that's my fault, I
20. should have it, but I would like to have Senator Washington at
21. least read a portion where he would reorder National spending
22. priorities by trimming the United States Military Budget. Now,
23. are you advocating that Congress cut out our National Defense
24. for the sake of Social Welfare Programs and give away programs
25. that have so much eroded into our Federal and State and Local
26. fundings?

27. PRESIDENT:

28. Further discussion? Senator Rhoads. Oh, it was a question.
29. Oh, I thought it was a statement, I beg your pardon. Senator Washington.

30. SENATOR WASHINGTON:

31. It was a loaded question, but considering the source I
32. can understand it. No, I'm simply asking that Congress pay
33. very close attention to the move in Congress by Elizabeth Hoseman
34. of New York and by Senator McGovern of Dakota in terms of looking

1. very closely at the reordering of priorities so that we do not
2. put an imbalance in military spending to the detriment of
3. Human Service Budgets. This is not an erosion of our military
4. strength, as a matter of fact, as you well know, our military
5. strength is concomitant to our public, citizen strength. If
6. we are weak then our military strength is weak and it's simply
7. a question of balancing adequately, adequately, those two
8. very vital needs, military and human service.

9. PRESIDENT:

10. Further discussion? Senator Hall.

11. SENATOR HALL:

12. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
13. As the results of this resolution, that we did have a hearing
14. in Chicago and on that committee to have that hearing was
15. Senator Pate Philip and Senator Egan. And we had twenty-two
16. organizations who came to testify. Now, also...as...if you
17. notice in the State of Illinois that there are only three states
18. that loose more money that they send to Washington than...than
19. they get back. It's New York, Los Angeles and Chicago. Chicago's
20. loss is 3.3 billion. Now, we're not asking to trim and to cut
21. out the defense of the nation, we simply ask that some of this
22. money be returned back for jobs and for businesses in this
23. great State of Illinois. That's simply what we're asking for
24. and I'd urge the support of this resolution.

25. PRESIDENT:

26. Further discussion? Senator Rhoads.

27. SENATOR RHOADS:

28. Senator Washington, on the same point,...what is the language
29. of the resolution with respect to the military budget. I...now
30. I don't get excited about these things because nobody reads
31. them anyway, but if you could just enlighten us as to what
32. sense of the Body you're asking us to express here, it might help.

33. PRESIDENT:

1. Senator Washington.

2. SENATOR WASHINGTON:

3. Go back briefly in time. The President of the United
4. States ordered a cut of ten billion approximate dollars
5. in the Human Service area to beef up a bit more the military
6. defense area. That has been highly controversial. And the
7. lineup is not pro-United States or anti-United States, pro-
8. jingoism or anti-jingoism. Everybody concerned on both sides
9. of this debate are very patriotic people, but what is happening
10. in Congress in both Houses is a serious attempt to look back
11. at the...priorities and make certain that there's not an
12. imbalance one way or the other. The language simply says to
13. look at...the military budget with an eye toward possibly
14. cutting it back. I don't think we should weigh the jingoistic
15. sword here and I don't think we should flaunt our patriotism,
16. we all have it. What we want to be...about here, I think, is
17. whether or not our cities and our...particularly our large cities,
18. are going to erode under the impact of the loss of tens of
19. billions of dollars which will cut back needed programs, take
20. out jobs and send most of the money, which...we use on military
21. spending, not into the Midwest, but into the Sunbelt. We're
22. going to loose millions and millions of dollars, millions...and
23. hundreds of thousands of jobs. This is a very, very, serious
24. matter. It's not simply a question of budget, it's also a
25. question, here my friends, of whether or not the Midwest and
26. the Northeast are to continue to be viable, economic bastions
27. or are you going to throw all your money into the Southwest or
28. Sunbelt. This is very serious business and I wouldn't take it
29. lightly.

30. PRESIDENT:

31. Senator Rhoads.

32. SENATOR RHOADS:

33. Thank you for your response to my question, Senator Washington,

1. but it was partially in error. If you read your own resolution,
2. read the two resolving clauses. You are asking us to ask the
3. Illinois Congressional Delegation to...reorder our national
4. priority spending by transferring unnecessary and wasteful
5. funds from the Military Budget to programs aimed at meeting
6. human needs. And certainly no one would quarrel with that, if
7. it, indeed it can be established that such funds were unnecessary
8. and wasteful. Then in the second resolving paragraph, you say
9. that we want to support and vote for a budget transfer amendment
10. to substantially cut the United States Military Budget for Fiscal
11. Year 1980 and allocate those funds to State and Local Government
12. to create jobs and meet social needs. Now, I don't know why
13. you're asking us to urge our Congressional Delegation on the
14. basis of what's in this resolution, there's no prima facie case
15. that you have made that we should urge our Congressional Delegation
16. to...to vote to cut the Military Budget...in Fiscal '80.

17. PRESIDENT:

18. Senator Washington.

19. SENATOR WASHINGTON:

20. I don't know about your side of the aisle, but the majority
21. of the Democrats in the Congressional Caucus support this concept.
22. This is not just aborning, this thing has been...booting around
23. Congress for some time and there are quite a few people support it. As
24. I said before, Elizabeth Hoseman of New York leads the charge, if
25. you want to call it that, in the House of Representatives and
26. the great Senator McGovern is heading up the...the fight in the
27. Senate and many of our Congressman, certainly most of the Democrats,
28. to my knowledge, support this concept. It's supported by the
29. Black Caucus, Congressional Caucus. It's supported by many, many
30. groups of people, primarily those centered in the large urban
31. industrial areas of the Northwest, Northeast and Midwest. There
32. is nothing new and the prima facie case has been made over and
33. over again by these various groups. It was made in our hearings
34. in Chicago when they discussed this thing rather throughly.

35. PRESIDENT:

1. Further discussion? Senator Buzbee.

2. SENATOR BUZBEE:

3. Thank you, Mr. President. Well, I...I think as a former
4. speaker said, it really doesn't make any difference whether
5. we pass this or not because the Congress is going to pay about
6. as much attention to this as...as...as nothing. But the fact
7. of the matter still remains that the resolution, I can't find
8. a copy of the resolution in my book, but...as it is indicated
9. on the Calendar, it says, it doesn't say anything about reallocating
10. resourses from the Sunbelt and from the...the South back to the
11. Northeast and the Midwest as we know as...as there is, in fact,
12. a bitter Congressional battle going on on that very question
13. right now. And, in fact, there has once again, perhaps the
14. Civil War is about to erupt again. Because we are, in fact,
15. finding Congressmen who are...are aligning in caucus positions
16. according to their geography rather than according to their
17. political party or political philosophy in a lot of cases.
18. However this resolution, as it says on the Calendar, says
19. reorder National Spending priorities by trimming United States
20. Military Budget. As Chairman of the Appropriations Committee
21. in the Illinois Senate, I...find myself a...a big believer
22. in Legislative oversight and...and in trimming budgets. As
23. a member of the United States Marine Corps Reserve, I'm on
24. the other side of the fence and see the result of the trimmed
25. budgets and I can assure you, I don't know about the other
26. branches of the service, but the Marine Corps is about as trim
27. as it can stand to be. We, in fact, are...have been ordered
28. recently in the Reserve to cutback on the number of the
29. Reserve Officer billets out of a priority of...of money spending.
30. We have...we're going to loose some...

31. PRESIDENT:

32. Will you conclude your remarks, Senator.

33. SENATOR BUZBEE:

1. ...we're going to loose some two hundred officer billets in
2. the Marine Corps Reserve 'cause trimming that has already taken
3. place. Again, on the other branch of the service, I don't know,
4. but I know the Marine Corps cannot stand to be trimmed much more
5. and I'm going to rise in...in opposition to this resolution.

6. PRESIDENT:

7. Further discussion? Senator Schaffer.

8. SENATOR SCHAFFER:

9. Mr. President, I have some grave concerns about these
10. resolutions and while I agree with a couple speakers, they
11. probably aren't even read. Just in the chance that they are
12. read and with the Salt discussions going on and frankly, I
13. really am concerned about the state of our military preparedness
14. and while I also share the concerns of funding local government
15. and the various social welfare programs, I want to make sure
16. that...my Congressman knows how I feel and therefore I'd request
17. a roll call on this resolution.

18. PRESIDENT:

19. Roll call has been requested. Further discussion? Senator
20. Geo-Karis.

21. SENATOR GEO-KARIS:

22. Mr. President, Ladies and Gentlemen of the Senate. Elizabeth
23. Hoseman and George McGovern do not speak for me, I want my
24. country to be prepared at all times, if we're prepared we
25. don't have anything to worry about. And much as I like the
26. sponsor of this resolution, I do not feel that I would be in
27. any position ready to vote for a trim of the Military Budget when
28. the atom bomb is being developed in all kinds of enemy countries
29. and I'm going to speak against the resolution.

30. PRESIDENT:

31. Further discussion? Senator Nimrod.

32. SENATOR NIMROD:

33. Yeah, Mr...Mr. President and Ladies and Gentlemen of
34. the Senate. One only has to visit SAC NORAD, which some of

1. you will be visiting here in the next month as a Legislators
2. group and you'll find that in twenty-five years, we've stripped
3. ourselves of every offensive weapon. We've gone to a volunteer
4. Army that is trimmed down as Senator Buzbee has said and I would
5. tell you this, that if you want to improve the business climate
6. in this State, you don't have to worry about getting it from
7. the military, all you got to do is start improving the healthy
8. climate to attract business like Caterpillar and...and the a...
9. John Deere and the rest of our companies that we're driving
10. out of the State by improving and voting for Workmen's Compensation,
11. Unemployment Insurance...

12. PRESIDENT:

13. We're going to get to that very shortly, Senator, thank you.

14. SENATOR NIMROD:

15. Thank you.

16. PRESIDENT:

17. Senator Washington has moved the adoption of Senate Joint
18. Resolution 31. Senator, you wish to close?

19. SENATOR WASHINGTON:

20. Yes...yes...yes.

21. PRESIDENT:

22. All right, Senator Washington.

23. SENATOR WASHINGTON:

24. Only because the...the matter has been muddled up. This
25. is not a challenge to our military strength at all. The President
26. simply transferred approximately ten billion dollars from one
27. item to the other. There are many people in this country,
28. particularly in Congress, feel that he made a mistake and they
29. want to go about the business of reexamining that. We have to
30. do something about unemployment in our cities, this is no challenge
31. to our military strength, don't waive the atom bomb around here
32. like it's a...a kite or something, I mean, don't scare the
33. hell out of us, just go for this bill.

1. PRESIDENT:

2. Senator Washington has moved the adoption of Senate Joint
3. Resolution 31. 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? Have all voted who wish? Take the
6. record. On that question the Ayes are 20, the Nays are 28,
7. 2 Voting Present. The resolution fails. Senate Joint Resolution
8. 39, Senator Demuzio. I understand there's an amendment, Senator.
9. SECRETARY:

10. Senate Resolution...Senate Joint Resolution 39 with
11. Committee Amendment No. 1.

12. PRESIDENT:

13. Senator Demuzio.

14. SENATOR DEMUZIO:

15. Yes, Committee Amendment No. 1, I assume has not been
16. adopted. What it does, it's a technical error, corrects a
17. ...a spelling error in the...in the word, nutrition, and designates
18. who shall receive copies of the resolution. So at this time,
19. I'd like to move for the adoption of the technical amendment
20. to Senate Joint Resolution 39.

21. PRESIDENT:

22. Senator Demuzio has moved the adoption of Committee Amend-
23. ment No. 1 to Senate Joint Resolution 39. Is there any discussion?
24. If not, all in favor signify by saying Aye. All opposed. The
25. Ayes have it. The amendment is adopted. Senator Demuzio.

26. SENATOR DEMUZIO:

27. Yes, what... Senate Joint Resolution 39 would...proposes
28. that we urge the United States Congress and Departments of
29. State and Federal Governments to provide nutrition programs
30. to produce uniform guidelines for all State and Federal Food
31. and Nutrition Programs. The guidelines for each nutrition
32. program in Illinois and I think in other states, very greatly
33. resulting in confusion and a great deal of duplication and
34. therefore I move for the adoption.

1. PRESIDENT:

2. Senator Demuzio, you're quite right, Senator Graham. Will
3. the members please be in their seats. Senator Demuzio has moved
4. the adoption of Senate Joint Resolution 39. All in favor signify
5. by saying Aye. All opposed. The Ayes have it. The resolution
6. is adopted. SJR 48, Senator Ozinga.

7. SENATOR OZINGA:

8. Mr. President, maybe we should have started off with this
9. one and changed the date to today. But this is the Biennial
10. Resolution asked for by the Good Sisters Little Company of
11. Mary Hospital asking for a day of sacrifice and prayer, which
12. has...the date on the Calendar is wrong, it has been amended
13. and shows August the...

14. PRESIDENT:

15. I think we have to adopt the amendment...Senator...Mr. Secretary.

16. SECRETARY:

17. Amendment No. 1 offered by Executive Committee.

18. PRESIDENT:

19. Senator Ozinga.

20. SENATOR OZINGA:

21. The amendment merely changes the date from August 15th, which
22. is a fair day to August the 6th, which is a fast day.

23. PRESIDENT:

24. All right. Senator Ozinga has moved...moved the adoption
25. of Amendment No. 1 to Senate Joint Resolution 48. Is there
26. any discussion? If not, all in favor signify by saying Aye.
27. All opposed. The Ayes have it, the amendment is adopted. Senator
28. Ozinga...all right, wait just a minute...Senator Graham.

29. SENATOR GRAHAM:

30. To...Mr. President, as a wonderful Presiding Officer of
31. the Senate, can we...please prevail upon our colleagues to get
32. in their seats and cut out the racket so we can hear what's going
33. on.

34. PRESIDENT:

1. I will make every attempt. Will the members please be in
2. their seats. Senator Ozinga on Senate Joint Resolution 48 as
3. amended.

4. SENATOR OZINGA:

5. Well, as per just stated, this amendment calls for peace
6. and quiet and I would move the adoption.

7. PRESIDENT:

8. Senate Joint...Senator Ozinga has moved the adoption
9. of Senate Joint Resolution 48. All in favor signify by
10. saying Aye. All opposed. The Ayes have it, the amendment...
11. the resolution is adopted. Senate Joint Resolution 51, Senator
12. Buzbee.

13. SENATOR BUZBEE:

14. Thank you, Mr. President. This directs the Illinois Energy
15. Resources Commission to investigate the possibility of...of
16. the formation of an Interstate Task Force between states producing
17. high sulfur coals and ask the other states around us that produce
18. these kind of coals to see if they're interested in...in...

19. PRESIDENT:

20. Senator Buzbee has moved that the adoption of Senate Joint
21. Resolution 51. Is there any discussion? If not, all in favor
22. signify by saying Aye. All opposed. The Ayes have it. The
23. resolution is adopted. Senate Joint Resolution 59, Senator Mitchler.

24. SENATOR MITCHLER:

25. Mr. President and members of the Senate. Senate Joint
26. Resolution No. 59 requests the Governor to proclaim the month
27. of October, 1979 as Special Energy Conservation Month in an
28. attempt to cooperate with the IEA, that's not the Illinois
29. Education Association, that's the International Energy Agency.
30. I move for the adoption of the resolution.

31. PRESIDENT:

32. Senator Mitchler has moved the adoption of Senate Joint
33. Resolution 59. Is there any discussion? If not, all in favor

1. signify by saying Aye. All opposed. The Ayes have it. The
2. resolution is adopted. Senator DeAngelis, for what purpose
3. do you arise?

4. SENATOR DeANGELIS:

5. Mr. President, having voted on the prevailing side, I
6. wish the reconsideration of Senate Resolution 175.

7. PRESIDENT:

8. Senator DeAngelis has moved to reconsider the vote by
9. which Senate Resolution 175 was adopted. All in favor signify
10. by saying Aye. All opposed. The Ayes have it. The vote is
11. reconsidered. Do you wish to go to the question? Senate
12. Resolution 175.

13. SENATOR DeANGELIS:

14. Mr. President, I move that we accept the Committee Amendment
15. Number 1.

16. PRESIDENT:

17. Senator DeAngelis has moved the adoption of Committee Amend-
18. ment No. 1 to Senate Resolution 175. Is there any discussion?
19. All in favor signify by saying Aye. All opposed. The Ayes
20. have it. The amendment is adopted. Senator DeAngelis.

21. SENATOR DeAngelis:

22. Mr. President, I move for the...passage of Senate Resolution
23. 175.

24. PRESIDENT:

25. Senator DeAngelis again moves the adoption of Senate Resolution
26. 175. Senator Walsh.

27. SENATOR WALSH:

28. Would you just explain to us...why we had to do all that?
29. What the committee amendment does?

30. PRESIDENT:

31. Senator DeAngelis.

32. SENATOR DeANGELIS:

33. Senator Walsh, the committee amendment merely asks that a

1. copy of this resolution be forwarded to the Governor and the
2. Department of Transportation.

3. PRESIDENT:

4. Further discussion? If not, Senator DeAngelis has moved
5. the adoption of Senate Resolution 175. All in favor signify
6. by saying Aye. All opposed. The Ayes have it. The resolution
7. is adopted. All right, if you'll turn to page 46 on the
8. Calendar, with leave of the Body, we'll move to the Order of
9. business, Motions in Writing. Mr. Secretary.

10. SECRETARY:

11. Motion in Writing. Having voted on the prevailing side,
12. I move to reconsider the vote by which House Bill 685 was
13. passed. Dated, June 23rd, '79. Signed, Senator Nimrod.

14. PRESIDENT:

15. Senator Nimrod.

16. SENATOR NIMROD:

17. Mr. President, the reason I put in that motion, I thought
18. it was a bill that we ought to have at least a chance to discuss
19. some views on it. It was on the Agreed Bill yesterday and it's
20. Senator Grotberg's...the Senate sponsor of that bill and what
21. the bill does, as I understand it. It strikes February 12th
22. as Lincoln's Birthday and what it, in fact, does, it allows
23. schools to take their choice of having President's Day or
24. Lincoln's Day. It seems to me that in this Land of Lincoln,
25. we don't need another Monday holiday, which most of the schools
26. and teachers will jump on. We ought to keep February 12th
27. as a day for the Lincoln's Birthday to commemorate it and I
28. think that kind of a subject would warrant some discussion.

29. PRESIDENT:

30. Senator Nimrod has moved to reconsider the vote by which
31. Senate Bill 685 was passed. Thirty affirmative votes will be
32. required. Is there any discussion? Senator Grotberg.

33. SENATOR GROTBORG:

1. Yes, Mr. President, members of the Senate. I rise to
2. object, not over the right to hear a bill in a timely fashion. The
3. untimeliness of this motion is what has me disturbed. The
4. same language as just used in the opening remarks of the
5. filer of the motion who says this bill...this bill gets rid
6. of Lincoln's Birthday. It has nothing to do with that. It
7. does what we did for Memorial Day and I'm not going to debate
8. the issue. It gives a local option to school boards, I hope
9. to God, Mr. Lincoln is listening so they can see what his
10. people have done. His birthday, the world's greatest student
11. that suffered so hard, would probably prefer that every kid to
12. remember him stayed in school. But the timeliness of this
13. motion being filed after we had all left yesterday afternoon,
14. the store was closed, the President had ruled. And I find that
15. without my knowledge the gentleman, and I use that word, well
16. this morning, because he is a gentleman, but that one deed is
17. the thing that I'm addressing myself to, it was not a very
18. gentlemenly procedure, to run around here after everybody was
19. gone to file an untimely list of names, to first of all have
20. it taken off the list or to secure thirty votes to kill it.
21. I object to the process, not the Body's right in a timely fashion
22. to hear any bill that there is. And I would ask that everybody
23. lay off this motion just for the good of the order.

24. PRESIDENT:

25. Further discussion? Senator Maragos.

26. SENATOR MARAGOS:

27. My question was, is this a timely motion and is it in order,
28. Mr...President.

29. PRESIDENT:

30. It is and it is. Further discussion? Senator Davidson.

31. SENATOR DAVIDSON:

32. Mr. President and members of the Senate, I rise in support
33. of this motion. I'm one who found...the bill on the Calendar,

1. voted No, I don't know how many others did. I opposed this
2. bill in committee being from this district where Lincoln does
3. lie buried. Many of you bring people to enjoy, to make it
4. an optional holiday is a lot of hogwash. Because one school
5. district had the problem or thought they had the problem, I
6. should say the parents, because they took the Federal holiday
7. on a Monday and then had some other kids elsewhere on Lincoln's
8. Birthday, I think doesn't merit a change in the Statute so that
9. you're going to have a double option. You're going to wind
10. up with two holidays and nothing is really going to be done
11. to give consideration to the person who saved this nation.
12. Two greatest Presidents we had, however you want to cut it,
13. was Washington, the first, Abraham Lincoln, who saved the
14. nation. Some say...even more important 'cause it did keep
15. us as one nation. I urge you to vote to reconsider this
16. vote so that this bill can be debated and then hopefully
17. defeated, like it should have been.

18. PRESIDENT:

19. Further discussion? Senator Ozinga.

20. SENATOR OZINGA:

21. Parliamentary procedure, parliamentary inquiry here. Right
22. now, who knows who voted on the prevailing side?

23. PRESIDENT:

24. Well, we...we are quite aware and...and the motion is in
25. order. Senator Nimrod did, in fact, vote on the prevailing
26. side.

27. SENATOR OZINGA:

28. The only reason I asked the question, Senator, is that there
29. were a number of us that voted No on this motion and there is the
30. possibility that there were enough Noes that this did not carry
31. even on the Agreed List.

32. PRESIDENT:

33. No, that is not the fact. This is a House Bill that was on

1. the Agreed List, Senator Nimrod is moving to reconsider the
2. vote by which it has passed. Further discussion? Senator
3. Mitchler.

4. SENATOR MITCHLER:

5. Mr. President and members of the Senate. I just ask
6. support of Senator Nimrod's motion to put this bill before
7. the entire Senate. Let's debate it and let it go up or down.
8. I think that's the fair way because it is a rather controversial
9. bill and I will not go into the merits of the bill or not, but
10. I think that it does warrant our full debate so that we have
11. a clear understanding, would not get you involved in any
12. problem that could be resulting from the passage of this bill.
13. I ask you to support the motion to consider the bill in its
14. entirety. Thank you.

15. PRESIDENT:

16. Senator Moore.

17. SENATOR MOORE:

18. Thank you, Mr. President. As one who voted against this
19. bill, I filed my notice with the Secretary, I am recorded as
20. voting No. I think every member of this Body had that opportunity
21. and if there would have been more Noes than there were Yeses,
22. then this bill would...would have been defeated. Now, I...I
23. am going to support Senator Grotberg's position. I...I do not
24. think this bill should be discharged at this time. We had our
25. chance, everybody who wanted to vote No on it, of which I did, had
26. that opportunity and now we're going and we're trying to change
27. the rules again. Now perhaps if...if...there would have been
28. more homework done by some of the members that feel so strongly
29. about this, this bill would have gone down the tube. But this
30. is not the appropriate time to go ahead with this motion and
31. I support Senator Grotberg's position.

32. PRESIDENT:

33. Further discussion? Senator D'Arco.

1. SENATOR D'ARCO:

2. Thank you, Mr. President. I am...I rise in support of this
3. motion. There is no question that it's...the motion's legal,
4. it's before the Body. A motion to reconsider the vote is in
5. order if the President so decides that that is the proper order
6. of business and I feel very strongly about leaving the holiday
7. the way it is and I'm going to support this motion.

8. PRESIDENT:

9. All right. Senator Nimrod's moved to reconsider the vote
10. by which House Bill 685 was passed. Thirty affirmative votes
11. will be required. Senator Nimrod may close.

12. SENATOR NIMROD:

13. Mr. President, just briefly, all those Senators who voted
14. No yesterday, your responses were not accepted. You have voted
15. Yes on this bill, if you voted Yes on the support because anyone
16. who turned in their slips after...that includes you, Senator
17. Moore, that anyone who turned in their slips after the reading
18. had started, those names were withdrawn, that's a matter of
19. information. So all I'm saying is that we ought to have a
20. chance to discuss this bill and have a chance to...so I ask you
21. if you might consider just voting for this motion so that we
22. can consider before this Body.

23. PRESIDENT:

24. Senator Nimrod has just closed the debate. The question is
25. on the Motion to Reconsider the Vote by which House Bill 685
26. was passed. Those in favor of the motion will vote Aye. Those
27. opposed will vote Nay. The voting is open. Have all voted who
28. wish? Have all voted who wish? Take the record. On that question
29. the Ayes are 20, the Nays are 11, 1 Voting Present. The motion
30. fails. Further Motions in Writing? On the Order of Motions
31. in Writing, top of page 46, House Bill...Motion on House Bill
32. 2317. Read the motion, Mr. Secretary.

33. SECRETARY:

1. I move to take House Bill 2317 from the Table and place
2. the bill on the...on the Senate Calendar on the Order of
3. 2nd reading. Signed, Senator...Merlo.

4. PRESIDENT:
5. Senator Nash.

6. SENATOR NASH:
7. Mr. President, I yield to Senator Merlo to explain his
8. motion.

9. PRESIDENT:
10. Senator Merlo.

11. SENATOR MERLO:
12. Thank you, Senator Nash, and Mr. President and members of
13. the Senate. House Bill 2317 is an Illinois State Medical Society
14. Bill that was heard in the Senate Insurance Committee of which
15. I am a member. I must admit that I totally misunderstood the
16. bill, the intent and the impact of it, when it was heard in committee.
17. But I was very instrumental in defeating it. In good conscience
18. and because I feel obligated, I would like to have the opportunity,
19. of course...that this bill being placed on 2nd reading. What it
20. does, the Illinois State Medical Inner Insurance Exchange, uses
21. medical review as a method to make sure each physician covered
22. is qualified for those medical procedures he's insured for.
23. The purpose of this legislation is to extend the confidentiality
24. of medical records that hospitals and medical societies presently
25. have. And I hope that you will vote favorably on this.

26. PRESIDENT:
27. Senator Merlo's moved to take from the Table and place on
28. the Calendar on the Order of 2nd reading, House Bill 2317.
29. Is there any discussion?

30. SENATOR MERLO:
31. ...Mr. President.

32. PRESIDENT:
33. Senator Merlo to close.

1. SENATOR MERLO:

2. May I add that the Committee Chairman, John D'Arco and the
3. Senate sponsor, Senator Nash, joins me in this request.

4. PRESIDENT:

5. You may add, I'm not sure it'll do any good, but you may
6. add it. Those in favor of the motion will vote Aye. Those
7. opposed will vote Nay. The voting is open. Have all voted
8. who wish? Have all voted who wish? Take the record. On that
9. question the Ayes are 26, the Nays are 6, 2 Voting Present.
10. The motion fails. On the Order of Motions in Writing with
11. respect to House Bill 785. Read the motion, Mr. Secretary.
12. Yes, Senator Merlo.

13. SENATOR MERLO:

14. Mr. President, do I understand, now this bill...was a
15. tie...bill was a tie vote in committee, five to five. It remains
16. in committee, is that correct?

17. PRESIDENT:

18. Well...the...the motion's failed.

19. SENATOR MERLO:

20. Oh, no, pardon me, this is not the bill. I'm sorry, Mr.
21. President.

22. PRESIDENT:

23. With respect to House Bill 785. Read the motion, Mr. Secretary.

24. SECRETARY:

25. Motion in Writing. I move to take House Bills 785 and 786
26. from the Table and place them on the Calendar on the Order of
27. 2nd reading. Signed, Senator Knuppel.

28. PRESIDENT:

29. Senator Knuppel.

30. SENATOR KNUPPEL:

31. House Bill 785, Mr. Chairman and members of the Body is
32. a bill which would provide punitive damages for wrongful death
33. as now exists in cases where the person does not die. There's

1. a...an on...unfair situation exists if a person is injured in
2. an automobile accident or some other way and there is willful'and wanton
3. misconduct...sufficiency, a person can recover punitive damages.
4. Not so in a wrongful death action. And for the reason of the
5. disparity, I would respectfully request that the bill, now there
6. is an amendment which was put on the bill and...to provide that
7. municipals are exempted and it looks only forward to...to those
8. types of suits which occur or arise after the date hereof. And
9. I would respectfully request a favorable roll call to discharge
10. House Bill 785 and put it on the Order of 2nd reading.

11. PRESIDENT:

12. The motion is to take from the Table House Bill 785 and
13. 786. Is there any discussion? Senator Moore.

14. SENATOR MOORE:

15. Thank you, Mr. President. I rise in opposition to this
16. motion. This bill was heard in Judiciary, I don't think that
17. we are going to...or are ready, at this time, to award punitive
18. damages in wrongful death actions. I can just see the,envisioned
19. down the road the...the additional cost of our automobile insurances.
20. It's going to go on if we do allow this and I would urge defeat of
21. this motion.

22. PRESIDENT:

23. Further discussion? Senator Carroll.

24. SENATOR CARROLL:

25. Thank you, Mr. President, excuse me, Ladies and Gentlemen
26. of the Senate. I am also a member of the Senate Judiciary I
27. Committee that heard this and the next bill and the decision of
28. that committee was to defeat this legislation. I might remind
29. the members of the Body that that committee, made up of
30. practicing attorneys is not usually inclined to defeat legislation
31. that would produce more income for them if they practiced in
32. these fields, and in that committee there had to be a least one
33. or two members who practice in this field and we still felt that

1. it was a bad idea. The reason it's a bad idea in my opinion
2. is two. One, it's an attempt merely to reverse a case that
3. was handed down by the courts here in Illinois and I see no
4. reason to put in legislation everytime you don't like a court
5. opinion in order to reverse that court opinion. Secondly,
6. it opens up an area of liability in which there is no real
7. way of ever having the risk covered by insurance whether it
8. be municipal, quasi municipal or private people. Because any
9. one action can cause punitive damages which means the...the
10. lid is raised and that any amount of recovery can be had if
11. there happens to be a company bus that has an accident
12. and then every...passenger could get unlimited recovery from
13. that company and bankrupt the company. I don't think it's
14. a good idea to go that way. I don't think it's good to open
15. the door that far, nor necessary merely to reverse a court
16. opinion that we pass this kind of legislation and that's why
17. we, in committee, opposed it and I would urge opposition now.

18. PRESIDENT:

19. All right. Senator Knuppel has moved to take from the Table
20. and place on the Order of 2nd reading, House Bills 785 and 786.
21. Any further discussion? Senator Knuppel may close.

22. SENATOR KNUPPEL:

23. Well, of course 786 is a different...different proposition.

24. PRESIDENT:

25. You wish to split them...split the motions?

26. SENATOR KNUPPEL:

27. Oh, yeah, they...they should be split, yes.

28. PRESIDENT:

29. Well, that's not the way you filed the motion.

30. SENATOR KNUPPEL:

31. Well, I realize that, but they...the're separate bills.

32. PRESIDENT:

33. Oh, well...do...do it anyway you want then.

1. SENATOR KNUPPTEL:

2. No big deal. But what we've got is this...this...this
3. bill was not...brought about by one court decision, this has
4. been the law of Illinois for a long time. Wrongful death is
5. provided for by Statute. What has happened in Illinois and...it
6. has happened...because of the courts more than for any other
7. reason. The courts have opened up the area with respect to
8. pain and suffering after injury and prior to death...now allowed
9. to be recovered in wrongful death action. And of course this
10. is what's going to happen eventually in the courts anyway.
11. Because if a person is hurt, two people riding in the same
12. car, one's hurt, they can get punitive damages, the other one
13. cannot. It probably violates equal protection and sooner or
14. later the courts are going to hand down that decision. I...I
15. still say it's good law, we ought to correct the inequities
16. there and I would ask for a favorable roll call.

17. PRESIDENT:

18. Senator Knuppel has moved to take House Bill 785 and 786
19. from the Table and place them on the Calendar on the Order of
20. 2nd reading. Those in favor of that motion will vote Aye. Those
21. opposed will vote Nay. The voting is open. Have all voted
22. who wish? Have all voted who wish? Take the record. On that
23. question the Ayes are 10, the Nays are 32, 1 Voting Present.
24. The motion fails. On the Order of Motions in Writing with respect
25. to House Bill 1053. Read the motion, Mr. Secretary.

26. SECRETARY:

27. I move to take House Bill 1053 from the Table and place it
28. on the Calendar on the Order of 2nd reading. Signed, Senator
29. Knuppel.

30. PRESIDENT:

31. Senator Knuppel.

32. SENATOR KNUPPTEL:

33. What House Bill 1053 does is requires applications for credit

1. cards to contain explanations of the persons' rights, particularly
2. with respect to discrimination because of sex and other reasons.
3. This was originally the law of Illinois and a bill got through
4. here someplace with an amendment or something which removes
5. the necessity of printing this. This does require more in
6. the printing than does the Federal Act, but we should do more
7. because we have an equal protection clause in our Constitution.
8. I think this is good legislation, it lets the person know at the
9. outset what their rights are and I think that...that everyone
10. should know why and be told that they cannot be discriminated
11. against in the issuing of a credit card.

12. PRESIDENT:

13. Senator Knuppel has moved to take House Bill 1053 from
14. the Table and place it on the Calendar in the Order of 2nd reading.
15. Is there any discussion? Senator Nash.

16. SENATOR NASH:

17. Mr. President and Ladies and Gentlemen of the Senate. This
18. bill has...fair...lengthly hearing in the Committee on Finance
19. and Credit Regulation and I don't think we should be imposing
20. any more regulations on businesses and extra expenses. I urge
21. a No vote on this bill.

22. PRESIDENT:

23. Senator Bloom.

24. SENATOR BLOOM:

25. Thank you. In addition to what Senator Nash said, I too
26. rise in opposition. This bill removes Section C, which says
27. that if the credit grantors are in compliance with the Federal
28. Law they don't have to put this additional material on applications.
29. They do have to put this additional material on rejections, probably
30. when people are most keenly aware of any kind of discrimination.
31. I might add, further, that the sponsor, the House sponsor, of
32. this legislation, the irrespressible Representative Catania, has
33. put this bill on another Senate Bill over in the House. I would

1. urge everyone here to vote to uphold the committee. Thank you.

2. PRESIDENT:

3. Any further discussion? Senator Knuppel has moved to take
4. House Bill 1053 from the Table and place it on the Calendar on
5. the Order of 2nd reading. Senator Knuppel, you wish to close
6. the debate?

7. SENATOR KNUPPEL:

8. I'd appreciate a favorable roll call.

9. PRESIDENT:

10. Those in favor of the motion 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 11, the Nays are 25, 2 Voting Present. The motion
14. fails. On the Order of Motions in Writing, Motion with respect
15. to House Bill 1225. Read the motion, Mr. Secretary.

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End of Reel #1

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1. SECRETARY:

2. Pursuant to Rule 8, I move that House Bill 1225 be taken
3. from the Table and that it be placed on the Calendar on the
4. Order of 2nd reading. Signed, Senator Regner.

5. PRESIDENT:

6. Senator Regner.

7. SENATOR REGNER:

8. Yes, Mr. President and members. This motion was filed
9. last June 14th, the day after an Executive Committee meeting
10. in protest of the shabby way the chairman ran the committee
11. that day on a particular bill. He subsequently has apologized
12. for his actions and I would now like to withdraw the motion.

13. PRESIDENT:

14. The motion has been withdrawn. Motion in Writing with
15. respect to House Bill 1749. Read the motion, Mr. Secretary.

16. SECRETARY:

17. I move to discharge committee on Judiciary II from further
18. consideration of House Bill 1749 and it be placed on the Calendar
19. on the Order of 2nd reading. Signed, Senator Knuppel.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Knuppel is recognized.

22. SENATOR KNUPPTEL:

23. House Bill 1749 was heard in committee and if I had...would
24. have agreed instead of being stubborn to a...to a one hundred and
25. twenty day provision it would have probably been discharged.
26. I stubbornly refused to remove the ninety days which was in the
27. House and I got it on favorable roll call. I'm willing to
28. accept that amendment humbly and...and...from...as Senator
29. Sangmeister can tell you, but this is good legislation with
30. a hundred and twenty days. It provides a hundred and twenty
31. day Statute or the clock starts to run in case of a reversal
32. so the person in prison will get a speedy trial. There's no
33. provision in the law today to start the clock running. It
34. leaves it open to the courts, I assume, and I think this is

1. good legislation even with the hundred and twenty days.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Is there discussion? Senator Sangmeister.
4. SENATOR SANGMEISTER:
5. Thank you, Mr. President. I will say Senator Knuppel has adequately
6. represented what happened in committee. We would have put...
7. would have put the bill out the way he indicated, but because
8. of his stubbornness, that's exactly what happened. So I suggest
9. you vote on the stubbornness and not on the merits of the bill.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Further discussion? Senator Rock. Senator Bowers.
12. SENATOR BOWERS:
13. Well, just for the members on this side of the aisle, I
14. have to reiterate. This is exactly what happened and I am in
15. total agreement with a hundred and twenty day provision. Vote
16. your conscience.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Further discussion? The question is on the motion. Those
19. in favor will vote Aye. Those opposed will vote 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 27, the Nays
22. are 13, 2 Voting Present. The motion to discharge is lost.
23. House Bill 1941, Senator Knuppel.
24. SENATOR KNUPPEL:
25. A...Senate Bill or House Bill 1941 is a bill to...huh, hello
26. ...was I to wait for the reading, is that...
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. No, Senator...I...I will alert all the members that the
29. ...our magnificent marvel down here is cutting off all the
30. microphones when the board is cleared. So if we are proceeding
31. quickly enough that when we clear the board you are speaking,
32. you will cut the mike off and then we'll get you back on, so
33. just...

1. SENATOR KNUPPEL:

2. All right, what this bill does, is it provides an...credit,
3. a credit on the State Income Tax return for the sales tax paid
4. on those materials used in achieving the Federal installation
5. or whatever you want to call it, energy credit and it would be
6. limited to one hundred dollars. It's a one hundred dollar
7. credit for sales tax paid on installation and other things done
8. to conserve energy.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there discussion?

11. SENATOR KNUPPEL:

12. It had a five to five vote in the House.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. The motion is to discharge the Committee on Revenue from
15. further...further consideration of House Bill 1941, have the
16. bill placed on the Order of 2nd reading. On that question
17. those in favor will vote Aye. Those opposed will vote Nay.
18. The voting is open. Have all voted who wish? Have all voted
19. who wish? Take the record. On that question the Ayes are
20. 8, the Nays are 32, 1 Voting Present. The motion to discharge
21. is lost. House Bill 2735, motion to discharge the Committee
22. on Revenue filed by Senator Merlo. Senator Merlo is recognized.

23. SENATOR MERLO:

24. Thank you, Mr. President, members the Senate. I respectfully
25. appeal to each and every one of you to permit the discharge of
26. House Bill 2735 from the Committee on Revenue and to place it
27. on the Order of 2nd reading. The bill at the moment is in
28. committee on a five to five tie vote. The bill makes the
29. provision that any person or household participating in the
30. Federal Food Stamp Program be exempt from the five percent sales
31. tax on food items. An exemption that was permitted prior
32. to January 1979. ...before you is designed to adjust
33. to the change in the Federal Food Stamp Program that went

1. into effect on January of this year. For...for example, an
2. eligible recipient would buy two hundred and fifty dollars
3. worth of stamps for one hundred dollars. All purchases
4. with the two hundred and fifty dollar food stamps were
5. exempted from the five...
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator, your...your time has expired. Is there further
8. discussion? Senator Kenneth Hall.
9. SENATOR KENNETH HALL:
10. Thank you, Mr...a...I'd like to ask a question first of
11. the Chair. That rule, Donnewald's rule, was only in effect
12. for yesterday, it's not in effect today is it?
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. No, Senator. The rule is in effect until June 30th, 1979.
15. SENATOR KENNETH HALL:
16. Well, do I have to put in...in writing to reverse that rule?
17. I'd like to ask that question...cause I...I want to make such
18. a motion. Do I have to put that in writing to the Chair?
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. If you were to wish to change the rule, you would put in
21. a written request and...and have debate on your rule which
22. would change the one minute rule to whatever you desire.
23. SENATOR KENNETH HALL:
24. All right, I'll do that after, but first I want to talk on
25. this bill. On...on this particular bill, that I rise in support
26. of this bill, because up until five months ago the people who
27. were receiving food stamps were not paying any tax on it. Now
28. this is no loss to the State, that...because the State never
29. realized that anyway. So the thing is, this is an important
30. thing for people who are on Public Aid and drawing assistance.
31. It's a very vital thing to them. So this bill should be discharged
32. from committee. It came up a tie vote and the chairman of the
33. committee is in full accord that this bill be taken from the

1. committee. And I'd ask a favorable...vote on this discharge.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? Senator Egan.

4. SENATOR EGAN:

5. Thank you, Mr. President, members of the Senate. Just so
6. that the...the sponsor of the bill and Senator Merlo understand,
7. I was the fifth negative vote that tied the...that tied the bill
8. and...and kept it in committee. I really thought that I was
9. the...the fifth...the forth and not the fifth. I...I did
10. not intend to kill the bill in committee. I think that it has
11. enough merit to be debated on the Floor. I told Senator Hall
12. that I was...would support this motion.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Senator McMillan.

15. SENATOR MCMILLAN:

16. Mr. President, members of the Senate. I fully understand
17. the concern of the sponsor of the bill. When the Federal
18. Government changed its program it did put the food stamp
19. recipient in a position of having to pay sales tax on
20. part of their purchase. The bill in question, however, does
21. a lot more than just solve the problem. There's no way for
22. the retailer, the person at the checkout counter to know
23. exactly how...eligible the food stamp holder is. And it provides
24. a great problem. One person could go in with a few food stamps
25. and be an eligible food stamp recipient, but it could get...get
26. hundreds of dollars of food through the checkout counter that
27. would be exempt from the tax just because he had a small amount
28. of food stamps. It causes...it will cause...cost eight to nine
29. million dollars as far as the State is concerned. It opens
30. it up for a considerable amount of fraud and even though it's
31. very well intended and solves the problem in the eyes of a
32. few people, it also causes another problem for the State.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator...your time is expired. Further discussion?

2. Senator Buzbee.

3. SENATOR BUZBEE:

4. Thank you, Mr. President. Mr. President, in a brief explanation
5. as to why I'm going to vote No on this motion. I am supporting
6. a cost of living increase for Public Aid recipients. I am also
7. supporting a...a sales tax elimination, thereof, from food and
8. medicines. And...I...I think that we have looked at the total
9. revenue and...and dollar picture for the State and...and found
10. that both of those, in my mind anyhow, are affordable, but I
11. don't think we ought to be doing anything else. So for that
12. reason I'm voting No.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Senator Walsh.

15. SENATOR WALSH:

16. Mr. President, members of the...Senate. I...I'm surprised
17. to hear the Chairman of the Revenue Committee change his position
18. on this bill. I believe on the last day of...of hearing on bills
19. in the Revenue Committee, this was the only bill that...that did
20. not pass. And I guess if you want to have a hundred percent
21. record, we could discharge the committee and have this bill on
22. the Calendar. However, there...there are so few bills that did
23. pass that committee this year, I think it would be a good idea
24. to keep at least one or two in. This is one of the very worst
25. and should remain in committee.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator Merlo may close.

28. SENATOR MERLO:

29. Now, Mr. President, a question before I close. Senator
30. McMillan made a few statements there. Now if I were to answer
31. him it would refute what he said. Do I...am I going to still
32. have the opportunity to close?

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator, you're closing...at the present time.

2. SENATOR MERLO:

3. The hell I am, now wait a minute, that's wrong. Because I
4. have to answer that and then I don't have...a, nuts. In answer
5. to McMillan's question, I can only tell you this, if the Illinois
6. Department of Public Aid would monthly issue an identification
7. card to each recipient of this food stamp program, the grocer
8. would keep a record...the grocer would keep a record of the
9. individuals that make the purchase. You and I know that if we're
10. a family of four, if it exceeded the amount of Public Aid would
11. think was in excess, it would be caught up within a month
12. or two, they would be subject to a fine which is an amendment
13. that I will be put on...putting on on 2nd reading if you'll
14. permit me. Thank you very much.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. The motion is to discharge the Committee on Revenue from
17. further consideration of House Bill 2735. Those in favor vote
18. Aye. Those opposed, vote Nay. The voting is open. Have all
19. voted who wish? Have all voted who wish? Take the record.
20. On that question the Ayes are 21, the Nays are 27. The Motion
21. to Discharge is lost. House Bill 14, Motion to Discharge the
22. Committee on Agriculture...further consideration of that bill.
23. Senator Knuppel is recognized on his motion.

24. SENATOR KNUPPEL:

25. Mr. Chairman and members of the Body. House Bill 114
26. came up on the last committee night to get it out of committee.
27. There were some disputes and disagreements. A subcommittee
28. was appointed with the understanding that if they could
29. achieve some...anonymity between the...parties and reach an
30. agreement that meantime I would file a motion to discharge,
31. but unless that could be worked out...it would not be called.
32. Now I understand from Senator Geo-Karis who was appointed as
33. chairman of that subcommittee, they have reached some accord

1. and I therefore would call my Motion for Discharge based on
2. her assurances that they...that they've agreed on the disputes.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Is there discussion? Senator Geo-Karis.
5. SENATOR GEO-KARIS:
6. Mr. President and Ladies and Gentlemen of the Senate. I
7. have discussed this with Senator Demuzio and Senator Mitchler
8. who were the other two members of this committee and I believe
9. we have reached an accord and we do support the Motion for
10. Discharge.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Is there further discussion? Senator Demuzio.
13. SENATOR DEMUZIO:
14. Thank...thank you, Mr...Mr. President, yes. The...Senator
15. Knuppel has indicated, I have to apologize 'cause I wasn't
16. listening, but the...there is an amendment that will be placed
17. on this bill that would relate itself to the...to the Sexton
18. Case and I will, in fact, support this Discharge Motion.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Is there further discussion? Senator Knuppel may close.
21. SENATOR KNUPPEL:
22. It's one of the things that's been worked out. I'd ask
23. for a favorable roll call.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. The question is shall House Bill 114 be discharged from
26. further consideration by the...Senator Rock is recognized.
27. SENATOR ROCK:
28. Yeah, I understand that the debate has been closed and
29. I do not wish to...I'll just vote No.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Thank...thank goodness, you didn't let your views be
32. known. The question is on the Motion to Discharge House Bill
33. 114 from the Committee on Agriculture. Those in favor vote

1. Aye. Those opposed vote Nay. The voting is open. Have all
2. voted who wish? Have all voted who wish? Take the record.
3. On that question the Ayes are 20, the Nays are 22. The Motion
4. to Discharge is lost. Motion on House Bill 569 to Discharge
5. the Committee on Revenue. Senator Mitchler is recognized.
6. SENATOR MITCHLER:

7. Mr. President and members of the Senate. House Bill 569
8. was, in fact, heard in the Senate Revenue Committee and it
9. received a vote of 2 Ayes, 3 Nays and 4 Present. What the
10. bill does, it would extend the Senior Citizens Homestead
11. Exemption to unremarried surviving spouses of previously
12. qualified claimants. The spouse would be required to meet
13. the other qualifications of the existing program and be
14. sixty-two years of age or older. The idea behind this bill
15. is that if a husband and wife living together and the husband
16. was sixty-five, he could claim the Homestead Exemption. If
17. he died, his wife could continue claiming the Homestead Exemption
18. if, in fact, she was sixty-two years of age or older, but not
19. sixty-five years of age. I think that this is a good bill and
20. I would ask for...approval of the Motion that I have filed
21. to Discharge the Committee for House Bill 569 and have it heard
22. before the full Senate.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Is there discussion, the Motion to Discharge? Senator
25. Egan.

26. SENATOR EGAN:

27. Yes, Mr. President, thank you. Members of the Senate, I
28. was just hoping that Senator Walsh would...express his views
29. on this bill also...just so that we keep our record clean.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Further discussion? Senator Walsh.

32. SENATOR WALSH:

33. Thank you, Mr. Chairman. This is one that you succeeded
34. in defeating in the middle of May. I...if Senator Mitchler had

1. held this until the end of the call, I think, on the last day you
2. were hearing bills, it would have sailed out with the forty-five
3. others that went out, except for Senator Merlo's. I think this
4. bill belongs with Senator Merlo's bill in your committee.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there further discussion, the Motion to Discharge?

7. Senator Mitchler may close.

8. SENATOR MITCHLER:

9. I'd appreciate a favorable vote.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. The question is on the Motion to Discharge House Bill
12. 569 from further consideration of the Committee on Revenue.
13. Those in favor vote Aye. Those opposed vote Nay. The voting
14. is open. Have all voted who wish? Have all voted who wish?
15. Take the record. On that question the Ayes are 16, the Nays
16. are 29. The Motion to Discharge is lost. House Bill 749,
17. Senator Philip, Motion to Discharge Committee on...on Finance.

18. SENATOR PHILIP:

19. Thank you, Mr. President, Ladies and Gentlemen of the
20. Senate. House Bill 749...House Bill 749 would allow State
21. and County Treasurers to invest public funds in savings and
22. loan. Evidently there was some confusion in the Finance
23. Committee. The attitude of...of the people on the other
24. side of the aisle was the Cook County Treasurer was against
25. the idea. Well that was incorrect, the Cook County Treasurer
26. endorses this idea. I'll be happy to answer any questions.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there discussion? Senator Demuzio.

29. SENATOR DEMUZIO:

30. Yes, in keeping with the one minute rule, I intend to
31. vote No on this motion.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there further discussion? Senator Philip, do you wish

1. to close? The question is on the Motion to Discharge the
2. Committee on Finance from further consideration of House
3. Bill 749. Those in favor vote Aye. Those opposed vote Nay.
4. The voting is open. Have all voted who wish? Have all voted
5. who wish? Take the record. On that question the Ayes are 21,
6. the Nays are 25. The Motion to Discharge is lost. House Bill
7. 1128, Senator Philip, Motion to Discharge the Committee on
8. Finance from further consideration of House Bill 1128. Senator
9. Philip.

10. SENATOR PHILIP:

11. Thank you, Mr. President. I will move to Table the Motion
12. House Bill 1128 and 1129.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. The Motion is to Table the motions filed on House Bill 1128
15. and 1129. On a Motion to Table those two motions, all in favor
16. say Aye. Opposed Nay. The Ayes have it, the two motions
17. are Tabled. House Bill 140...1405, Senator Netsch, the Motion
18. to take from the Table and placed on the Calendar on the Order
19. of 2nd reading. Senator Netsch is recognized.

20. SENATOR NETSCH:

21. I'm sorry, thank you, Mr. President. The reason why the
22. motion was filed was at the suggestion both of the, House sponsor
23. and the chairman of the committee. I think there is a great deal
24. of confusion and...misexplanation of what the bill was about when
25. it was in committee. The bill has been rewritten with an
26. amendment, that of course would be placed on, if the motion
27. prevailed. Unfortunately, Senator Daley, who was the chairman
28. of the committee before, whom it was heard, is not here today.
29. I understand that the rewritten language has been shown to him
30. and that it...it does indicate that it is very limited in scope.
31. The...it was a very modest provision and it was not represented
32. to be such in committee. The...I would ask your support so that
33. we would have a chance to present the bill in the form in which
34. it was intended to be in the first place, but clearly was not

1. as far as the committee was concerned.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there discussion of the motion? ...Senator Rock.

4. SENATOR ROCK:

5. In keeping with the one minute rule, I would urge a No vote.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Is there further discussion? The question is...on the
8. Motion to take from the Table and have House Bill 1405 placed
9. on the Calendar on the Order of 2nd reading. Those in favor
10. vote Aye. Those opposed vote Nay. The voting is open.

11. Have all voted who wish? Have all voted who wish? Take the
12. record. On that question the Ayes are 18, the Nays are 22,
13. the Motion to take from the Table is lost. House Bill 2377,
14. the Motion to Discharge the Committee on Agriculture, Senator
15. Maitland. Senator Maitland is recognized.

16. SENATOR MAITLAND:

17. Thank you, Mr. President, Ladies and Gentlemen of the
18. Senate. House Bill 2377 attempts to raise some fees that
19. have not been raised for some twenty years and the expected
20. gross here is in excess of two hundred thousand dollars. Un-
21. fortunately in...in the Agricultural Committee, Conservation
22. brought into the committee on the day that this bill was
23. heard, a rather large amendment and...and the committee was
24. quite concerned about it. We would like to have had those amend-
25. ments earlier. By the same token, one amendment was amended
26. into this bill, Senate Bill 1118, and that...that is now a
27. part of the bill also.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there discussion? Senator Donnewald.

30. SENATOR DONNEWALD:

31. After hard and...long and hard study, I...I think that
32. both the bills, 2377 and 78 should certainly be taken and
33. placed on the Order of 2nd reading.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? Senator Knuppel.

3. SENATOR KNUPPLEL:

4. Well,as...as chairman of the committee I agree that the
5. bills were handled by Conservation rather badly in committee
6. and these bills do...they're important issues and they should
7. be placed on the Order of 2nd reading.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further discussion? Senator Buzbee.

10. SENATOR BUZBEE:

11. Senator Knuppel said just what I had intended to say, that
12. they are needed by the department. I was the one that raised
13. the objection about the amendment being offered, a very lengthy
14. amendment being offered that day and...and a vote has to be
15. taken. I am convinced the department needs this and I
16. think we ought to vote to allow these bills to come onto the
17. Calendar.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Further discussion? Senator Mitchler.

20. SENATOR MITCHLER:

21. Mr. President, members of the Senate. As the Minority
22. Spokesman of the committee, I ask for a favorable...to...vote
23. to discharge both 2377 and 2378 from the committee.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? Senator Vadalabene. Okay. Senator
26. Maitland...Senator Maitland may close.

27. SENATOR MAITLAND:

28. Call roll Mr...Mr. President.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. On the Motion to Discharge the Committee on Agriculture
31. from further consideration of House Bill 2377. Those in
32. favor vote Aye. Those opposed vote Nay. The voting is open.
33. (Machine cut-off)...wish? Have all voted who wish? Take the

1. record. On that question the Ayes are 48, the Nays are 1, none
2. Voting Present. The Motion to Discharge the Committee on
3. Agriculture prevails and the bill will be placed on the Order
4. of 2nd reading on the Calendar. House Bill 2378, a similar
5. motion, Senator Maitland.

6. SENATOR MAITLAND:

7. Thank you, Mr. President. I just would appreciate the
8. same roll call.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The question is shall the Committee on Agriculture be
11. discharged from further consideration of House Bill 2378.
12. Those in favor vote Aye. Those opposed vote Nay. The voting
13. is open. Have all voted who wish? Have all voted who wish?
14. Take the record. On that question the Ayes are 49, the Nays
15. are none, none Voting Present. House Bill 2378 is discharged
16. the Committee on...the Committee on Agriculture discharged from
17. further consideration House Bill 2378 and will be placed on
18. the Order of 2nd reading on the Calendar. House Bill 2419,
19. Senator Maitland. Discharge the Committee on Higher Education
20. from further consideration of House Bill 2419.

21. SENATOR MAITLAND:

22. Thank you, Mr. President. I just move to Table that motion.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The Motion is to Table. All in favor say Aye. Opposed
25. Nay. The Ayes have it. The Motion is Tabled. House Bill 1617,
26. Senator Philip.

27. SENATOR PHILIP:

28. Thank you, Mr. President, Ladies and Gentlemen...of the Senate.
29. House Bill 1617 would provide two additional full Circuit Judges
30. for DuPage County. And I don't know what happened in committee
31. that morning, but all of the bills that increased judges or
32. Appellate Court Judges anywhere in the State of Illinois were
33. all killed. And after the 1980 census we'll be entitled to,

1. by population, three more Associate Judges. And what we have
2. worked out with the Court Administrator is, that instead of
3. taking those three associates, that we would take two full
4. Courts Circuit Judges. I ask for...favorable consideration.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there discussion? Senator Carroll.

7. SENATOR CARROLL:

8. Thank you, Mr. President, Ladies and Gentlemen of the
9. Senate. I rise in opposition to this motion. If there is
10. anything that lawyers on judiciary are more protective of,
11. other than the monies of their fees as I indicated on a prior
12. bill, it's opening more judgeships, 'cause most of them
13. feel someday that will be their seat. And it was unanimity
14. of most of the members of that committee that all judgeships
15. be rejected at this time, both in Cook, in DuPage and everywhere
16. else. And the committee uniformly defeated additional judge-
17. ships, agreeing with the House concept that first there be
18. a commission of an existing commission, either the court or
19. Judicial Advisory or the Joint Judiciary Committees to determine
20. caseloads throughout the State to see when and where judges
21. are needed anywhere in the State. So that is why we opposed
22. it then and I would oppose it now.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? Senator Graham. Senator Geo-Karis.

25. SENATOR GEO-KARIS:

26. Mr. President and Ladies and Gentlemen of the Senate. I
27. was one of the minority opinion on the Judiciary Advisory
28. Council 'cause I feel that Lake County and DuPage do need
29. more judges and I'd like to speak in favor of this bill.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Further discussion? Senator Philip may close.

32. SENATOR PHILIP:

33. Yes, if I remember the correct...the vote in committee was

1. on party lines, it wasn't unanimous at all. I also might
2. remind people that DuPage and Lake County are the fastest
3. growing counties in the State of Illinois, probably the
4. fastest growing counties in the midwest. Our bar association
5. which is nonpartisan has done a study on caseloads. Our
6. judges have some of the heaviest caseloads in the State
7. of Illinois, if not the heaviest. And I would ask for a
8. favorable consideration.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The Motion is to take from the Table and have House Bill
11. 7...1617 read a 2nd time. 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 that
14. question the Ayes are 23, the Nays are 23. The Motion to take
15. from the Table is lost. House Bill 1906, the Motion to Discharge
16. the Committee on Finance from further consideration of House Bill
17. 1906. Senator Nash is recognized on his motion.

18. SENATOR NASH:

19. Mr. President and Ladies and Gentlemen of the Senate. The
20. reason House Bill 1906 is in this Calendar is because the Committee
21. of Finance and Credit Regulations didn't have time to hear several
22. bills. All this bill does is provides the currency exchanges
23. may sell tokens for Public Transportation System. It also
24. gives the Director of Financial Institution the right to inspect
25. currency exchanges. I urge a yes vote.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Is there discussion, the motion? Senator Demuzio.

28. SENATOR DEMUZIO:

29. Yes, Senator Nash is absolutely correct. We didn't have
30. time to...to hear this...legislation and if we did we would
31. of...it would of...been defeated substantially. So, I...so
32. I urge a No vote on this measure.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there discussion? Senator Netsch.

2. SENATOR NETSCH:

3. I know we're not supposed to be totally into the merits of the

4. bill right now, but it's hard to separate it. Is there provision

5. for charging a fee for the sale of bus tokens by currency exchanges?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Nash.

8. SENATOR NASH:

9. Not to my knowledge.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Netsch.

12. SENATOR NETSCH:

13. Is there a prohibition?

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Nash.

16. SENATOR NASH:

17. No.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Netsch.

20. SENATOR NETSCH:

21. Then within my thirty...my sixty seconds, it's a bad bill

22. then because there ought to be a prohibition.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? Senator Nash may close on his motion.

25. SENATOR NASH:

26. Stick with the one minute rule, I urge a yes vote.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Question is on the Motion to Discharge the Committee on

29. Finance from further consideration of House Bill 1906. Those

30. in favor vote Aye. Those opposed vote Nay. The voting is open.

31. (Machine cut-off)...voted who wish? Have all voted who wish?

32. Take the record. On that question the Ayes are 23, the Nays are

33. 26. The Motion to Discharge is lost. House Bill 2655, the Motion

34. to discharge Committee on Finance. The motion is...by Senator

1. Knuppel is to Table the Motion. All in favor say Aye. Opposed
2. Nay. The Ayes have it. The motion is Tabled. House Bill 733,
3. Senator Knuppel. The Motion is...having voted on the prevailing
4. side, I move to reconsider the vote by which House Bill 733
5. failed. Senator Knuppel.

6. SENATOR KNUPPEL:

7. Well, 733 was the bill to allow certain pension funds to
8. place their money in the Asian bank and I struck the wrong
9. key and I did it unintentionally, I voted No, I intended to
10. vote Yes. There was a verification of the roll call, it's
11. Senator D'Arco's bill. There was a verification of the roll
12. call and Senator Daley was struck from the roll call thereby
13. leaving only twenty-nine votes. If I had...if my vote had
14. been as I had intended to record it, he would have had thirty
15. votes. I move for a favorable roll call on reconsideration of
16. House Bill 733.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there discussion? Senator D'Arco.

19. SENATOR D'ARCO:

20. I just want to thank Senator Knuppel for the courtesy he's
21. showing me on this particular vote.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? Senator Mitchler.

24. SENATOR MITCHLER:

25. Well Mr. President and members of the Senate. I voted in
26. favor of this bill in committee because it was indicated that
27. there would be a higher rate of interest paid to the Retirement
28. Systems that invested in the Asian Development Bank. But after
29. the bill got out of committee then I learned more about what
30. the Asian Development Bank does, investing in Communist countries
31. and I certainly oppose it. And since then too I've...what is
32. all the interest in getting into these retirement funds into
33. this bank? I...I'm going to find out what it's all about after

1. the Session. But I'm going to watch this and I'm going to
2. keep the roll calls and believe me the veteran's will want
3. to know on these roll calls too. Especially the ones that
4. fought...especially the ones who fought over in these Communist
5. countries.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? Senator Berning.

8. SENATOR BERNING:

9. Thank you, Mr. President. This bill is no better today
10. that it was the other day. It has been disapproved by the
11. Pension Laws Commission and I would urge, strongly urge, that
12. we do not move to...or do not vote to discharge this.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Egan.

15. SENATOR EGAN:

16. Thank you, Mr. President and members of the Senate. It
17. ...it has not been...turned down by the Pension Laws Commission.
18. As a matter of fact, it was approved by them and the last two
19. speeches have convinced me that I think we should vote Aye.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Further discussion? Well, now Gentlemen, we will recognize
22. those who have not spoken on the issue, then we will go to those
23. who...who wish to speak a second time. Further discussion?
24. Senator D'Arco. Senator Netsch.

25. SENATOR NETSCH:

26. This is in part a question directed to the sponsor. Is it
27. not true that the General Assembly Retirement System is already
28. authorized to invest in the Asian Development Bank as well
29. as some other development banks?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator D'Arco.

32. SENATOR D'ARCO:

33. Yeah, that is true.

34. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Netsch.
2. SENATOR NETSCH:
3. What's good enough for us is good enough for the rest of
4. the State.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Further discussion?
7. SENATOR NETSCH:
8. Or vice versa:
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Further discussion? Senator Rock.
11. SENATOR ROCK:
12. Yes, thank you, Mr. President, Ladies and Gentlemen of
13. the Senate. This is one of a series of bills and I think
14. it deserves our attention and I would urge an Aye vote in
15. accordance with Senator Knuppel's motion.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Further discussion? Senator Geo-Karis.
18. SENATOR GEO-KARIS:
19. Mr. President, Ladies and Gentlemen of the Senate. As I
20. said the other day, if the membership of these various unions
21. or of the Legislature would vote to have their money invested
22. in the Asian Bank, I would have no objection. But since only
23. its leadership decides that, I'm not so sure the leadership
24. is...speaking for all the members. And whether...the fact that
25. my pension is invested in there, I don't like the idea one bit,
26. but I worry more about the other people who have been working
27. many more years than I have to have their monies invested and
28. ...and therefore I have to...cast a No vote on this.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Senator Rhoads.
31. SENATOR RHOADS:
32. Well, thank you, Mr. President and members of the Senate.
33. In response to Senator Rock, the Body has addressed the...the

1. bill on one occasion and the sponsor didn't even see fit to put
2. it on Postponed Consideration on that particular day. Why he
3. didn't, I don't know, but he chose not to. Well, maybe he was,
4. but he still had that option and chose not to exercise it. So
5. now we're coming back with it, the...question on the merits of
6. the bill is the same as it was the other day. I don't care whether
7. the General Assembly Retirement System now has this option or
8. not, Senator Netsch. No one has stated in Floor debate that
9. we do, in fact, invest in the Asian Development Bank or the
10. Inter-American bank or the World Bank or any of the other banks
11. with the so-called soft loan windows. Soft loan windows provide
12. two percent loans to so-called under...underdeveloped nations
13. for which we have no guarantee that they will not be used for
14. military purposes.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Rhoads...Senator Rhoads...

17. SENATOR RHOADS:

18. ...The Congress in 1973...

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. ...your time has expired. Further discussion? Senator
21. Philip. For what purpose does Senator Rhoads arise?

22. SENATOR RHOADS:

23. To move to suspend the Donnewald rule, this is an important
24. bill.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. The motion is to suspend the rule eliminating debate to
27. one minute. (Machine cut-off)...thirty votes to suspend the
28. rule. Those in favor will vote Aye. Those opposed will vote
29. Nay. The voting is open. Have all voted who wish? Have all
30. voted who wish? Take the record. On that question the Ayes
31. are 17, the Nays are 20, 1 Voting Present. The motion to
32. suspend the rule is lost. Further discussion? Senator Philip.

33. SENATOR PHILIP:

1. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
2. I have just been informed that the State Board of Investments
3. who has had the power to invest in...in the Asian banks has not,
4. has not, invested. And I think we ought to keep that in mind.
5. ...If...if it's such a good thing, why haven't they done it. Well
6. it's quite obviously they have not and they've had a four year
7. period to do it I've been told.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further discussion? Senator Lemke.

10. SENATOR LEMKE:

11. I urge the support of this motion. And when I hear somebody
12. say that the veterans are going to be mad at us for voting for
13. this bill, we all must remember one thing. When a war is over,
14. we must help the people rebuild. We have no control over that
15. government even if I resent it, being Communistic. But I'm
16. saying this, we should not limit opportunities to invest in
17. countries that we have treaties with. And Senator Mitchler, it
18. wasn't my President that made the treaty...treaty with China,
19. it was your President, President Nixon. And I think it was
20. a good treaty because it helps us support and get rid of our
21. products and what resources, our...our manufactured goods and
22. creates jobs and creates business in Illinois. So if this is
23. going to help us to bring business in Illinois and to have
24. them buy our products in Illinois, I'd say let's vote to
25. get this bill and go with the Motion to Discharge.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? ...If I might just have the attention
28. of the Body. Since we are under the one minute rule and people
29. keep calling out time. The Presiding Officer is starting the
30. clock the minute you say your first word. The yellow light
31. will come on automatically, it will start flashing when you
32. have ten seconds. So the fact that the light is flashing does
33. not mean your time has concluded. When the light goes solid

1. red, that is sixty seconds and if I notice it, I will terminate
2. your speaking. Now, further discussion? Senator Nimrod.

3. SENATOR NIMROD:

4. Thank you, Mr. President. Vietnam and Cambodia would be
5. the benefactors of this particular vote and if we want to
6. convey to our fellow Illinoisans and to this country that we
7. support those regimes where atrocities put Hitler to shame,
8. then go ahead and vote for it, but I say you better not if you
9. don't want to get the repercussions.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Senator...Berning.

12. SENATOR BERNING:

13. Thank you, Mr. President. I just want to clear up something.
14. The Pension Laws Commission on June 12th did reverse itself
15. after cursorily considering these, did approve, but on the 12th
16. did disapprove this whole series of bills. Secondly, Mr. President
17. and members, you may be interested to know that these same bills
18. were defeated twice, 1975 and 1977 in this State Legislature.
19. I just can't believe that we are willing to take the chance with
20. our dollars, particularly when they can be going, our...our
21. pensioners' dollars can be going into such places as Nicaragua,
22. ...Panama as well as the Indochina countries. And Mr. President
23. and members of the Senate, I respectfully suggest that it would
24. be the wisest move for us to deny this authority and I suggest
25. a No vote.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further...Senator Merlo.

28. SENATOR MERLO:

29. Mr. President and members of the Senate. Talk about
30. ridiculousness. We've debated this issue three different times
31. in the Senate Floor, three different times, and yet you restrict
32. any member of the Senate to speak on the bill that they think
33. important to one minute. ...Oh, brother...I don't know.

34. PRESIDING OFFICER: (SENATOR BRUCE)

1. (Machine cut-off)...further discussion? Senator Knuppel
2. may close.

3. SENATOR KNUPPEL:

4. I don't have very much to say, it's been thoroughly debated
5. except for one thing. Senator Mitchler doesn't frighten me as
6. an ex-Marine with his treat to keep the roll call. I'd suggest
7. that he mimeograph fifty-nine copies and he can put my copy
8. to the use I used to put our used to put our used Montgomery
9. Ward Catalogs to.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. The motion is to...having voted on the prevailing side,
12. the motion is to reconsider the vote by which House Bill 733
13. failed. Those in favor vote Aye. Those opposed will vote Nay.
14. The voting is open. Motion requires thirty affirmative votes.
15. Have all voted who wish? Have all voted who wish? Have all
16. voted who wish? Take the record. On that question the Ayes
17. are 34, the Nays are 16. The motion prevails and the bill
18. will be placed on the Order of 3rd reading. For what purpose
19. does Senator Rhoads arise?

20. SENATOR RHOADS:

21. Request a verification of the affirmative vote.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. There's been a...request for verification. Will the members
24. please be in their seats. Will the Sergeant-at-Arms please clear
25. the aisles. Secretary will call those who voted in the affirmative.

26. SECRETARY:

27. The following voted in the affirmative: Becker, Berman,
28. Bloom, Bruce, Buzbee, Carroll, Chew, D'Arco, Davidson, DeAngelis,
29. Demuzio, Donnewald, Egan, Gitz, Hall, Johns, Jeremiah Joyce, Jerome
30. Joyce, Knuppel, Lemke, Maragos, McLendon, Merlo, Nash, Nedza, Nega,
31. Netsch, Sangmeister, Savickas, Shaprio, Sommer, Vadalabene, Washington,
32. Mr. President.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Rhoads, do you question the presence of any
2. member? The roll call has been verified. On a verified roll
3. call the Ayes are 34, the Nays are 16. The motion prevails
4. and the bill will be placed on the Order of 3rd reading.
5. House Bill 1473, Senator Demuzio, Motion to Discharge the
6. Committee on Finance. Senator Demuzio is recognized.

7. SENATOR DEMUZIO:

8. Yes, thank you, Mr. President. House Bill 1473 is the
9. bill that...I...we debated an amendment on 737, Senator
10. Bloom's bill, substantially, I think, two or three days
11. ago. And this bill deals with the emergency merger of a
12. State bank with another...State or Federally chartered bank
13. with the permission, the regulation of the Commissioner of
14. Banks and Trust. It also would provide that...on the emergency
15. mergers of two banks...the merger shall take place...specifies
16. only one bank may be acquired. Senator Harris, former Senator
17. Harris, Commissioner Harris indicates that he needs this bill
18. for...apparently for some...some things that he has knowledge
19. of that we do not and I had agreed to support a discharge
20. motion on...on this bill and...and therefore I would urge your
21. most favorable support.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? Senator Ozinga.

24. SENATOR OZINGA:

25. Very seldom do I disagree with my chairman, however this is
26. the bill that was designed to eliminate a lot of embarrassment
27. for a lot of us...to the extent that we hate to disagree with
28. the Commissioner's philosophy, however, this bill has been
29. debated twice in this House, at least once or twice in the
30. other House and it is up now, I believe, here again for more
31. consideration. However, in my opinion, and I think the majority
32. of the committee's opinion, this was a bad bill and an attempt to
33. save you all embarrassment for voting or having to vote against

1. a bill of the Commissioner's.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? Senator Bloom.

4. SENATOR BLOOM:

5. Would the sponsor yield to a question?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Indicates he will yield. Senator Bloom.

8. SENATOR BLOOM:

9. Do...do you have a letter from anyone...

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Demuzio.

12. SENATOR BLOOM:

13. ...on this?

14. SENATOR DEMUZIO:

15. Yes, I do, but I...since I gave them all to you, I...they're

16. not within my possession.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Bloom.

19. SENATOR BLOOM:

20. I wasn't referring to 737, I was referring to 1473.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Demuzio.

23. SENATOR DEMUZIO:

24. I...I really don't think so, and in...in all sincerity, if

25. ...if I do have one, perhaps you might refresh my memory as to

26. what it...what it pertains to.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Bloom.

29. SENATOR BLOOM:

30. Well, I don't want to tie up the Body's time. Senator Walsh

31. wonders whether you'll be interested in amendments to this

32. measure? Thank you.

33. PRESIDING OFFICER: (SENATOR BRUCE)

34. Further discussion? Senator Weaver.

1. SENATOR WEAVER:

2. Thank you, Mr. President. I was just going to ask Senator
3. Demuzio whether he intended to amend this bill.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Demuzio.

6. SENATOR DEMUZIO:

7. Well, the answer to that question is yes. It...it would,
8. indeed, take a...a technical amendment that had been suggested
9. by Senator Harris, therefore if the bill is discharged, it
10. would, indeed, have to be amended.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further questions? Senator Weaver.

13. SENATOR WEAVER:

14. What about other amendments, Senator?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Demuzio.

17. SENATOR DEMUZIO:

18. Well...a...since this would deal with only the subject
19. matter of mergers, I...I...I wouldn't take any additional
20. amendments...a...to this particular bill. However, you know,
21. it up to the will of the Body.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Weaver.

24. SENATOR WEAVER:

25. If it's further amended, would you be willing...willing
26. to Table the bill?

27. PRESIDING OFFICER:

28. Further discussion? Senator Demuzio may close.

29. SENATOR DEMUZIO:

30. If there are no amendments that...the only amendments that
31. I would accept are those...those amendments that would pertain
32. to the merger aspect and any other amendments, if, in fact, they
33. would go on the bill, I would indeed Table the bill.

34. PRESIDING OFFICER: (SENATOR BRUCE)

1. The motion is to discharge the Committee on Finance from
2. further consideration of House Bill 1473. Those in favor
3. vote Aye. Those opposed vote Nay. The voting is open.
4. Have all voted who wish? Have all voted who wish? Have
5. all voted who wish? Take the record. On that question the
6. Ayes are 23, the Nays are 22. The Motion to Discharge is
7. lost.

8. PRESIDENT:

9. Are there any further Motions in Writing...that have
10. been filed, Mr. Secretary?

11. SECRETARY:

12. I have a Motion in Writing, Mr. President, on House Bill
13. 9...or Senate Bill 925 and 926.

14. PRESIDENT:

15. Read the motion, Mr. Secretary.

16. SECRETARY:

17. Pursuant to Senate Rule 10, I move to discharge Labor
18. and Commerce Committee from further consideration of Senate
19. Bills 925 and 926 and that they be placed on the Calendar on
20. the Order of 2nd reading for the purpose of immediate consideration
21. of amendments and further, I move, to suspend Senate Rule 5C,
22. 15, and other appropriate rules for advancing Senate Bills 925
23. and 926 to the Order of 3rd reading for immediate passage.
24. Signed..dated May the 30th, 1979. Signed, Senator Nimrod.

25. PRESIDENT:

26. Senator Nimrod.

27. SENATOR NIMROD:

28. Yes, thank you, Mr. President and Ladies and Gentlemen
29. of the Senate. These are the Workmen's Compensation bills
30. that we did...that we did successfully discharge last time
31. and due to the technicalities, we adjourned and called for
32. quorums and we were unable to do much with the bills. But
33. since that time, I think it's become very evident...I think

1. it's become very evident, not only through editorials, but I
2. think through what's been happening in the whole business
3. climate in the State of Illinois. You know, we're here,
4. we...we fool around a lot and we...we do things on a partisan
5. basis and we take kind of...stands and issues, but I want to
6. tell you, this is probably one of the most serious votes
7. that you'll probably make that affect the course and destiny
8. of this State over the next twenty years. And what I'm talking
9. about is that meetings of...releases and...and meetings with
10. the Governor and leadership on Caterpillar indicating that
11. their plans are to build and expand plants in Iowa and Indiana
12. in the amount of some two hundred and seventy million dollars.
13. In fact the John Deere Company has plans for expansion in
14. Iowa for some ninety-six million dollars. International
15. Harvester has a fifty-five million dollar expansion in other
16. than the State of Illinois. Stewart-Warner is building a
17. new plant releases and they will not expand in Illinois,
18. they're going to Tennessee. Now these are not going to sun
19. belt states, these are going to our neighboring states where
20. they, in fact, can enjoy a climate which will bring employment
21. and prosperity. Now, how long can we go on like this. The
22. only thing that International Harvester has scheduled for us
23. is an office building, which means no new jobs. Now, there
24. are going to be some seventy-eight thousand jobs amounting
25. into these lists that I just read from the amount...the
26. amount of expansion that's going to be taking place. In fact,
27. I think if we were to pass...pass over to the House...the Workmen's...

28. PRESIDENT:

29. Your time...your time is expired.

30. SENATOR NIMROD:

31. Thank you. ...the Workmen's Compensated amended bills, I
32. would say that we would give them a chance to do it. This is
33. the one chance you're going to have to give to the House the

1. chance to see what they can do with Workmen's Compensation
2. for this time.

3. PRESIDENT:

4. Further discussion? Senator Savickas.

5. SENATOR SAVICKAS:

6. Yes, Mr. President and members of the Senate. I oppose
7. this Motion to Discharge. We have shown by the agreed policy,
8. the agreed bill policy, that labor, business industry, and I'm
9. speaking now of General Electric who passed out a position
10. paper on Unemployment Insurance supporting their agreed
11. policy and agreed position on Unemployment Insurance and the
12. Governor's people, they're working toward this end to come
13. up with a bill that will solve or alleviate these conditions
14. that business is concerned about, that the common working
15. man that needs the protection is concerned about and a bill
16. that will satisfy the needs and concerns of our small business
17. people. I think we should give them this opportunity. They
18. will be meeting again, just this past week the Governor
19. instituted and asked them all to join back into the agreed bill
20. ...process and the unions business have agreed. I think by this
21. fall, they will come up with a very satisfactory bill. I think
22. they will follow their efforts on the Unemployment Insurance
23. that business has agreed to and I think we will get this burden
24. off our back by the end of the year.

25. PRESIDENT:

26. Further discussion? Senator Maragos.

27. SENATOR MARAGOS:

28. Mr. President and members of the Senate. I rise in opposition
29. to this motion because first of all it is untimely. This is a
30. Senate Bill we're talking about and in order to do justice to
31. this particular issue we would need another two weeks. The Senator
32. had many times to bring this motion up since May 30th and I think
33. it's untimely at this time to come along and try to take a very

1. important subject matter of this nature to go ahead at this
2. time and I think it's unfair. I should also like to bring
3. out the fact that this was defeated, both of these bills
4. were defeated in committee, where they had a full hearing.

5. PRESIDENT:

6. Further discussion? Senator Graham.

7. SENATOR GRAHAM:

8. Mr. President and members of the Senate. I remember...
9. I recognize the untimeliness probably of these, being Senate
10. bills. Also remember that we might have an opportunity
11. here today even though they may not get through the House
12. and get acted upon, we might have an opportunity here today
13. to undo some of the wrongs we did in 1975. And as far as
14. giving the Governor's people and in business and everything
15. another three or four months to screw around and do nothing
16. like they've been doing since the first year, that doesn't
17. impress me a bit. It impressed me just about as much as...as
18. the importance that's been attached to a tax limitation thing.
19. I don't think they need any more time, we got a chance to speak
20. today how we feel about keeping industry in the State and this
21. is our one opportunity.

22. PRESIDENT:

23. Further discussion? Senator Mitchler.

24. SENATOR MITCHLER:

25. Mr. President and members of the Senate. Very briefly, the
26. business and industry climate in the State of Illinois is in
27. a deplorable condition, you know it, I know it, each and every
28. one of us knows it. And all this here just talking about it
29. and doing nothing is not going to get the job done. And you
30. find the Executive Branch of Government going over to Japan
31. to try to attract jobs in here, then you have Caterpillar
32. Tractor Company, the largest private employer in the State of
33. Illinois, going down to the Executive Branch of...of this

1. government's office and telling them...that in Illinois their
2. Workmen's Comp has increased from three million dollars a year
3. to sixteen million dollars a year and that's the reason they're
4. going to locate three brand new plants outside the State of
5. Illinois instead of locating them in Illinois, which they would
6. like to do, and bring some fifteen thousand to twenty thousand
7. jobs into Illinois. And these are good paying jobs, not poverty
8. level like CETA and...

9. PRESIDENT:

10. Your time has expired, Senator. Further discussion?
11. Senator Knuppel.

12. SENATOR KNUPPEL:

13. Well I...I appreciate everything that Caterpillar Tractor
14. says in their big, they have a big plant in my district and all
15. that, but the fact is that notwithstanding the Workmen's
16. Compensation increase, their profits rose by some twenty-
17. five percent last year.

18. PRESIDENT:

19. Any further discussion? Senator Nimrod may close.

20. SENATOR NIMROD:

21. Thank you, Mr. President. I want to remind you that the
22. agreed bill team that got together to discuss Workmen's Comp.
23. is adjourned and dissolved. That committee cannot reach any
24. agreements and has no proposals to make before this Body. Now,
25. all I'm telling you is that this is your one chance to tell,
26. at least the House members, here's some bills that we want
27. to give you a chance to do it. Senator Keats is in the
28. hospital, I probably shouldn't have called because he was not
29. here today, we're losing one vote there. But I think there
30. are enough men who will see and search their hearts to say
31. that what's right has to be done. And we've got to rise
32. above what we know has been some political pressure from
33. the labor leaders and we know that we, at least, have to say

1. that this bill deserves to be heard. We can pass it over
2. to the House today, they have one week to decide what to
3. do with it and let's see if some good can come from it. I
4. would urge a vote Yes so we can get on...on the Floor and
5. amend these bills which certainly have the support of thirty
6. members of this Senate.

7. PRESIDENT:

8. Senator Nimrod has moved to discharge the Committee on
9. Labor and Commerce from further consideration of Senate
10. Bills 925 and 926 and ask that they be placed on the Order
11. of 2nd reading for the purpose of immediate consideration
12. of amendments and further moves to suspend Senate Rules 5C,
13. 15 and any other appropriate rules for advancing Senate Bills
14. 925 and 926 to the Order of 3rd reading for immediate passage.
15. Those in favor of this motion will vote Aye. Those opposed
16. will vote Nay. The voting is open. Have all voted who wish?
17. Have all voted who wish? Take the record. On that question
18. the Ayes are 26, the Nays are 22, 3 Voting Present. The motion
19. fails. There further Motions in Writing, Mr. Secretary?

20. SECRETARY:

21. No further Motions in Writing.

22. PRESIDENT:

23. All right. With leave of the Body, we'll now move to
24. House Bills 3rd reading. We will begin where we left off the
25. other day, which is the middle of page 10. 1286, Senator Nash.
26. On the Order of House Bills 3rd reading is House Bill 1286.
27. Read the bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 1286.

30. (Secretary reads title of bill)
31. 3rd reading of the bill.

32. PRESIDENT:

33. Senator Nash.

1. SENATOR NASH:

2. Mr President and Ladies and Gentlemen of the Senate. House
3. Bill 1286 provides that alcoholic liquor may be sold or deliver...
4. in connection with the operation of facilities of the Chicago
5. Zoological Society. This land is owned by the Forest Preserve
6. District of Cook County. There's no objections by the Forest
7. Preserve District. I urge a Yes vote.

8. PRESIDENT:

9. Is there any discussion? If not, the question is shall
10. House Bill 1286 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 34, the Nays are 14, 1 Voting
14. Present. House Bill 1286, having received a constitutional
15. majority is declared passed. Senator Netsch on 1289.
16. On the Order of House Bills 3rd reading, House Bill 1289.
17. Read the bill, Mr. Secretary.

18. SECRETARY:

19. House Bill 1289.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDENT:

23. Senator Netsch.

24. SENATOR NETSCH:

25. Thank you, Mr. President. The next three bills are all
26. recommendations of the Dangerous Drugs Advisory Council and
27. the Dangerous Drugs...Dangerous Drug Commission. The first
28. one deals with the subject of client records, that is Drug
29. Abuse Clinic client records and their confidentiality. It
30. revises the State law so that it tracts the Federal Law
31. which is already applicable to a good many of these products
32. anyway, but it does add one provision that would permit
33. the disclosure of information of the records only to the

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3rd reading
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1. extent necessary to make it possible to investigate and prosecute
2. a crime that takes place at the clinic itself. That is somewhat
3. broader than the Federal and...all other respects it is a tracking
4. of the Federal Law.

5. PRESIDENT:

6. Is there any discussion? Senator Davidson.

7. SENATOR DAVIDSON:

8. Mr. President and members of the Senate. I rise in support
9. of these three bills. These came out of...almost a year's study
10. from the Dangerous Drug Advisory Commission, both the Advisory
11. Commission...Advisory Committee and the Commission itself. I
12. urge a Yes vote.

13. PRESIDENT:

14. Any further discussion? If not, the question is shall
15. House Bill 1289 pass. Those in favor will vote Aye. Those
16. opposed will vote Nay. The voting is open. Have all voted
17. who wish? Have all voted who wish? Take the record. On
18. that question the Ayes are 53, the Nays are none, none Voting
19. Present. House Bill 1289 having received a constitutional
20. majority is declared passed. 1290, Senator Netsch. On the
21. Order of House Bills 3rd reading is House Bill 1290. Read
22. the bill, Mr. Secretary.

23. SECRETARY:

24. House Bill 1290.

25. (Secretary reads title of bill)

26. 3rd reading of the bill.

27. PRESIDENT:

28. Senator Netsch.

29. SENATOR NETSCH:

30. Thank you. This bill was amended extensively at the
31. recommendation of the Judiciary Committee. In its amended
32. form, it does these things. It does revise the definition
33. of addict so that those who abuse, for example, certain chemical

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1. inhalants can also be able to benefit from the provisions, the
2. treatment provisions, of the law. Secondly, it does permit the
3. suspension of a license where there has been the failure to
4. maintain sufficient safeguards, for example, against diversion
5. of methadone in a methadone clinic, something that is quite,
6. quite important. It also would permit the...those who are engaged
7. in the inspection of controlled premises to exercise their
8. police powers after they have left the premises, if it is
9. pursuant to the same kind of investigation that had been
10. restricted by an Attorney General's opinion. I would be happy
11. to answer any questions. If not, the Dangerous Drugs Commission,
12. Senator Davidson and I would appreciate your support.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Further discussion? If not, the question is shall House
15. Bill 1290 pass. Those in favor will indicate by voting Aye.
16. Those opposed vote Nay. The voting is open. Have all voted
17. who wish? Have all voted who wish? Take the record. On that
18. question the Ayes are 54, the Nays are none, none Voting Present.
19. House Bill 1290 having received the constitutional majority is
20. declared passed. House Bill 1291...Senator Netsch. Read the
21. bill, Mr. Secretary.

22. SECRETARY:

23. House Bill 1291.

24. (Secretary reads title of bill)

25. 3rd reading of the bill.

26. SENATOR NETSCH:

27. Thank you, Mr. President. This bill would require the
28. court to advise a client that, I'm sorry, someone who has been
29. charged with a crime, initially, that with the consent of the
30. State's Attorney, he may be eligible for a drug treatment
31. program instead of a...an immediate continuation of criminal
32. proceedings. And it does make clear that the Department of Mental
33. Health's recommendation as to whether or not the person in question

1. is going to be helped by a drug addiction program, will be
2. available to the court before it exercises its discretion
3. to determine whether or not the procedure should be made
4. available. A similar provision is inserted in the law with
5. respect to those who have already been convicted of a crime.
6. Again, I would be happy to answer questions. If not, the
7. three of us would appreciate your support.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is there further discussion? If not, the question is shall
10. House Bill 1291 pass. Those in favor indicate by voting Aye.
11. Those opposed vote Nay. The voting is open. Have all voted
12. who wish? All voted who wish? Take the record. On that question
13. the Ayes are 53, the Nays are none, none Voting Present. House
14. Bill 1291 having received the constitutional majority is
15. declared passed. House Bill 1293, Senator Vadalabene. Read the
16. bill, Mr. Secretary.

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End of Reel #2

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1. SECRETARY:

2. House Bill 1293.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Vadalabene.

7. SENATOR VADALABENE:

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

9. House Bill 1293, gives the firefighters credit towards retirement
10. annuity for months as well as years in service, an example would
11. be if a firefighter working for four months passed his twenty-
12. second year, would receive fifty-four and one third percent of
13. his base salary. As the law now reads he would not get credit
14. for the additional four months he worked before his twenty-
15. second anniversary. The firefighters and the city both continue
16. to pay into the fund for the four months, but he does not get
17. credit for this time. The cost factor is determined to be minimal
18. and the firefighters would appreciate a favorable vote on House
19. Bill 1293.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Is there further discussion? If not, the question is, shall
22. House Bill 1293, pass. Those in favor will vote Aye. Those
23. opposed vote Nay. The voting is open. Have all voted who wish?
24. Have all voted who wish? Take the record. On that question, the
25. Ayes are 52, the Nays are 2. None Voting Present. House Bill
26. 1293, having received the constitutional majority is declared
27. passed. House Bill 1297, Senator Grotberg. Read the bill, Mr.
28. Secretary.

29. SECRETARY:

30. House Bill 1297.

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Grotberg.

1. SENATOR GROTEBERG:

2. Thank you, Mr. President, and members of the Senate.
3. Under current law if an area is to be added to an existing
4. special service district, an area, for instance a fire
5. district. a notice must be sent to all residence of the
6. service area. What this bill does, is says that if it's
7. less...no more than five percent of the assessed value of
8. the total area, is in the area to be annexed or added to
9. that they only send notice to the people within that five
10. percent area. To cut down on the notification costs and
11. ...and this is kind of a Kane County bill, but it applies
12. all over, it just costs a fortune to notify everybody in
13. some of these larger districts of the tiny number that are
14. being taken in, and I would ask...be glad to answer questions
15. or move for a good roll call on it.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Is there further discussion? Senator Buzbee.

18. SENATOR BUZBEE:

19. Well, Senator, I can appreciate the fact of the added
20. cost to the municipality or whatever, of sending out these
21. kind of notices. However, they will more than gain back
22. that cost very quickly with the increased taxation they will
23. get by the annexation, of those folks who are in their areas.
24. I rise in strong opposition to your bill, based on the fact
25. in the community in which I live there are just an awful lot
26. of citizens who fear, very much, the possible annexation by a
27. large city nearby, and are very much opposed to that annexation,
28. and for that reason, it seems to me that there's no reason to
29. reduce that notification requirement, because if everybody gets
30. one I want to be told that they want to annex me, and I think
31. all of my neighbors want to be told that they're going to be
32. annexed, and...but you're saying that only five percent are going to be..

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator, your minute is up.

1. SENATOR BUZBEE:

2. Very well.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator McMillan.

5. SENATOR MCMILLAN:

6. Let me respond, if I may, to...to Senator Buzbee...the
7. problem is not with the people to be annexed. They get the
8. notice, I think there's some problem though, if a given area
9. happens to have a fairly good assessed valuation, and there
10. happens to be a trailer court or something that may have high
11. costs for lighting, or high costs for sewer services. If...if
12. they want to get in, and get their cost shifted to the...to the
13. other municipality, then I think that's where the problem is,
14. that the people who are in the given area may have a lot of
15. costs imposed upon them by bringing in a small area, and they
16. won't really get any notice. I'm not sure it's a bad bill, but
17. in committee we had quite a difficult time figuring out whether
18. or not this was in a way, to quietly let some...some property
19. owners not realize they were eventually going to have additional
20. taxes imposed upon them. I'm not really opposing it.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator, your time has expired. Senator Mitchler.

23. SENATOR MITCHLER:

24. Mr. President, and members of the Senate. I see some problems
25. that could come of this here, just like pointed out
26. by Senator Maitland, and I think that, inasmuch as this is with-
27. out referendum, it shouldn't be done by the people that are in
28. the special service district, and I...I don't know of any case
29. where this would help, so I ask the sponsor a question, what is
30. the genesis of this, and the old question, who...who wants this?

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator...is there any further debate? If not, Senator
33. Grotberg may close the debate.

SENATOR GROTBORG:

1. Question of the Chair. I'm going to answer a question
2. first, if you may. He asked me a question, Mr. President,
3. and I'd prefer to have my minute to close.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator, you have one minute to do it all.

6. SENATOR GROTBORG:

7. Well, thank you. Senator Mitchler, this is...Phil Elstom's
8. bill, every time we add a little piece to our fire district
9. he has to notify everybody in the county of Kane, and
10. annexations come...if it's more than five percent everybody
11. gets the notice, Senator Buzbee. This is just...if it's less
12. than...no more than five percent of the assessed value of the
13. whole district to be proposed, this little patch of people
14. gets notified and they...and that's exactly what you want. So
15. this came out of the House 147 to nothing, it came out of
16. our committee, Senator...McMillan, 7 zip...and you must be...
17. referring to a different bill, because there was very little
18. discussion on this, and I'd just appreciate a favorable roll
19. call, to save at least our county, about twenty thousand dollars
20. a year in mailing cost, and you multiply that by the other
21. hundred and two counties and you've got it.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. The question is, shall House Bill 1297 pass. Those in
24. favor indicate by voting Aye. Those opposed vote Nay. The
25. voting is open. Have all voted who wish? Have all voted who
26. wish? Take the record: On that question the Ayes are 38, the
27. Nays are 6. 1 Voting Present. House Bill 1297, having re-
28. ceived a constitutional majority is declared passed. House Bill
29. 1304, Senator Sangmeister. Read the bill, Mr. Secretary.

30. SECRETARY:

31. House Bill 1304.

32. (Secretary reads title of bill)
33. 3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator...Senator Sangmeister.

2. SENATOR SANGMEISTER:

3. Thank you, Mr. President, and members of the Senate.
4. Purpose of this legislation is to cut down on some bookkeeping.
5. Don't be misled that...from the Synopsis that records are not
6. kept of contracts made by County Superintendent of Highways,
7. or Township Highway Commissioners, but under the present law
8. a Township Highway Commissioner has to come to the County
9. Superintendent of Highways and have a record kept and approval
10. of all expenditures over the sum of two thousand five hundred
11. dollars. Because of the extreme inflation that we've had, Town-
12. ship Highway Commissioners are having to run to the County
13. Highway Commissioner to get approval to do what is now...amounts
14. to really minimal road ...repair. The figure five thousand
15. may seem a little high, but with inflation going the way it is,
16. most people in the committee felt that that was a reasonable
17. figure so we would not be coming back here again. I hope that
18. explanation is clear, if not, I'll be happy to answer any questions.
19. If not, I would ask for a favorable roll.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Is there further discussion? If not, the question is, shall
22. House Bill 1304 pass. Those in favor vote Aye. Those opposed
23. vote Nay. The voting is open. Have all voted who wish? Have
24. all voted who wish? Take the record. On that question, the Ayes
25. are 53, the Nays are none. None Voting Present. House Bill 1304,
26. having received the constitutional majority is declared passed.
27. House Bill 1306, Senator D'Arco. Read the bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 1306.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator D'Arco.

SENATOR D'ARCO:

1. Hello. 1306 provides that CETA employees, who work
2. for the State or the Chicago Municipal Retirement Fund or
3. the Chicago Laborer's Retirement Fund or the Federal Reserve
4. District Employee or the Chicago County Employees, and Officers
5. Annuity Fund, that if they work for any of these municipalities
6. on a part time basis they will not be entitled to pension
7. benefits, consistent with the Federal law that was passed by
8. the Federal Government, and I would ask for a favorable roll
9. call.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? If not, the question is,
12. shall House Bill 1306 pass. Those in favor will vote Aye.
13. Those opposed vote Nay. The voting is open. Have all voted
14. who wish? Have all voted who wish? Take the record. On that
15. question, the Ayes are 52, the Nays are 2. 2 Voting Present.
16. House Bill 1306, having received the constitutional majority
17. is declared passed. House Bill 1307, Senator McLendon. Read
18. the bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 1307.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator McLendon.

25. SENATOR MCLENDON:

26. Yes, Mr. President, and members of the Senate. The House
27. Bill 1307, permits...allows for school funds to be deposited and
28. certificates of deposit of banks insured by the Federal Deposit
29. Insurance Corporation. The bill provides that the school funds
30. may be invested in withdrawable capital accounts of deposits
31. of State or Federal chartered. Savings and Loans Associations, which
32. are insured by the Federal Savings and Loan Corporation. I ask
33. your support.

(Following typed previously)

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Is there further discussion? If not, the question is shall
3. House Bill 1307 pass. Those in favor vote Aye. Those opposed
4. vote Nay. The voting is open. Have all voted who wish?
5. Have all voted who wish? Take the record. On that question the
6. Ayes are 55, the Nays are none. House Bill 1307 having received
7. the constitutional majority is declared passed. House Bill 1310,
8. Senator Philip. Read the bill, Mr. Secretary.
9. SECRETARY:
10. House Bill 1310.
11. (Secretary reads title of bill)
12. 3rd reading of the bill.
13. PRESIDING OFFICER: (SENATOR SAVICKAS)
14. Senator Philip.
15. SENATOR PHILIP:
16. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
17. House Bill 1310 as amended only removes the sales tax from insulin
18. used by some five hundred thousand diabetics in the State of
19. Illinois. The rationale for this, as you know, this is a non-
20. prescription drug and it's full sales tax applies. You know,
21. a drug that is prescription, of course, is only taxed on its
22. ingredients. I'll be happy to answer any questions.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. Is there further discussion? Senator Maragos.
25. SENATOR MARAGOS:
26. Will the sponsor yield for a question?
27. PRESIDING OFFICER: (SENATOR SAVICKAS)
28. He indicates he will.
29. SENATOR MARAGOS:
30. Senator Philip, wouldn't it be better to vote for the other
31. bill that exempts all drugs which would include insulin instead
32. of just this alone?
33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Philip.

2. SENATOR PHILIP:

3. Well, I certainly think that's a matter of opinion, Senator
4. Maragos. I might say this, I kind of think it's irresponsible
5. to remove the sales tax on foods and drugs totally without a
6. replacement tax. I don't think the State can afford it. But I
7. think that's a different issue and I think we will be addressing
8. that probably sometime next week.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Maragos.

11. SENATOR MARAGOS:

12. All I can say, Mr. President, in objecting to this bill is I
13. feel that we have other bills on the Calendar that will do the same
14. thing, not only for insulin users, but many other people who can get
15. their medicine and drugs without having to pay a sales tax
16. and I think this is just one special interest bill that we can do it
17. for all people who need medicine and drugs and I vote against this bill.

18. PRESIDING OFFICER. (SENATOR SAVICKAS)

19. Senator Netsch.

20. SENATOR NETSCH:

21. Thank you, Mr. President. My point was essentially the
22. same. It is my intention to vote for the bill that would exclude all
23. medicines and food from the sales tax and in good conscience and
24. consistently and also because it's not necessary. I think that I
25. will not vote for this bill and I hope others will join me in that.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator McMillan.

28. SENATOR McMILLAN:

29. Mr. President and members of the Senate. This bill did have a very
30. complete hearing in...in committee and even though we have
31. lots of difference of opinion about whether or not the entire tax
32. should be taken off of food and medicine, it seems clear that what we
33. should not do is go about it in a piecemeal fashion and I would oppose it
because I believe if there is intent to take it off
it ought to be done with all medicine.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Rock. Senator Donnewald.

3. SENATOR ROCK:

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

5. While this might be a good idea, I would think that we would be
6. better advised and much more responsible if we were to all stand
7. behind a single meaningful piece of tax relief, namely,
8. that which would remove or phase-out the sales tax on food and
9. medicine. This will cost...this bill, 1310, will cost, it is
10. estimated, somewhere around a quarter of a million dollars annually
11. and I think in a responsible fashion, we should vote Present or
12. No on this legislation.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Is there further discussion? Senator Bloom.

15. SENATOR BLOOM:

16. I'd ask the previous speaker how much it would cost to remove
17. it in the manner in which he supports it.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Rock at Donnewald's desk.

20. SENATOR ROCK:

21. We will get to that on the Calendar and I will be delighted
22. to share that information with you. Senator Sangmeister has it and
23. I'm sure he would be happy to share it with you.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion? If not, Senator Philip may close
26. the debate.

27. SENATOR PHILIP:

28. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
29. I think we're a little confused on the issues and I think it's been
30. reported in the press and the media that the Governor has said it's
31. an irresponsible piece of legislation. He is going to veto it,
32. taking the sales tax off of food and drugs. Now, if we had a
33. replacement tax for it, I think the Governor might...might support
it but I don't think...he's going to veto it, you know he's going

1. to veto it and it's a different issue. There are five hundred
2. thousand people in this State of Illinois that use insulin
3. who are paying the full tax on it because it's a non-
4. prescription drug. If it was a prescription drug, all they
5. would be paying the tax on would be the ingredients.
6. So, I ask for your favorable consideration.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. The question is shall House Bill 1310 pass. Those
9. in favor will vote Aye. Those opposed vote Nay. The voting
10. is open. Have all voted who wish? Have all voted
11. who wish? Take the record. On that question the Ayes are 20,
12. the Nays are 7, 20 Voting Present. House Bill 1310 having
13. failed to receive the constitutional majority is declared
14. lost. Is leave granted to allow the Illinois Savings and
15. League...Loan League to take still photos on the Floor?
16. Leave is granted. Senator...Senator Rock allowed an
17. hour the other day so it will be for one hour.
18. House Bill 1322, Senator Knuppel. Read the bill, Mr.
19. Secretary.

20. SECRETARY:

21. House Bill 1322.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. SENATOR KNUPPEL:

25. Mr. President and Ladies...the law allows townships
26. to issue bonds to purchase open spaces but does not allow
27. them the right to develop and rehabilitate and renovate.
28. So, this enlarges the language of that Act to provide
29. that townships may not only purchase but may develop,
30. rehabilitate and renovate open lands. Very simple
31. bill to allow them to work with the...has to be done by
32. referendum, allow them to work with lands and after
33. they purchase it, to rehabilitate it.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there further discussion? If not, the question is,
3. shall House Bill 1322 pass. Those in favor vote Aye. Those
4. opposed 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 49, the Nays are 4. None Voting Present. House
7. Bill 1322, having received the constitutional majority is de-
8. clared passed. House Bill 1323, Senator Knuppel. Read the bill,
9. Mr. Secretary.

10. SECRETARY:

11. House Bill 1323.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Knuppel.

16. SENATOR KNUPPEL:

17. This bill does for gravel roads what 882, Senate Bill 882
18. did for the oil tax on roads. It provides that once they..
19. by special election, a special tax has been...instituted for
20. gravel and dirt roads for their improvement, that after that it
21. will take a special election to terminate that tax. It can
22. be done by twenty-five legal voters signing petition, and putting
23. it on the ballot.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion? Senator Sommer.

26. SENATOR SOMMER:

27. Senator Knuppel, am I correct in that...that this tax
28. is allowed to go on one time and one time only under the current
29. Statute and...and once it's put on it can never be repeated, and
30. it dies after what, five years, something like the time like this?
31. What you're doing is extending this tax, that's what sixteen cents
32. per hundred for perpetuity, is that correct?

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Knuppel.

1. SENATOR KNUPPTEL:

2. Well, the way I understand it, it's the same as what
3. the oil tax was. People vote to put it on. Once it's on
4. there, it's extended each year unless it's taken off by twenty-
5. five people petitioning to have it taken off. Then they would
6. have an election to have it taken off. Now that's the way
7. I understand the bill.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Sommer.

10. SENATOR SOMMER:

11. Was..is...what I asked is, what is it now. It seems to me
12. it's a set number of years and then it dies and cannot be
13. reinstated, is that true or not true?

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Knuppel.

16. SENATOR KNUPPTEL:

17. That's correct, at the present time it goes on for five
18. years and if you want to reinstitute it you have to have a
19. special election, put it on another five years, and so forth, and
20. rather than to do that every five years, if the people vote
21. it on twenty-five people if they want to have it taken off can
22. sign a petition to put it on the election. Otherwise, it stays
23. on.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Rhoads.

26. SENATOR RHOADS:

27. Senator Knuppel, in the chapters read off by the Secretary,
28. I didn't hear any reference to the Chapter 46. Would this
29. special election take place on a consolidated election date?

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Knuppel.

32. SENATOR KNUPPTEL:

33. Well, I assume it would, it amends an existing Act, and I
think everything is under the uniform now, and says the purpose of

1. the bill is to reduce a number of special elections at local level
2. and bring the election process for gravel road maintenance
3. and construction into conformity with the...with general
4. road and bridge tax elections.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Rhoads.

7. SENATOR RHOADS:

8. We wouldn't have any special elections after December 1st,
9. 1980, would we? Shouldn't the bill be amending Chapter 46 as
10. well?

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Knuppel.

13. SENATOR KNUPPEL:

14. I...I assume that it fits in with whatever the township
15. elections laws are now, or...or will be, and if they are in the
16. overall consolidated election procedure this will be too, if
17. they're not it won't be. All it does is amend an existing
18. Statute, and if that's moved into 46, this is moved into 46.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Schaffer.

21. SENATOR SCHAFFER:

22. Senator Knuppel, I believe we're talking about what's
23. commonly referred to as the Hard Road Tax, aren't we?

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Knuppel.

26. SENATOR SCHAFFER:

27. My understanding of this tax is that once it's put on
28. it's...can, you know it's put on every two years at the annual
29. meeting, not by a special election, and that becomes pretty
30. perfunctory. I think it's a good bill, and it eliminates...
31. none of the voters rights. I would respectfully remind you
32. that we sent to the Governor here yesterday on an Order of

33.

HB 1324
3rd reading
6-24-79

1. Concurrence, another bill which puts the Road Commissioners
2. levy back into the annual town meeting and the electors. I
3. think that this is...is a good bill, and...and coupled with
4. House Bill, I believe 330, I think it does, in fact, give the
5. electors more of a say about the Township Road Commissioners
6. budget than they have under existing law, and I rise in support.
7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Is there further discussion? Senator Grotberg.

9. SENATOR GROTBORG:

10. Yes, I think I'm in support of it too, but...there are
11. questions being asked about whether or not it's a special election,
12. or whether it's done at the town meeting, and in the bill there's
13. a ballot form, et cetera, amending only this Chapter, so I really
14. can't answer the question...I think the best thing to do is
15. vote for it, and get it out of here. It it's got a problem they'll
16. find it out this Summer some time before it hits the Governors
17. Desk. It's still good for township roads.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? If not, Senator Knuppel may
20. close the debate.

21. SENATOR KNUPPEL:

22. Well the way... the way I understand it, it has the support
23. of township officials organizations, and all the other organizations
24. as well, so I think it would be good legislation, favorable to
25. townships.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Question is, shall House Bill 1323 pass. Those in favor
28. vote Aye. Those opposed vote Nay. The voting is open. Have all
29. voted who wish? Have all voted who wish? Take the record. On
30. that question, the Ayes are 47, the Nays are 6. 1 Voting Present.
31. House Bill 1323, having received the constitutional majority
32. is declared passed. House Bill 1324, Senator Berman. Read
33. the bill, Mr. Secretary.

SECRETARY:

1. House Bill 1324.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Berman.

6. SENATOR BERMAN:

7. Thank you, Mr...thank you, Mr. President. House Bill 1324,
8. does two things as amended. First, it requires that automobile
9. insurance rates would reflect the reduction for anti-theft
10. mechanisms or devices which would be approved by the Direct or of
11. Insurance and it provides for an automobile engineering advisory
12. panel to advise the Director of Insurance along those lines.
13. Secondly, it...the amendment has provided the definition regarding
14. insurance companies for purpose of political contributions and
15. excludes holding companies which do not in themselves write in-
16. surance from the prohibition of political contributions. I'd
17. ask for a favorable vote.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? If not, the question is shall
20. House Bill 1324 pass. Those in favor vote Aye. Those opposed
21. vote Nay. The voting is open. Have all voted who wish? Have
22. all voted who wish? Take the record. On that question, the
23. Ayes are 45, the Nays are 11. None Voting Present. House Bill
24. 1324, having received a constitutional majority is declared passed.
25. House Bill 1325, Senator Coffey. Read the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 1325.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Coffey.

32. SENATOR COFFEY:

33. Yes, Mr. President, and members of the Senate. House Bill
1325. This bill amends the controlling definition for local

1. authority in the Vehicle Code, to apply to Chapter 11 and
2. 15 of the Code, to include Road District Highway Commissioners.
3. The Road District Highway Commissioner has certain duties
4. regarding roads under their jurisdiction, and in the past there
5. has been some rulings by some State's Attorneys to say that
6. it is not clear in the Statute and what this bill does is to
7. Clarify their authority in this situation. It is supported by
8. the Superintendent of Highways, township officials, Motor
9. Vehicle Laws Commission, Illinois Agriculture Association, and
10. I'd ask for your favorable roll call.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Is there further discussion? If not, the question is, shall
13. House Bill 1325 pass. Those in favor will vote Aye. Those opposed
14. vote Nay. The voting is open. Have all voted who wish? Have
15. all voted who wish? Take the record. On that question, the
16. Ayes are 55, the Nays are none. House Bill 1325, having received
17. the constitutional majority is declared passed. House Bill 1334,
18. Senator Rupp. Read the bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 1334.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Rupp.

25. SENATOR RUPP:

26. Thank you, Mr. President. What this bill does, it amends
27. the Downstate Teachers Retirement Article of the Illinois Pension
28. Code, and it provides for group health insurance coverage for
29. retired teachers beneficiaries and annuitants and their depend-
30. ents. It specifies that the cost of the coverage for eligible
31. pensioners be paid fifty-five...fifty percent by the Retirement
32. System and fifty by the pensioner. It does...there's and estimate
33. that it would cost 3.6 million dollars a year, however, that will
be paid from a separate fund, appropriated to the Retirement System.

1. from the group...Group Health System. In that case there would
2. be no fiscal impact on the Pension Fund, but there would be an
3. impact, it is going to cost money, but we do think it's a commend-
4. able action and I ask a favorable roll call.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Is there further discussion? Senator Sommer.

7. SENATOR SOMMER:

8. A couple of quick questions. Do we now do this for State
9. employees, do we pick up their half of the contributions when
10. they're retired and who is going to finance this? Apparently it's
11. going to be the general taxpayer of the State of Illinois, is that
12. right?

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Rupp.

15. SENATOR RUPP:

16. Yes, yes, and yes. You now do it for yourself.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Further discussion?

19. SENATOR RUPP:

20. And the other answers are yes too.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Buzbee.

23. SENATOR BUZBEE:

24. Question of the sponsor. Would those retired teachers who
25. are currently retired, would they be eligible to come in now
26. and buy this group coverage?

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Rupp.

29. SENATOR RUPP:

30. Yes, they would.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Berning.

33. SENATOR BERNING:

Thank you, Mr. President. I just have to comment that the bill

1. as amended is now opposed by the Pension Laws Commission, it was
2. deliberated carefully, and the decision was that the adverse
3. effect is going to be a liability on the funds and therefore the
4. commission recommends a Do Not Pass.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Is there further discussion? If not, Senator Rupp may close
7. the debate.

8. SENATOR RUPP:

9. Thank you Mr....thank you, Mr. President. All I would say that
10. this is what we do for ourselves, and I think the teachers have
11. in the past, they put all their time in, and I think it is deserv-
12. ing of...for them to, as it is for us, and I ask a favorable roll
13. call.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Question is, shall House Bill 1334 pass. Those in favor vote
16. Aye. Those opposed vote Nay. The voting is open. Have all voted
17. who wish? Have all voted who wish? Take the record. On that
18. question, the Ayes are 42, the Nays 9. None Voting Present. House
19. Bill 1334, having received a constitutional majority is declared
20. passed. House Bill 1341, Senator Johns. Read the bill, Mr.
21. Secretary.

22. SECRETARY:

23. House Bill 1341...

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Just a moment. For what purpose does Senator Rhoads arise?

26. SENATOR RHOADS:

27. On a point of order. Our rules do prohibit taking pictures
28. of the electronic voting board, is that correct?

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. We just asked leave for...

31. SENATOR RHOADS:

32. Of the board?

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

...twenty minutes ago to allow her to take pictures...

1. SENATOR RHOADS:

2. Of the board, as well?

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. There's no prohibition in the rules. Senator Johns, 1341.

5. SECRETARY:

6. House Bill 13...House Bill 1341.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Johns.

11. SENATOR JOHNS:

12. Thank you, Mr. President. Wait until I get it quieted down
13. here just a little bit. Okay, here we go. This bill would allow
14. out-of-State automobile buyers to remove their cars from this
15. State without registration in ten days. It would place decal on
16. that car, someone drives into say Springfield, and they want
17. to buy a car and they want to stay here and visit for ten days, a
18. decal is placed on that car identifying it as an out-of-State buyer
19. gives them ten days in which to remove that car from the State,
20. or either purchase a license if they live here. I think it's
21. a good bill, and I would appreciate a favorable roll call.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Is there further discussion? Senator Maragos.

24. SENATOR MARAGOS:

25. Is a drive away permit different from a driveway permit?
26. In other words are these the fellows who can...who can...who gets
27. the permit, the driver or the owner of the car?

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Johns.

30. SENATOR JOHNS:

31. I would say it's the owner of the cars placed on the vehicle
32. to identify it as an out-of-State owner, and it gives him ten
33. days freedom within the State before he must remove the car from
the State or purchase vehicle plates in the State.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there further discussion? Senator Chew.

3. SENATOR CHEW:

4. Agreeing with Senator Johns, properly heard in committee,
5. I would ask a favorable vote on it. It does give some relief
6. into something that the people that buy in Illinois need.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Is there further discussion? If not, the question, is
9. shall House Bill 1341 pass. Those in favor will vote Aye. Those
10. opposed vote Nay. The voting is open. Have all voted who wish?
11. Have all voted who wish? Take the record. On that question, the
12. Ayes are 54, the Nays are none. None Voting Present. House
13. Bill 1341, having received the constitutional majority is declared
14. passed. Channel 20 would like leave to tape the proceedings for
15. about ten minutes. Is leave granted? Leave is granted. Senator
16. Netsch needs twenty minutes till we come to her bill. House Bill
17. 1345, Senator Lemke. Read the bill, Mr. Secretary.

18. SECRETARY:

19. House Bill 1345.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Lemke.

24. SENATOR LEMKE:

25. What this does is create the Land Resource Management Study
26. Commission, a commission consisting of members who are without
27. compensation, who are appointed by the Senate and the House, and
28. by the Governor. I ask for a favorable adoption.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Is there further discussion? If not, the question is, shall
31. House Bill 1345 pass. Those in favor vote Aye. Those opposed
32. vote Nay. The voting is open. Have all voted who wish? Have...
33. have all voted who wish? Take the record. On that question, the
Ayes are 32, the Nays are 19. None Voting Present. House Bill
1345, having received the constitutional majority is declared

1. passed. House Bill 1346, Senator Chew. Senator Chew. Read the
2. bill, Mr. Secretary.

3. SECRETARY:

4. House Bill 1346.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Chew.

9. SENATOR CHEW:

10. Yes, 1346, Mr. President, and members of the Senate, is
11. a bill that came out of the Committee on Transportation unanimously
12. what it does, it gives the Secretary of State the authority to
13. charge a three dollar flat fee for what is called a sample license
14. plate and sticker. Those plates are used for banks, savings and
15. loans, currency exchanges, and automobile dealers, that display
16. the plate. There is no number on the plate, but it's sort of a
17. means of advertising that you may buy your license plates here
18. or new car dealers can have them displayed on cars in the
19. showroom. That's all it does. It will bring in, I estimate is
20. about forty-six hundred dollars annually for the Road Fund, and
21. everybody today needs some money in that Road Fund, and let's
22. get on it, and I ask for a favorable roll call.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

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

25. SENATOR GEO-KARIS:

26. May I ask a question of the sponsor?

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Why you sure may Senator.

29. SENATOR GEO-KARIS:

30. Senator Chew, do I understand, is this when they buy a car
31. for example, they don't have plates right away, and they just have an
32. immediate use for some sample plates, would that apply?

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Chew.

1. SENATOR CHEW:

2. Oh no, it has nothing to do with that, it has nothing
3. to do with buying a plate. What happens Senator, if you
4. ever pass by a currency exchange, and you saw the current
5. year sample plate, like Illinois, zero, zero, zero, zero,
6. zero, zero, zero, that's a sample plate. Up to this point
7. they didn't have to pay for those plates, but the cost of
8. administering the program is enormous. We expected cost
9. ...enough money to maybe put on an extra employee to admin-
10. ister it, now we're asking that these are...users pay a flat
11. three dollar fee, and it will be approximately forty-six
12. hundred dollars, that will go into the Road Fund.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Geo-Karis your time is up. Senator Coffey.

15. SENATOR COFFEY:

16. Yes, Mr. President, and members of the Senate. Just very
17. briefly, this is a good bill, it's something that happened
18. inadvertantly that...on House Bill 2435, that this was taken
19. out and it was unintentional. All it's doing is adding it
20. back in. It's...it's a good bill. I ask for a favorable roll
21. call.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Walsh.

24. SENATOR WALSH:

25. I wonder if Senator Chew would yield for a question? It's
26. my understanding from this bill, that anybody who applies for
27. such a license plate would be able to get one, is that correct?

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Chew.

30. SENATOR CHEW:

31. Any...anyone who fills out a form, in the Secretary of State's
32. office, we'll have these forms available, he may get one. It's
33. nothing but a zero, zero, zero, zero, zero plate. It has no official
meaning whatsoever, just if we produced a beautiful plate for

1. 1990, and you can have it, and you want to have one for your
2. collection. Pay three dollars and you can have one.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Walsh.

5. SENATOR WALSH:

6. Give me ten seconds, Mr. President. It just seems to me
7. that it isn't then for the currency exchanges, banks, et cetera.
8. It's for collectors, and I don't see that three dollars is going
9. to be enough to cover the cost of the program. I would urge a
10. No vote.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Schaffer.

13. SENATOR SCHAFFER:

14. Mr. President, I think that probably that the banks and
15. everybody who wants to get these ought to pay for it, and I
16. don't know whether three dollars would cover it or not, but
17. I believe this was Secretary of State's bill, and my only
18. concern is that the Secretary of State has come in requested
19. this bill, rather rightfully, and next year he's going to
20. send the letter to all those people he sent the free plates to
21. this year saying the legislature is forcing me to charge you
22. good citizens three dollars for this free plate, and I would
23. only hope that in that letter, that he would say, I asked the
24. legislature to shake you down for the three dollars, and they
25. went along with me, and take the blame right along with us.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Hall.

28. SENATOR HALL:

29. Thank you, Mr. President, and Ladies and Gentlemen of the
30. Senate. If you remember when the two hundredth anniversary of
31. this nation, there was a plate that had two hundred on it, and
32. you could purchase it for three dollars, it was an item that
33. many people have in their homes today; and this would be likewise
for three dollars, you could have it.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Senator Coffey.
3. SENATOR COFFEY:
4. Well, Mr. President, and members of the Senate. I just
5. want to...for our side of the sisle, this is something that was
6. being done in the past, it's not anything new, that the Secretary
7. of State's Officer came up with..This bill essentially adds
8. back language that was taken out in House Bill 2435, last Session,
9. that's all it does.
10. PRESIDING OFFICER: (SENATOR SAVICKAS)
11. Is there further discussion? If not, Senator Chew may
12. close the debate.
13. SENATOR CHEW:
14. To the distinguished Senator Schaffer, if the Secretary
15. sends out a letter like that we'll counteract it to say he's a
16. liar.
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. The question...
19. SENATOR CHEW:
20. We ask for a favorable roll call.
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. The question...
23. SENATOR CHEW:
24. ...a unanimous roll call...
25. PRESIDING OFFICER: (SENATOR SAVICKAS)
26. The question is, shall House Bill 1346 pass. Those in favor
27. vote Aye. Those opposed vote Nay. The voting is open. Have
28. all voted who wish? Have all voted who wish? Take the record.
29. On that question, the Ayes are 48, the Nays are 6. 1 Voting
30. Present. House Bill 1346, having received a constitutional majority
31. is declared passed. House Bill 1355, Senator Netsch. Read the
32. bill, Mr. Secretary.
33. SECRETARY:
House Bill 1355.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Netsch.

5. SENATOR NETSCH:

6. Do not recognize his point of order, Mr. President.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. For what purpose does Senator Carroll arise?

9. SENATOR CARROLL:

10. Thank you, Mr. President, I just aske if, on a point of

11. parliamentary inquiry, if we could have leave of the Body to

12. skip over Netsch's bills for the next twenty minutes, and come

13. back and pick them up after the cameras leave.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is leave granted? I hear one objection. SENator Netsch.

16. SENATOR NETSCH:

17. Thank you, would you inform Senator Carroll that the only

18. bills that I have been able to pass this Session are the ones

19. that tighten up and toughen up things with respect to drugs. I've

20. got two coming up and will he just go away until I get finished

21. with these. Thank you. 1355 and the next bill also, are again

22. two bills that are recommendations of the Dangerous Drugs Commission.

23. Senator or House Bill 1355, first of all, prohibits the preprinting

24. of prescription forms for controlled substances only, a practice

25. that was found to exist to some extent, and is unanimously agreed

26. by everyone involved, it a very bad practice, The two amendments

27. ...the two amendments...

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Your time is running out Senator.

30. SENATOR NETSCH:

31. I realize that. Charge it to Senator Egan. The two amendments

32. first of all that were put on the other day, one would...prohibit

33. preludin which is one of the drugs that had not been on the

...the Schedule II list before, and has now been moved to that

1. list, and the other one would prohibit doctors from dispensing
2. in their office, without...at the same time filling out a triplicate
3. prescription, those drugs that are otherwise subject to a tripli-
4. cate prescription. Medical Society, Dangerous Drugs Commission,
5. R and E, all request to the bill.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there further discussion? Senator Davidson.

8. SENATOR DAVIDSON:

9. I rise in support of both of these bills. As she said they
10. were...they came out of the Dangerous Drug Commission and the
11. Advisory Commission Study and particularly one of the preprinting
12. of the Schedule III, IV, and V Schedule. I urge a
13. Yes vote.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator D'Arco.

16. SENATOR D'ARCO:

17. I asked Senator Netsch where quaaludes were concerned on this
18. thing, and...cause I wanted them to be on the tough schedual
19. because they're so accessible to the general public, that guys
20. walk around with them in their pockets and if they see a nice
21. little pretty girl they want to make, they say here have a
22. quaalude and the little girl goes, oh thanks, you know I had five
23. or six today anyway another one won't hurt, and it's one of the
24. most dangerous drugs around and it's more accessible than most
25. drugs you can imagine, and she said to me, and this is the fact,
26. is already is on the Dangerous Drug Schedual.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there further discussion? If not, Senator Netsch may
29. close the debate.

30. SENATOR NETSCH:

31. This bill is not about quaalude, but as I indicated to you
32. I am informed that quaalude already is on Schedule II, and subject
33. to the triplicate procedure. I think all three parts of this bill
are extremely important, and I would urge your support.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. The question is, shall House Bill 1355 pass. Those in
3. favor vote Aye. Those opposed vote Nay. The voting is open.
4. Have all voted who wish? Have all voted who wish? Take the
5. record. On that question, the Ayes are 53, the Nays are none.
6. None Voting Present. House Bill 1355, having received a
7. the constitutional majority is declared passed. House Bill
8. 1356, Senator Netsch. Read the bill, Mr. Secretary.
9. SECRETARY:
10. House Bill 1356.
11. (Secretary reads title of bill)
12. 3rd reading of the bill.
13. PRESIDING OFFICER: (SENATOR SAVICKAS)
14. Senator Netsch.
15. SENATOR NETSCH:
16. Thank you, Mr. President. This bill also requested by
17. the Dangerous Drugs Commission, and the Dangerous Drugs Advisory
18. Council. In part it's responsive to an Appellate Court opinion
19. which found constitutional infirmity in the existing penalties
20. for Schedule III and IV drugs, and what this would do is to revise
21. the entire penalty system, to make clear that there is number
22. one, no constitutional infirmity, by having a heavier penalty
23. for possession than for delivery, and by maintaining the same balance
24. between delivery and possession. That is delivery has traditionally
25. a tougher penalty than possession. This revising of the Schedule would
26. maintain that balance as well as close that loophole. I would
27. solicit your support.
28. PRESIDING OFFICER: (SENATOR SAVICKAS)
29. Senator Knuppel.
30. SENATOR KNUPPEL:
31. Well, the bill does what Senator Netsch said it does, but
32. it does it more by accident than on purpose, because this bill,
33. if you'll look at the date that it was introduced, was introduced
long prior to the time the case was handed down holding controlled

1. substances...holding these controlled substances, because of the
2. amount of...delivery being less severe than possession. Now I support
3. the bill, but the bill really does is it rearranges those and
4. reduces those. It is a Dangerous Drug Commission bill, it is
5. different, however, than the bill we passed out of here for the
6. same purpose, and that was to correct the defugalty caused by
7. possession being a greater crime than delivery, now I'm going to
8. vote for the legislation, it may be vetoed by the Governor, be-
9. cause it does rearrange those Schedules and did so long before
10. the Supreme Court decision.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Is there further discussion? If not, Senator Netsch may
13. close the debate.

14. SENATOR NETSCH:

15. Senator Knuppel is right that the bill was introduced before
16. the opinion, although, it was...intended to address the very
17. problem, that the Appellate Court later found to be, in fact,
18. a problem. It does rearrange the penalties...not all of them
19. but some of them, but primarily to maintain the balance that all
20. of those in the field have always wanted, and that is that delivery
21. is a more serious offense than possession, and...the bill makes sure
22. that that balance is maintained. The bill was incidently, this
23. particular form of penalty was worked out in part and recommended
24. to us by the State's Attorney fo Cook County. I would solicit
25. your support.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Question is, shall House Bill 1356 pass. Those in favor
28. vote Aye. Those opposed vote Nay. The voting is open. Have
29. all voted who wish? Have all voted who wish? Take the record.
30. On that question, the Ayes are 56, the Nays are none. None
31. Voting Present. House Bill 1356, having received a constitutional
32. majority is declared passed. House Bill 1357, Senator Maragos.
33. Read the bill, Mr. SEcretary.

SECRETARY:

1. House Bill 1357.

2. (Secretary reads title of bill)

3. 3rd reading of the bill.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Maragos.

6. SENATOR MARAGOS:

7. Mr. President, and members of the Senate. House Bill 1357,

8. deals with the technical legal requirements of proof in the

9. various agencies that are in hearings before the Fair Employment

10. Practice Commission. It doesn't change any of the substance, only

11. the type of evidence that has to be...that is needed and is

12. passed the judiciary without any objection, and I ask for your

13. support.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there further discussion? Senator Washington.

16. SENATOR WASHINGTON:

17. Will the sponsor yield to a question?

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. He indicates he will.

20. SENATOR WASHINGTON:

21. Senator Maragos, the courts are split on this, there is no

22. standard in the FEP Act, as you know. The Supreme Court of

23. the Illinois, has stated that the preponderance test is sufficient

24. and some Appellate Courts have stated that the manifest way of the

25. evidence is sufficient, now why didn't you...why didn't you accept

26. the preponderance test which is the test set down by the Supreme

27. Court of Illinois?

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Maragso.

30. SENATOR MARAGOS:

31. The preponderance still remains at the hearing, but if...on

32. the review they make it tougher to offset the...the hearing officers'

33. findings, because then it has to be the manifest weight of the evidence.
So it's helping the original petitioner.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Senator Washington.
3. SENATOR WASHINGTON:
4. I'm afraid I don't read it that way. As I read it the
5. manifest weight test will apply, insofar as, not petitioner
6. but the complainant in the original case. If you're telling
7. me that manifest weight is an imposition upon the defendant
8. or respondent in the case or the one responding to the complaint
9. I would change my opinion. Is that what you're saying? Say
10. it again so we fully understand.
11. PRESIDING OFFICER: (SENATOR SAVICKAS)
12. Senator Maragos.
13. SENATOR MARAGOS:
14. In other words, the court will not overturn the findings
15. of the lower court, which is based on the preponderance of the
16. evidence, unless they feel it's against the manifest weight of
17. the evidence. So they have a higher test to overcome in order...
18. overcoming the court.
19. PRESIDING OFFICER: (SENATOR SAVICKAS)
20. Senator Washington your time has expired, Senator Geo-Karis.
21. SENATOR GEO-KARIS:
22. I would like to ask the sponsor a question. I'll say it
23. real fast, because of time.
24. PRESIDING OFFICER: (SENATOR SAVICKAS)
25. He will...
26. SENATOR GEO-KARIS:
27. Senator Maragos, will you please define the manifest weight
28. of the evidence, as contrasted to the greater weight of the...to the
29. preponderance of the evidence.
30. PRESIDING OFFICER: (SENATOR SAVICKAS)
31. Senator Maragos.
32. SENATOR MARAGOS:
33. Now you're going to take me back to the old days of evidence
...evidentiary rules and law school, but the...the manifest weight

1. of the evidence is a little stronger, or a greater degree than
2. preponderance.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Is there further discussion? Senator Graham.

5. SENATOR GRAHAM:

6. I think one of the problems here, is that Senator Maragos
7. talks so fast that we can't understand his explanation. It
8. kind of sounds like Greek to me.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Is there further discussion? For the second time, Senator
11. Washington.

12. SENATOR WASHINGTON:

13. Well, preponderance is simply fifty percent. Senator
14. Geo-Karis, and a manifest weight would be more than that, ob-
15. viously. Senator Maragos, has stated that the manifest weight
16. test would apply on appeal no matter who won in the lower
17. administrative level, so if that's true I have no problem with
18. the bill.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Joyce. Senator Maragos, may close the debate.

21. SENATOR MARAGOS:

22. Mr. President, I would like to state to Senator...who kept
23. criticizing my approach at talking that...but...for one vote, the
24. constitutional fathers, Senator Graham, the Greek would have been
25. the official language of this country, so therefore you should
26. have learned your Greek, as well as your English, if that's what
27. your problem is, but getting back to the point before us, Mr.
28. President, and members of the Senate. This is a step in the right
29. direction, in giving an easier approach to the...courts to turn
30. down any unruly or fallacious arguments to overturn the hearing
31. officers, and I ask for your support.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Question is, shall House Bill 1357 pass. Those in favor
vote Aye. Those opposed vote Nay. The voting is open. Have all

1. voted who wish? Have all those voted who wish? Take the record.
2. On that question, the Ayes are 44, the Nays are none. 7
3. Voting Present. House Bill 1357, having received the consti-
4. tutional majority is declared passed. House Bill 1358, Senator
5. McLendon. Read the bill, Mr. Secretary.

6. SECRETARY:

7. House Bill 1358.

8. (Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator McLendon.

12. SENATOR MCLENDON:

13. Yes, Mr. President, House Bill 1358 amends the Revenue Act.
14. It provides that encounters with a population over one million
15. that real and personal property taxes, which are delinquent for
16. 1979, and thereafter, shall bear interest at one and one-half
17. percent per month, now one percent. Also provides that additional
18. five .5 percent of interest collected on unpaid taxes, shall be
19. paid pro rata to the various taxing bodies in the same proportion
20. that the delinquent taxes are distributed. The bill, passed
21. the House Revenue Committee, 19 to nothing. Passed the House 134 to
22. 11, and had no opposition, and the Senate Revenue Committee. I
23. ask the support of the Senate.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion? Senator McMillan.

26. SENATOR MCMILLAN:

27. It seems to me, as I read the bill it does two things,
28. number one it only applies to Cook County, and number two,
29. it increases the rate of penalty by fifty percent, from one
30. percent to 1.5, which doesn't seem right to me nor does it seem
31. right that this should only apply to Cook County, so my question
32. would be why is it that it only applies there, and why is there
33. a need for an increase in the...in the rate? I would think
that over time one percent penalty is...is sufficient, because the

1. dollar amount of the penalty certainly goes up with...with
2. inflation and with assessments.

3. PRESIDING OFFICER: (SEANTOR SAVICKAS)
4. Senator McLendon.

5. SENATOR MCLENDON:
6. Mr. President, I've had a request that the bill be pulled
7. from the record for one moment. I agreed.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Take it out of the record. Hosue Bill 1361, Senator
10. McLendon. Read the bill, Mr. Secretary.

11. SECRETARY:
12. House Bill 1361.
13. (Secretary reads title-of bill)
14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)
16. Senator McLendon.

17. SENATOR MCLENDON:
18. Yes, Mr. Presdient, this bill provides and amends the
19. Municipal Code to provide that the auditing tax authorized by
20. Section 888, is an addition to the General Corporate taxes
21. under 831, effective immediately. Under the current law, all
22. municipalities between eight hundred and five hundred thousand
23. population, must conduct a annual audit. In addition those
24. municiplaities must file a supplemental report to the comptroller.
25. Municipalites eight hundred or less, if they own public utilities
26. or have bonded indebtedness, must file audits and reports. If
27. they don't have bonded indebtedness, or if they don't own
28. any utilities, they must file only a report to the comptroller. In
29. order to defray the cost of such audits, and/or reports, munici-
30. palities are authorized to levy municipal auditing tax in an
31. amount sufficient to meet the cost. Such taxes held in a special
32. fund and cannot be used for corporate purposes other than auditing
33. expenses. I ask the support of the Senate in the passage of this bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Is there further discussion? Senator McMillan.

2. SEANTOR MCMILLAN:

3. Mr. President, and members of the Senate. I seems to me
4. that this procedure really allows for a tax increase without
5. a referendum, and I would oppose it.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Bruce.

8. SENATOR BRUCE:

9. I hope that I can persuade Senator McMillan, that he is
10. in error. Representative Brummer, from my district introduced
11. this bill, because he discovered that the auditing tax for
12. municipalities was inadvertantly not included in its...in the
13. exclusion from general corporate purposes. This tax is
14. presently levied by every city in the State of Illinois, as
15. I understand it. All the other special levies are outside the
16. general corporate rate by Statute, Senator...Representative
17. Brummer, I think mentioned there were some thirteen other
18. levies outside your corporate rate for Pensions, Health and
19. Safety Code variations in building and a lot of other mis-
20. cellaneous tax rates which are beyond your general corporate.
21. This was added at the same time, it was to do at our request,
22. the legislative request, audits and all it says is that this
23. too, is outside the general corporate rate, it does not change
24. any tax rate, every city that Representative Brummer checked
25. and DLGA, in fact, levies this tax outside their current corporate
26. rate, it just makes clear the statutory authority for them
27. to do that. I don't think it raises any taxes, makes any changes
28. at all, except clarifys the existing law.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Is there further discussion? If not, Senator McLendon may
31. close the debate.

32. SENATOR MCLENDON:

33. I ask the support of the Senate and the passage of this bill,
Mr. President.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Question is, shall House Bill 1361 pass. Those in favor
3. vote Aye. Those opposed vote Nay. The voting is open. Have
4. all voted who wish? Have all voted who wish? Take the record.
5. On that question the Ayes are 31, the Nays are 21. None Voting
6. Present. House Bill 1361, having received the constitutional
7. majority is declared passed. House Bill 1362, Senator Davidson.
8. Read the bill, Mr. Secretary.

9. SECRETARY:

10. House Bill 1362.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Davidson.

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19. (END OF REEL)

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1. SENATOR DAVIDSON:

2. Mr. President and members of the Senate. This is a bill which
3. has had a lot of confusion and misunderstanding. It's a
4. pretty important bill to all of you who have kids in school.
5. This bill came about from the public hearings from the School
6. Problems Commission whereby the strict interpretation teachers
7. are not able to effectively teach or due legal and that doesn't
8. have anything to do with vivisectionists or any encouragement
9. or cruelty to animals. There was a meeting held in Chicago
10. where all of the representatives of the different groups were
11. involved including the man who sent the letter out to you saying,
12. beat this bill. Now, all the people involved...the National
13. Anti-Vivisectionists, the Anti-Cruelty Society, the Animal...
14. Protection League, the Humane Society, et cetera said when we
15. put this amendment in they would agree. They turned down the
16. individuals from the Anti-Cruelty...

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator, your...your time has expired.

19. SENATOR DAVIDSON:

20. Thank you.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Is there further debate? Senator Merlo.

23. SENATOR MERLO:

24. Thank you. A question of the sponsor.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. He indicates he will yield.

27. SENATOR MERLO:

28. Senator Davidson, your last statement...as a result of the
29. amendment, which was adopted in the Senate Committee, the groups
30. that you referred to, you mentioned that they no longer opposed
31. your bill, but it isn't...is it not also a fact, that they do
32. not support and endorse your bill.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Davidson.

2. SENATOR DAVIDSON:

3. That's correct. They said it had amended Section 3 and 4
4. the Animal Humane...treatment of the Act, they would not oppose
5. the bill. They did not say they supported it and I didn't say
6. they supported it. I said they withdrew their opposition before
7. they cut me off.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Merlo.

10. SENATOR MERLO:

11. I'm sure that you're apprised at the Anti-Cruelty Society
12. sent out a...a communication against the bill and gave reasons
13. for it.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Davidson.

16. SENATOR DAVIDSON:

17. That's correct and that's the gentleman who was present at
18. the meeting in Chicago where the rest of the people turned down
19. his proposed amendment and a representative from the Anti-Cruelty
20. Society was present here in Springfield with the rest of the
21. groups with the teachers when we had the meeting when we said
22. we'd put Section 3 and 4 into this Section and they said, we will
23. withdraw our opposition. We do not endorse it. We withdraw our
24. opposition and a spokesman from the Anti-Cruelty Society was
25. present, not the man who signed the letter, that's true, but a
26. spokesman who said he had the authority to speak for that group
27. was present.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Further discussion? Senator Merlo for a second time.

30. SENATOR MERLO:

31. Well, Senator Davidson, you mentioned Section 3 and 4. I
32. don't think sixty or seventy percent of them don't know what
33. three and four are, but under that Section, it reads, "each owner

1. shall provide for each of the animals veterinary care when
2. needed to prevent suffering, human care and treatment." Who is
3. going to monitor this? Who is going to know when to call the
4. veterinarian? Is there going to be someone there twenty-four
5. hours a day when they have these live animals in cages?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Davidson.

8. SENATOR DAVIDSON:

9. Well, Senator Merlo, tell them the rest of it...the first
10. of it. It also says, first, Section A, sufficient quality and
11. quantity of good food and water, adequate shelter, protections
12. from the weather, veterinary care, humane care and treatment.
13. Section 4, no person or owner may beat, cruelly treat, torment,
14. overload, overwork or otherwise abuse any animal.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? Senator Merlo, your time has expired.
17. Senator Donnewald.

18. SENATOR DONNEWALD:

19. Yes, Mr. President, what I referred to is Section 4, no
20. person or owner may beat, cruelly treat, torment or overload
21. or overwork any animal. Does that include Senators?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? Senator Maitland.

24. SENATOR MAITLAND:

25. Mr. President, Ladies and Gentlemen of the Senate. Very
26. briefly, I rise in support of this bill. I think this is merely
27. attempting to legalize what...what many teachers are doing. We're
28. talking about education here. I think it's too bad a lot of
29. emotionalism became involved in this bill. It's a good piece of
30. legislation. I urge its passage.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Further discussion? Senator Grotberg.

33. SENATOR GROTBORG:

1. A question of the sponsor.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. He indicates he will yield. Senator Grotberg.

4. SENATOR GROTEBERG:

5. If this bill fails, can they still do...they'll be right
6. back where they were where they can conduct the experiments
7. with the baby chicks and stuff.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Davidson.

10. SENATOR DAVIDSON:

11. There...they couldn't do it under the present law and you
12. can't do it now with the experiment on the baby chicks. The
13. present law doesn't let you do experimentation on live animals
14. or treat anything cruel and the present law...what brought this
15. about was a lawsuit in Glenbard High School. The present law
16. won't even let you teach how to take the pulse of a student 'cause
17. we humans are animals. In the Physical Ed class how to check blood
18. pressure or any other things. That's what we have to do to change
19. is so that teacher can teach some student how to do some necessity
20. things of life such as taking your own pulse.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? Senator Davidson may close.

23. SENATOR DAVIDSON:

24. I just ask for a favorable roll call.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. The question is, shall House Bill 1362 pass. Those in favor
27. vote Aye. Those opposed vote Nay. The voting is open. Have all
28. voted who wish? Have all voted who wish? Take the record. On that
29. question, the Ayes are 18, the Nays are 20, 1 Voting Present. The
30. sponsor asks that further consideration of House Bill 1362 be
31. postponed. It will be placed on the Order of Postponed Consideration.
32. House Bill 1382, Senator Vadalabene. Read the bill, Mr. Secretary,
33. please.

1. SECRETARY:

2. House Bill 1382.

3. (Secretary starts to read bill)

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. For what purpose does Senator Vadalabene arise?

6. SENATOR VADALABENE:

7. Yes. There's two amendments to go on that bill and...and
8. Senator Keats isn't here and I...I have agreed to hold that bill
9. and bring it back to 2nd at that time.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. All right. Is there leave to take it out of the record?
12. Take it out of the record. House Bill 1386, Senator Sangmeister.
13. Read the bill, Mr. Secretary, please.

14. SECRETARY:

15. House Bill 1386.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Sangmeister.

20. SENATOR SANGMEISTER:

21. Mr. President and members of the Senate. The synopsis in
22. your Calendar is absolutely correct as it is stated. If you
23. recall we had this bill once before and what brings this all
24. about and I'll try to be brief in my minute, is that back in 1969,
25. as you know we allowed our...or required, not allowed our local
26. health departments to provide services for the mentally ill, in
27. order for them to have money to do this we allowed them to increase
28. from one-half to one mil and said the levy could not be imposed
29. without a referendum. In 1970 the Attorney General then ruled
30. that the health departments could raise their levies to one mil
31. without a second referendum, so based on that practically all
32. of our health departments did. Then what happened is in January
33. of '78 the Attorney General reversed himself and said you couldn't

1. do it without a referendum and, of course, that left all of the
2. health departments in...in tough shape, to say the least. What
3. this bill does is it clarifies that the authority of the local
4. public health departments to levy up the...one mil but not until
5. a resolution is approved by three-fifths vote of the governing
6. Body. That is the protection. They do not have to have a
7. referendum, that's true, but they must have a three-fifths vote
8. of the governing Body. For this reason, the Illinois Taxpayers
9. Federation has no objection to this bill. This bill came out of
10. the House with joint bi-partisan support. Representative Winchester
11. being their representative and Representative Madigan on the
12. Democratic side. I think you've heard from your health depart-
13. ments. I'll try to answer any questions if you have them, if not
14. I'd request a favorable roll.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Is there discussion? Senator Geo-Karis.

17. SENATOR GEO-KARIS:

18. Mr. President and Ladies and Gentlemen of the Senate. At
19. first I opposed this bill because I wondered about the referendum
20. provision, but it's...it's true what Senator Sangmeister has said.
21. When the Statute was passed by this Legislature, it did give the
22. authority to the county board to levy the maximum...to put a
23. maximum tax levy of one mil and the clarification that this bill
24. will provide, I think it will settle everything once and for all.
25. Our health departments need it. I can tell you Lake County Health
26. Department needs it and I speak in favor of this bill.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Grotberg.

29. SENATOR GROTBORG:

30. Yes, just to back up what Senator Sangmeister and the previous
31. speakers have said. The bill did come out of committee unanimously
32. and everybody was for it, only with the recognition that with the
33. three-fifths vote of the county board, it makes that tax increase

1. legal and it gets around the Attorney General's opinion and it
2. makes a lot of health districts legal that have been acting in
3. a gray area for a long time.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion? Senator Sangmeister may close.

6. SENATOR SANGMEISTER:

7. Yes, well, I appreciate the support on the bill and...you know,
8. if the Attorney General and that's not saying it critically, he
9. just reversed himself on it and put all the health departments
10. in this position and this will now clarify it and make it legal
11. for them to do this and I would appreciate a favorable roll.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. The question is shall House Bill 1386 pass. Those in favor
14. vote Aye. Those opposed vote Nay. The voting is open. Have all
15. voted who wish? Have all voted who wish? Take the record. On
16. that question, the Ayes are 42, the Nays are 4, 2 Voting Present.
17. House Bill 1386 having received the required constitutional
18. majority is declared passed. House Bill 1393, Senator Mitchler.
19. Read the bill, Mr. Secretary, please.

20. ACTING SECRETARY: (MR. FERNANDES)

21. House Bill 1393.

22. (Acting Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Mitchler.

26. SENATOR MITCHLER:

27. Mr. President and members of the Senate. House Bill 1393
28. amends the State Fair Agency Act. It requires that the agency to
29. pay State...Fair premiums within sixty days or be penalized one
30. percent for each additional thirty day period that the premium
31. remains unpaid. Now the bill was introduced to speed up the
32. payments for the premium awards. Many of the exhibitors complain
33. that premium awards cannot be obtained at the Fair and the Governor's

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1. Cost Control Task Force recommended that payment of prize money
2. should go through the agency's checking account. I know of no
3. objection to this. The State Fair Agency did appear in committee
4. and did not oppose the bill and I discussed it at a State Fair
5. Board meeting and they have no objection. I'd ask for a favorable
6. roll call. Thank you.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Is there discussion? The question is, shall House Bill 1393
9. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
10. is open. Have all voted who wish? Have all voted who wish? Take
11. the record. On that question, the Ayes are 52, the Nays are 1,
12. none Voting Present. House Bill 1393 having received the required
13. constitutional majority is declared passed. House Bill 1401,
14. Senator Knuppel. Read the bill, Mr. Secretary, please.

15. ACTING SECRETARY: (MR. FERNANDES)

16. House Bill 1401.

17. (Acting Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Knuppel...may we have some order, please. Senator
21. Knuppel.

22. SENATOR KNUPPEL:

23. Mr. President and members of the Body. This bill requires
24. that the Department of Administrative Services before leasing
25. any new office or storage space in the municipality survey the
26. existing State owned and State leased property to make a determination
27. if it's necessary to enter into an additional lease. The amendment
28. of Senator Regner in committee allows the Administrative Services
29. to make leases for five years. Originally it was limited to two
30. years. Any lease expires...if the General Assembly fails to
31. appropriate the money to pay the rent anyway, so that they can make
32. the lease, but they can terminate it if they don't have the
33. appropriate amount of money for it. I think this is excellent

1. legislation. Many, many times I think that the departments don't
2. do that, which they should do and that is to try to realistically
3. view what they have under lease to see if it will accommodate them.
4. I would solicit a favorable roll call.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there discussion? The question is, shall House Bill 1401
7. pass. Those in favor vote Aye. Those opposed vote Nay. The
8. voting is open. Have all voted who wish? Have all voted who wish?
9. Take the record. On that question, the Ayes are 48, the Nays are
10. none, none Voting Present. On that question, the Ayes are 49,
11. the Nays are none, none Voting Present. House Bill 1401 having
12. received the required constitutional majority is declared passed.
13. House Bill 1442, Senator Davidson. Read the bill, Mr. Secretary,
14. please.

15. ACTING SECRETARY: (MR. FERNANDES)

16. House Bill 1442.

17. (Acting Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Davidson.

21. SENATOR DAVIDSON:

22. This bill came from the Motor Vehicle Laws Commission and it
23. does one simple thing. Illinois...charges...it says you got to
24. have the quarter reports in twenty days and the surrounding states
25. like Indiana, Missouri and Iowa is thirty days and most of the
26. trucking firms are on computers and they're having a very difficult
27. time of getting it out on twenty days for Illinois when all the
28. rest of the reports are on thirty days. I move...appreciate a
29. favorable roll call.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is there discussion? The question is, shall House Bill 1442
32. pass. Those in favor vote Aye. Those opposed vote Nay. The
33. voting is open. Have all voted who wish? Have all voted who wish?

HB 1443
3rd Reading
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1. Take the record. On that question, the Ayes are 51, the Nays are
2. 1, 50...on that question, the Ayes are 52, the Nays are 1, none
3. Voting Present. House Bill 1442 having received the required
4. constitutional majority is declared passed. House Bill 1443,
5. Senator Vadalabene. Read the bill, Mr. Secretary, please.

6. ACTING SECRETARY: (MR. FERNANDES)

7. House Bill 1443.

8. (Acting Secretary reads title of bill)

9. 3rd reading of the bill.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Vadalabene.

12. SENATOR VADALABENE:

13. Yes, thank you, Mr. President and members of the Senate.
14. This is another of a series of legislation of the Motor Vehicle
15. Laws Commission. House Bill 1443 provides in the report you
16. received recently from the Motor Vehicle Laws Commission...it was
17. emphasized that the accident information in the Motor Vehicle files
18. ...information in the Motor Vehicle files was discriminately
19. gathered, inaccurate and never indicates who was at fault. This
20. bill states that the Secretary of State does not have to release
21. the...this accident information to the public. The Secretary of
22. State and the Motor Vehicle Laws Commission support House Bill 1443
23. and the insurance industry does not oppose it. The...Motorcycle
24. Amendment merely clarifies that a motorcycle wheelie constitutes
25. reckless driving if done on a public highway or street and I would
26. ask for a favorable vote.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there discussion? The question is, shall House Bill 1443
29. pass. Those in favor vote Aye. Those opposed vote Nay. The
30. voting is open. Have all voted who wish? Have all voted who wish?
31. Take the record. On that question, the Ayes are 47, the Nays are
32. 5, none Voting Present. House Bill 1443 having received the
33. required constitutional majority is declared passed. House Bill 1457,

1. Senator D'Arco. Read the bill, Mr. Secretary, please.

2. ACTING SECRETARY: (MR. FERNANDES)

3. House Bill 1457.

4. (Acting Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator D'Arco is recognized.

8. SENATOR D'ARCO:

9. Thank you, Mr. President. Senate Bill...I mean House Bill 1457
10. amends the Usury Law to provide that judgments recovered before
11. any court shall draw interest at a rate of nine percent. The law
12. was eight. We've moved it to nine and a half. We amended it back
13. to nine. We felt that was a reasonable compromise and I would ask
14. for a favorable vote.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Is there discussion? Senator Knuppel.

17. SENATOR KNUPPEL:

18. Senator, does this apply to judgments presently on the books?
19. Do they go to nine percent from this date forward or do they...does
20. it have a retroactive effect? Let's assume somebody had a judgment
21. returned against them two or three years ago when the rate was
22. eight percent. They've never paid anything on it. Do they pay
23. nine percent from the time of the entry or do they just pay nine
24. percent from the effective date of this Act?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator D'Arco.

27. SENATOR D'ARCO:

28. I...I would think they'd pay nine from...nine percent from
29. the effective date of the Act.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Further discussion? Senator Netsch.

32. SENATOR NETSCH:

33. A question of the sponsor. Does this apply to judgments

1. obtained against a unit of government?

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator D'Arco.

4. SENATOR D'ARCO:

5. No.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Netsch.

8. SENATOR NETSCH:

9. That's a pity.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Senator D'Arco may close.

12. SENATOR D'ARCO:

13. That's a pity. Vote for this bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The question is, shall House Bill 1457 pass. Those in favor

16. vote Aye. Those opposed vote Nay. The voting is open. Have all

17. voted who wish? Have all voted who wish? Take the record. On

18. that question, the Ayes are 52, the Nays are none, 2 Voting Present.

19. House Bill 1457 having received the required constitutional majority

20. is declared passed. House Bill 1459, Senator Graham. Read the

21. bill, Mr. Secretary, please.

22. SECRETARY:

23. House Bill 1459.

24. (Secretary reads title of bill)

25. 3rd reading of the bill.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Graham.

28. SENATOR GRAHAM:

29. Yes, Mr. President and members of the Senate. This bill

30. changes the definition of residents district to the extent that

31. some of our rural areas outside the urban areas...it has circular

32. roads and...and...no sidewalks and many other things could by

33. the action of our municipal officials reduce the speed to twenty-

1. five miles an hour. As for the Municipal League and everyone that's
2. ...had an amendment put on and IDOT to make it compatible
3. and I ask for a favorable consideration.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Is there discussion? Senator Grotberg.
6. SENATOR GROTBORG:
7. A question of the sponsor.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. He indicates he will yield. Senator Grotberg.
10. SENATOR GROTBORG:
11. Not having the bill in front of me, but the...analysis reads
12. that it's a minimum of twenty-five miles an hour. If...if that's
13. what the bill says, it has a technical problem.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Graham.
16. SENATOR GRAHAM:
17. I don't know where you got your synopsis, mine says to
18. twenty-five miles an hour.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. ...Senator Grotberg. Senator Grotberg, did you have further
21. questions?
22. SENATOR GROTBORG:
23. No, just to draw that...attention and I want to make sure
24. it's drafted right because I think I know what he's talking about.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. ...Further discussion? Senator Savickas.
27. SENATOR SAVICKAS:
28. Yes, Mr. President, the amendment that's...the Municipal
29. League agreed to was just a definition of what a resident district
30. is. Senator Grotberg touched on what is a important provision of
31. this bill and that is that it does limit it to not less than twenty-
32. five miles per hour and I think there are many areas throughout
33. our municipalities and our counties that we have twenty and fifteen

1. mile per hour speed limits. On that basis I would urge opposition
2. to this bill.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Geo-Karis.

5. SENATOR GEO-KARIS:

6. Perhaps Senator Graham can take this bill out of the record
7. because at the present time in...in certain areas we can have
8. less than twenty-five miles per hour and my synopsis and the
9. digest says...it says to not...to not less than twenty-five miles
10. an hour and I think you have schools zones, which you know...or
11. hospital zones that require fifteen and twenty miles an hour.
12. Perhaps the Senator could take it out of the record. Maybe we
13. can amend it accordingly.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Senator Graham.

16. SENATOR GRAHAM:

17. ...but this refers only to resident zones where residents are...
18. at least three hundred feet apart. It says nothing about schools.
19. I can take it out of the record so maybe you and Senator Grotberg
20. can understand the bill. I don't mind.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Graham, what do you wish to do?

23. SENATOR GRAHAM:

24. Take it out of the record.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Is there leave to take it out of the record? Leave is granted.
27. House Bill 1461, Senator Berman...Senator Berman, do you wish the
28. bill read? Read the bill, Mr. Secretary, please.

29. SECRETARY:

30. House Bill 1461.

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDING OFFICER: (SENATOR BRUCE)

HB 1464
3rd Reading
6-24-79

- 1. Senator Berman.
- 2. SENATOR BERMAN:
- 3. Thank you, Mr. President. House Bill 1461 makes some changes
- 4. in the Act that creates the School Problems Commission to have it
- 5. conform with our current practice that authorizes the commission
- 6. to make recommendations by March 1 of each year for...necessary
- 7. legislation dealing with schools and to...changes the reporting date
- 8. of its report to the end of each biennium. I move the...ask for a
- 9. favorable vote on 1461.
- 10. PRESIDING OFFICER: (SENATOR BRUCE)
- 11. Is there discussion? The question is, shall House Bill 1461
- 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 wish?
- 14. Take the record. On that question, the Ayes are 54, the Nays are
- 15. none, none Voting Present. House Bill 1461 having received the
- 16. constitutional majority is declared passed. House Bill 1463,
- 17. Senator Berman. House Bill 1464. Read the bill, Mr. Secretary,
- 18. please.
- 19. SECRETARY:
- 20. House Bill 1464.
- 21. (Secretary reads title of bill)
- 22. 3rd reading of the bill.
- 23. PRESIDING OFFICER: (SENATOR BRUCE)
- 24. Senator Berman.
- 25. SENATOR BERMAN:
- 26. Thank you. This bill amends the Governmental Employees Tort
- 27. Immunity Act. A couple of years ago we changed the purpose of this
- 28. tax to include the payment not only of the tort liability but also
- 29. of Workmen's Compensation and...this amendment would extend the
- 30. purpose of that tax to Unemployment Insurance Act. This is necessary
- 31. for non-home rule units, school boards in particular to be able to
- 32. carry the...the burden of the Unemployment Tax that has been imposed
- 33. upon them. I ask for your favorable consideration.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there discussion? Senator Mitchler.

3. SENATOR MITCHLER:

4. I'm going to ask the...sponsor a question. What effect does
5. this have on the City of Chicago or is this just applied to down-
6. state? Answer Yes or No, please.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Berman.

9. SENATOR BERMAN:

10. Yes or No. Home rule units have the power, I believe, to do
11. this on their own. This will primarily...is for the home rule units
12. of...for non-home rule units and school districts that are faced
13. with the problem of covering their costs of unemployment insurance.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Mitchler.

16. SENATOR MITCHLER:

17. Well, who would...you mean this would give authority to the
18. local school districts to levy a tax to pay for their unemployment
19. insurance that was mandated by the Federal Government on us to
20. pass on to them? Is that what it is, Senator Berman?

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Berman.

23. SENATOR BERMAN:

24. They are authorized to levy a tax now for Workman's Comp,
25. governmental employees liability. This would expand the purposes
26. of that fund to include unemployment insurance. It's the...it's
27. an expansion of the purposes for which that fund could be used.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Further discussion? Senator DeAngelis.

30. SENATOR DeANGELIS:

31. He answered my question.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. All right. Further discussion? Senator Berman may close.

1. SENATOR BERMAN:

2. I ask for a favorable roll call for your school districts and
3. your non-home rule units.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The question is, shall House Bill 1464 pass. Those in favor
6. vote Aye. Those opposed vote Nay. The voting is open. Have all
7. voted who wish? Have all voted who wish? Take the record. On
8. that question, the Ayes are 33, the Nays are 17, 1 Voting Present.
9. House Bill 1464 having received the required constitutional
10. majority is declared passed. If I might have the attention of the
11. Body, we have a distinguished couple today with us. In the gallery
12. is Mrs. Ruth Donnewald. Her husband accompanies us on the Floor
13. from time to time. I...we understand it is their wedding
14. anniversary today. And Mrs. Donnewald, he has worked very hard
15. yesterday on the one minute rule to get him home today but it
16. didn't work too well. House Bill...for what purpose does Senator
17. Grotberg arise?

18. SENATOR GROTEBERG:

19. I just want to draw to your attention the concerns about the
20. Graham bill have been answered. It was written in a double
21. negative and everything is fine, but...

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Does it...

24. SENATOR GROTEBERG:

25. ...it reads...it still...and if you could go back to it, I
26. would withdraw my objection.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there leave? No, leave is not granted. For what purpose
29. does Senator Graham arise?

30. SENATOR GRAHAM:

31. Who didn't grant the leave? What is the problem?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Well, Senator Graham, I asked for leave and there was objection

1. to leave being granted. It only takes one Senator to make the
2. objection. Senator Savickas, I believe, makes the objection.
3. House Bill 1469, Senator Martin. For what purpose does Senator
4. Bowers arise?

5. SENATOR BOWERS:

6. Well, I think we ought to make a motion to suspend the rule
7. and go back to that bill and I would so move.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. The motion is to suspend the rules to return to...out of
10. the order of ordinary business back to House Bill 1459. Those
11. in favor will vote Aye. Those opposed will vote Nay. The voting
12. is open. Have all voted who wish? Have all voted who wish?
13. Take the record. On that question, the Ayes are 43, the Nays
14. are 10, none Voting Present. The rules are suspended and the
15. Senate does go out of the ordinary...order of business back to
16. House Bill 1459. On the Order of 3rd reading, House Bill 1459.
17. Read the bill, Mr. Secretary, please.

18. SECRETARY:

19. House Bill 1459.

20. (Secretary reads title of bill)

21. 3rd reading of the bill.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Graham.

24. SENATOR GRAHAM:

25. Mr. President, all this bill does is allows some rural
26. communities, residence communities the opportunity to lower the
27. speed limit to twenty-five miles an hour, if they so desire. It
28. doesn't have anything to do with schools or hospitals or anything
29. else. I ask for a favorable roll call.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is there discussion? Senator Savickas.

32. SENATOR SAVICKAS:

33. ...Yes, Mr. President. Once again I arise to oppose the bill.

1. It...it restricts it to twenty-five miles per hour. We have...
2. many areas in our counties...I know in Cook County and Cook
3. County opposes this, there where we have in the forest preserves
4. fifteen miles per hour. We have twenty mile per hour school areas
5. and if you're saying, fine, you want to decrease it from forty-five
6. to twenty-five in certain residential areas, that's fine, but we
7. have areas that are less than twenty-five and this bill would not
8. allow that. I would oppose this and I'm sure in many of our
9. communities they would oppose this speed limitation.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there further discussion? Senator Walsh.

12. SENATOR WALSH:

13. Well, it's...it's my understanding, Mr. President and members
14. of the Senate, that this bill, in no way, would provide for an
15. increase in the speed limit...by any interpretation. It would
16. provide that the local authorities have the...would have the
17. ability to reduce the speed limit and I would hope that everybody
18. would take a good look at this bill and if I am incorrect somebody
19. call it to my attention, but it provides for a reduction from...
20. from thirty to twenty-five. It just gives some authority to local
21. government that it does not now have and I think we should be for
22. reducing speed limits rather than increasing them in these
23. congested areas and I urge an Aye vote.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? Senator Rock.

26. SENATOR ROCK:

27. Well, seldom do I rise in opposition of Senator Walsh, but I
28. have to question his logic on this one. It just seems to me that
29. rather than affording the local units some additional authority,
30. we are, in fact, preempting authority they now have and if, in fact,
31. the village of River Forest or...I'm not sure what a residence
32. district is, but let's assume for the sake of argument that your
33. community and mine would fit within that definition if, in fact,

1. they wish to impose a twenty mile an hour school speed limit,
2. this would seem to take that away.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Egan.

5. SENATOR EGAN:

6. Yes, thank you, Mr. President and members of the Senate. I...
7. Senator Walsh, I think you are...I think you are in error. There
8. is a...for example, a...in my district a forest preserve area where
9. there are picnic groves and through that road, which is about a
10. mile long for their many joggers, they have...for example, they
11. have a fifteen mile an hour speed limit, but this bill would...
12. would make the fifteen mile speed limit ineffective. It would
13. have to be twenty-five and that's why I'm in opposition to the bill.
14. I...we're not reducing speed limits, we're raising them. We're
15. doing both, actually.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there further discussion? For what purpose does Senator
18. Savickas arise?

19. SENATOR SAVICKAS:

20. On a question, Mr. President. Is this bill preemptive?

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator, we've already anticipated your question. We will
23. answer that prior to the roll call.

24. SENATOR SAVICKAS:

25. Thank you.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. We are...reviewing the bill. Further discussion?
28. Senator Coffey.

29. SENATOR COFFEY:

30. Yes, Mr. President and members of the Senate. I'm rising in
31. favor of this bill. The bill, as it has been drafted, as our staff
32. has told us does not address...does not increase the speed limits
33. in those school districts to twenty-five where they're twenty or

1. in the park districts, it doesn't affect that...that part, it
2. only addresses itself strictly to twenty-five mile an hour where
3. now thirty-five mile an hour has been granted in...on our highway
4. systems and I'd ask for a favorable roll call.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Further discussion? Senator Geo-Karis.

7. SENATOR GEO-KARIS:

8. Mr. President and Ladies and Gentlemen of the Senate. If you
9. will recall I was one of those who questioned the bill. I have
10. now had some information on it. In the present...the current law
11. only permits reduction in speed of...to thirty-five mile per hours,
12. which authorities feel is safe and what this bill does, it gives
13. the authorities the right to go...to reduce it to twenty-five
14. miles per hour and I...and I want to tell you that the Motor
15. Vehicle Laws Commission approved of this bill. The Illinois
16. Association of County Superintendent of Highways and the Municipal
17. League and I'm satisfied with the examination of the bill and I
18. urge a favorable consideration. This will reduce the speed limit,
19. not increase it.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Further discussion? Senator Bowers.

22. SENATOR BOWERS:

23. Well, I don't want to prolong this, Mr. President, but I would
24. like to point out to Senator Rock and others that if they will read
25. the bill, Section 3, simply deletes or...or makes an exception of
26. the new Section, which is 4. It used to be that it was thirty-
27. five miles an hour and now they've said except when we've got
28. Section 4 and so when Section 4 is met, it can be decreased to
29. twenty-five miles an hour and I don't see how that can possibly
30. be considered an increase and I would hope we would vote in favor
31. of the bill.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Hall.

1. SENATOR HALL:

2. Thank you, Mr. President and Ladies and Gentlemen of the
3. Senate. In essence of time, since we're talking about one minute,
4. it was suggested to Senator Graham awhile ago, that it would be
5. wise to pull the bill out because there was some objections over
6. here and then Senator Grothberg gets up and says, I understand
7. that objection has been satisfied and we're ready to go for the
8. bill. I think it would be wise, Senator Graham, for those of us
9. who want to give you a vote, it would be wise for you to hold that
10. vote at this time because you're not going to get the necessary
11. votes to pass this out till this is settled.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion? Senator Graham to close.

14. SENATOR GRAHAM:

15. For Senator Hall and Senator Savickas and others, this is
16. House Bill 1459. If I take it out, there's no assurance I'll
17. ever get back to it. I had to suspend the rules now. This bill
18. is a simple bill, for goodness sakes. It doesn't take much to
19. understand it. It says that they shall...defines the residence
20. district...residence district, not park district and allows them
21. to reduce the speed limit to twenty-five miles an hour and that
22. those residences shall be not more than three hundred feet apart...
23. not more than three hundred feet apart. This takes care of some
24. of your rural areas. It doesn't do a darn thing, this three
25. hundred feet apart was put in there so there couldn't be a speed
26. trap. There's nothing wrong with this bill at all. It just let's
27. some of the rural resident's that pay a hell of a lot of taxes, it
28. let's them have an opportunity to reduce their speed limits to
29. twenty-five miles an hour if they want to. Let's vote it up or
30. down. If you want to beat a good bill, go ahead and do it.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Savickas, in answer to your question, under Chapter 95½
33. Section 11208-1, the limitation on home rule units, the provisions

1. of this Chapter, meaning the Motor Vehicle Code, is a limit on
2. the authority of home rule units to adopt local police regulations
3. inconsistent herewith except pursuant to Sections 11208 and 209
4. and I think that this is not preemptive of their...their...of their
5. authority. The question is on the adoption of...of House Bill 1459.
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? Take
8. the record. On that question, the Ayes are 33, the Nays are 7, 1
9. Voting Present. House Bill 1459 having received the required
10. constitutional majority is declared passed. House Bill 1469,
11. Senator Martin. Read the bill, Mr. Secretary, please.

12. SECRETARY:

13. House Bill 1469.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Martin.

18. SENATOR MARTIN:

19. This is...this and the next bill are part of a package of
20. bills that were worked out in long meetings with the Department
21. of...Conservation for snowmobiling obviously in rural areas and
22. it's...municipalities, I don't know of any that allows snowmobiles.
23. All this one does is change the requirement that they be fifteen
24. feet from the road to ten feet. The reason for it is simple. At
25. fifteen feet...where all the telephone poles are and everything
26. else, so that ten feet is more appropriate. It does not in any
27. way expand the roads that they can go on. That's all the bill does.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there discussion? Senator Savickas.

30. SENATOR SAVICKAS:

31. Yes, Mr. President and members of the Senate. I rise in
32. opposition to House Bill 1469. I know the County of Cook Highway
33. Department is opposed to this reduction in feet that the snowmobiles

1. can drive on. The other two snowmobile bills were put on the
2. Agreed Bill List. Obviously, this does have some concern. We're
3. ...we're talking about the agreement with the Department of
4. Conservation. The agreement with the Department of Highways in
5. Cook County...that they're opposed to it. The traffic comes too
6. close to the highways. You have a very hazardous traffic pattern
7. in many areas with these snowmobiles and I think for our own
8. purposes, as a motoring public that we would be opposed to the
9. snowmobiles coming this close to the highway and I would suggest
10. that, at least, Cook County people oppose this.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is there further discussion? Senator Sangmeister.

13. SENATOR SANGMEISTER:

14. Yes, Mr. President and members of the Senate. As a cosponsor
15. of this bill and as a snowmobiler, which I might as well put that
16. out, I think this is...is good. If you've ever driven in...and
17. after all, the right of ways of the highways is where probably where
18. ninety percent of the snowmobilers have to go to get any recreation
19. in this State and fifteen feet is entirely unconscionable. I
20. don't think anybody is obeying it now. Why don't we get our
21. snowmobilers in compliance with the law. Ten feet is still plenty
22. of clearance with no problems for people driving automobiles and
23. I would like you to take a good hard look at this because ten feet,
24. I think is very reasonable and that reduction of five feet will put
25. some snowmobilers in compliance with the law.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. The following Senators have sought recognition. Senators
28. Rhoads, Hall, Maitland, Davidson. Senator Hall.

29. SENATOR HALL:

30. Thank you, Mr. President and Ladies and Gentlemen of the
31. Senate. Will the sponsor yield for a question?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. ...She indicates she will yield.

1. SENATOR HALL:

2. Senator, my note says that this allows a...a snowmobile to
3. be operated closer to a highway than is currently legal. Is that
4. what you're trying to do?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Martin.

7. SENATOR MARTIN:

8. It changes it from fifteen feet to ten feet.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Kenneth Hall.

11. SENATOR KENNETH HALL:

12. My question is, does that make that illegal?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Martin.

15. SENATOR MARTIN:

16. Does that make what illegal?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Hall.

19. SENATOR HALL:

20. My note shows that this allows a snowmobile to be operated
21. closer to a...highway than is...than is currently legal right
22. now to do. Are you trying to get closer?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Martin.

25. SENATOR MARTIN:

26. Yes. We're changing it from fifteen feet to ten feet, so that
27. would be five feet closer.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Hall.

30. SENATOR HALL:

31. But I mean, are you breaking the law? Is it illegal to do
32. that? That's what I'm asking.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Martin.

2. SENATOR MARTIN:

3. Oh, okay. I...I think...yes, right now you have to be fifteen
4. feet away from the highway.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Thank you, Senator Martin. Your time has expired. Senator
7. Rhoads.

8. SENATOR RHOADS:

9. I just wanted to suggest for the benefit of Senator Savickas
10. that there are other legislators from Cook County that the Cook
11. County Highway Department could communicate their views to. This
12. came out by unanimous roll calls according to the digest in...in
13. both the committee in the House and the committee in the Senate.
14. Now, if the Cook County Highway Department has objections to this
15. bill or to the prior bill, why in the world don't they come down
16. and testify or let us know before a bill comes up on 3rd reading
17. in the opposite Chamber?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator...Senator Maitland.

20. SENATOR MAITLAND:

21. Thank...thank you, Mr. President and Ladies and Gentlemen of
22. the Senate. As Senator Sangmeister said, I, too am a snowmobiler.
23. It's very important to us in downstate Illinois and it's not only
24. a recreational vehicle, it's an emergency vehicle for many of us,
25. many times. The poles, the fences, everything...all right, fifteen
26. feet, we simply can't ride there. This simply puts us in compliance
27. so we can ride in snowmobiles.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Further discussion? Senator Davidson.

30. SENATOR DAVIDSON:

31. Yes, Mr. President and members of the Senate. I rise in
32. support of this bill. This bill came out of...resolution to solve
33. a bad problem. I don't know how many happened up in your area, but

1. in our area where the snowmobiles have been not just a recreation
2. vehicle, but a vehicle which was been, really used for an errand
3. of mercy. We dug a couple of people out of a snowbank in Montgomery
4. County with a very ill baby and a guy almost got a ticket because
5. he was riding closer than the fifteen feet to the edge of the
6. highway. All this does is gives a chance for that snowmobiler who's
7. a taxpayer the same as you and I an opportunity to use the public
8. thoroughfare that he helped pay for the same as you and I in an
9. area where he can...use his snowmobile. All it does is move him
10. from out of the fence line to the shoulder and he's still ten feet
11. away from the highway...

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Davidson...

14. SENATOR DAVIDSON:

15. It's a good bill.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. ...your time has expired. Senator Knuppel.

18. SENATOR KNUPPEL:

19. Well, I don't know if Senator Hall understood the answer about
20. what was legal and illegal. Now, it's fifteen feet. After we pass
21. this it will be ten feet. We are the law, so we...whoever rides then
22. won't any longer be in violation of the law. If they ride
23. there now, they are. After it's changed, they won't be.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? Senator Gitz.

26. SENATOR GITZ:

27. Mr. President and members. I would just simply like to say
28. that I think that this is very helpful legislation and I'd like to
29. add one comment that, perhaps, has not been brought out in debate.
30. In Ogle County they were going to use the Snowmobile Association
31. on behalf of the Heart Fund drive. When this was announced the
32. Conservation Department had a lot of deputies and Ogle County
33. had deputies out to make damn sure they could issue as many tickets

1. as possible, all under the fifteen feet clause and if this will
2. certainly help the...Heart Fund drive among others, it certainly
3. rescue some of our snowbound people in the Northern Illinois winters
4. I think it will be very helpful.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Vadalabene.

7. SENATOR VADALABENE:

8. Yes, just briefly, Mr...Mr. President and members of the
9. Senate. Senator Maitland mentioned about the poles...giving the
10. Poles this privilege and my son is getting a snowmobile and I
11. think the Italians would favor this bill also.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion? Senator Martin may close.

14. SENATOR MARTIN:

15. Well, just so we don't have a conflict of interest. I am
16. not a snowmobiler. The idea of cold, speed and being out, I
17. think, I welcome you all to it, but I think it is a reasonable
18. bill and to have fifteen feet where people can't ride, switched
19. to ten feet is, it seems to me, fair and I would ask that if Cook
20. County has objection, it would have been nice to hear about it
21. before now.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. The question is, shall House Bill 1469 pass. Those in favor
24. vote Aye. Those opposed vote Nay. The voting is open. Have all
25. voted who wish? Have all voted who wish? Take the record. On
26. that question, the Ayes are 41, the Nays are 3, none Voting Present.
27. House Bill 1469 having received the constitutional majority is
28. declared passed. For what purpose does Senator Rock arise?

29. SENATOR ROCK:

30. Thank you, Mr. President and Ladies and Gentlemen of the
31. Senate. I know there are a couple of announcements, but we are
32. going to try as...as we can to stay within the schedule as prescribed
33. and I'm going to move that we adjourn until nine o'clock tomorrow

1. morning. Now, tomorrow we will go to the Order of 2nd reading.
2. There are, roughly, seventy bills on 2nd reading. The majority
3. of those obviously are appropriation bills, so I would ask
4. everyone to attempt, at least, to get here on time. We'll go
5. to 2nd reading, attempt to move all those bills and then move
6. right on to 3rd reading. We will also for the information of the
7. membership, Senator Shapiro and I have another proposed Agreed
8. Bill List, which will be circulated to the membership tomorrow
9. in which contains some sixty-five or seventy bills. We will have,
10. roughly, at the start of business tomorrow about four hundred and
11. ten House Bills on the Calendar and we have, as you well know,
12. only until Wednesday to move those bills, so I would urge everyone
13. to be present and ready to work because we're going to start
14. promptly at nine o'clock tomorrow morning and I would place the
15. motion to adjourn until that hour, Mr. President.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Are there announcements prior to voting on Senator Rock's
18. motion? Senator Maitland. I'm sorry. Senator McMillan. Senator
19. Maitland, your light is on, too. You might...

20. SENATOR McMILLAN:

21. Mr. President, just to a comment to the Republican members.
22. If you'll recall a couple of days ago, it was announced that there
23. would be copies available of House Bill 2569, which is the...the
24. Corporate Personal Property Tax Replacement Bill and Senator Bruce
25. has indicated to me that if...if one hasn't come to you, there are
26. some available in his office.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Copies of House Bill 2569 are available in my office for those
29. who wish copies...the Corporate Personal Property Tax. Further
30. announcements? Senator Vadalabene.

31. SENATOR VADALABENE:

32. Yes, I would like to ask President Rock just a brief question.
33. I passed a bill today...passed a bill up because Senator Keats wasn't

1. here. Will we get back to the Order of 3rd reading on...on those
2. bills?

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Rock has moved the Senate stand
5. adjourned until Monday, June the 25th at the hour of nine o'clock.
6. On that motion all in favor say Aye. Opposed Nay. The Ayes have
7. it and the Senate stands adjourned until nine o'clock Monday,
8. June the 25th.

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