

81st GENERAL ASSEMBLY

REGULAR SESSION

JUNE 26, 1980

1. SECRETARY:

2. House Bill 3359.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDENT:

6. Senator Friedland.

7. SENATOR FRIEDLAND:

8. Thank you, Mr. President and Ladies and Gentlemen of the
9. Senate. House Bill 3359 would authorize the Department of
10. Conservation to convey a thirty by sixty foot parcel, the
11. Elgin Sanitary District, three acres in Bureau County to
12. the Bureau County Highway Department; Senator Sommer has an
13. amendment for an exchange of property in LaSalle County,
14. Senator Nega has an amendment that would authorize the
15. increase from one to three acres of property that could be
16. disposed of by a park board. Appreciate your favorable con-
17. sideration.

18. PRESIDENT:

19. Any discussion? Senator Schaffer.

20. SENATOR SCHAFFER:

21. I represent part of that district; I don't recall the
22. district contacting me about this transfer. Could we...this
23. isn't the land on which...a fellow by the name of Fonte's
24. home is built on, is it?

25. PRESIDENT:

26. Senator...Senator Friedland.

27. SENATOR FRIEDLAND:

28. The Governor's Annex will be built there.

29. PRESIDENT:

30. Further discussion? Senator Mitchler.

31. SENATOR MITCHLER:

32. Is the Governor approving of this bill? Do we have an
33. endorsement on it?

1. PRESIDENT:
2. Senator Friedland.
3. SENATOR FRIEDLAND:
4. This isn't my bill, this is a House Bill.
5. PRESIDENT:
6. Further discussion? Senator Grotberg.
7. SENATOR GROTBORG:
8. Well, thank you, Mr. President. I...I just can't understand
9. Senator Friedland sponsoring such a bill; because, between you,
10. Mr. Speaker...Mr. President and Senator Friedland there no
11. longer is the eighty-six acres for St. Charles schools in this
12. bill, and I would just recommend everybody here to vote against
13. this bill. It's a terrible bill.
14. PRESIDENT:
15. Further discussion? Senator Geo-Karis.
16. SENATOR GEO-KARIS:
17. Will the sponsor yield for a question?
18. PRESIDENT:
19. Indicates he'll yield. Senator Geo-Karis.
20. SENATOR GEO-KARIS:
21. Senator...Senator Friedland...
22. PRESIDENT:
23. Oh, indicates he will not yield. Further discussion?
24. Senator Wooten.
25. SENATOR WOOTEN:
26. The things that are on the bill now, are all technically
27. correct and acceptable, except for the glaring omission, of
28. course, of Senator Grotberg's ranch.
29. PRESIDENT:
30. Further discussion? Senator Demuzio.
31. SENATOR DEMUZIO:
32. I...I...I was...like to ask the sponsor a question. I...
33. PRESIDENT:

1. Indicates he will not yield. Further discussion? Senator
2. Shapiro.

3. SENATOR SHAPIRO:

4. Mr. President, after finding out what is in this bill,
5. would you please remove my name as hyphenated co-sponsor?

6. PRESIDENT:

7. Further discussion? Senator Moore.

8. SENATOR MOORE:

9. I'd like...would the sponsor yield? I'd like to know...

10. PRESIDENT:

11. Indicates he will not yield. Further discussion? Senator
12. Friedland, do you wish to close? If not, the question is shall
13. House Bill 3359 pass. Those in favor will vote Aye. Those
14. opposed will vote Nay. The voting is open. Have all voted
15. who wish? Have all voted who wish? Have all voted who wish?
16. Take the record. On that question, the Ayes are 57, the Nays
17. are 1, none Voting Present. House Bill...3359, having received
18. the required constitutional majority, is declared passed.
19. On the Order of House Bills 3rd reading, the top of page
20. eleven is House Bill 3369. Read the bill, Mr. Secretary.

21. SECRETARY:

22. House Bill 3369.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDENT:

26. Senator De Angelis.

27. SENATOR DeANGELIS:

28. Thank you, Mr. President. This is the bill we just recently
29. amended, it has 1739 and 1740 in it. I urge its favorable
30. passage.

31. PRESIDENT:

32. Any discussion? If not, the question is shall House Bill
33. 3369 pass. Those in favor will vote Aye. Those opposed will

1. vote Nay. The voting is open. Have all voted who wish? Have
2. all voted who wish? Take the record. On that question, the
3. Ayes are 57, the Nays are none, none Voting Present. House
4. Bill 3369, having received the required constitutional majority,
5. is declared passed. All right. With leave of the Body, we will move...we
6. have only two bills that have been amended for the fourth and
7. fifth and sixth time. We'll move to page twenty on the Calendar
8. to the Order of Consideration Postponed. There were bills there
9. that were considered in the Rules Committee and then in their
10. respective committees and then were reported out and were placed
11. on the Calendar from whence they came...and the place from
12. whence they came. Yes, Senator Netsch, we will get back to
13. 2227 and to 3272, yes. On the Order...on the Order of Consideration
14. Postponed, page twenty on the Calendar, House Bill 665. Read
15. the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 3...or 665.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Philip.

22. SENATOR PHILIP:

23. Thank you, Mr. President and Ladies and Gentlemen of...of
24. the Senate. As you know, this was Senator Graham's bill of
25. last Session, and it was put on Postponed Consideration. Of
26. course, he passed away; I picked up that bill. It went back
27. to Pensions and Veterans and came out Do Pass, and went back
28. to the same position it was before, which happens to be
29. Postponed Consideration. What the bill does are basically
30. two things, it allows merit systems for sheriffs in downstate
31. counties to get in...out of the system, the same way they got
32. in; either by referendum or by vote of the county board. Secondly,
33. what it does, it clarifies the Statute in regards to the sheriff

1. appointing his division heads. Evidently, there is some
2. question about whether he has that authority; it would allow
3. the sheriff in each downstate county to appoint only his
4. division heads, the same authority that the Cook County
5. Sheriff has. Now, Sheriff Elrod has endorsed it and to
6. my knowledge, the Illinois Sheriff's Association. I'll be
7. happy to answer any questions.

8. PRESIDENT:

9. Is there any discussion? Senator Wooten.

10. SENATOR WOOTEN:

11. How...how do county boards feel about it?

12. PRESIDENT:

13. Senator Philip.

14. SENATOR PHILIP:

15. Well, quite frankly, I have not been in any communication
16. with any county board, other than my own, which is the DuPage
17. County Board, and they happen to be in favor of it. I'm not
18. sure about other downstate counties, quite frankly, Senator
19. Wooten.

20. PRESIDENT:

21. Senator Wooten.

22. SENATOR WOOTEN:

23. Okay. We'd better take time to...I...I don't remember
24. this from sometime back, and I'm just quickly scanning the
25. provisions. What does this do? Does this...do you set up a
26. merit commission; does that kind of insulate the sheriff from
27. the authority of the county board on budgets and personnel and
28. all that stuff?

29. PRESIDENT:

30. Senator Philip.

31. SENATOR PHILIP:

32. No. As you know, and I'm not sure how many counties have
33. the merit system. Some counties downstate have it; some do not,

HB 986
6-26-80
Recalled

1. and I'm not sure what the percentage is. DuPage County does
2. have the merit position, and what it in effect does, it allows
3. the Merit Commission to decide on who will work in the sheriff's
4. department; and what they do in our county is, you have to
5. take a test, you go before that merit board and they recommend
6. to the sheriff three people for each one of those positions,
7. and then the sheriff is allowed to pick those people. Now,
8. if the sheriff wants to fire somebody or transfer some...somebody,
9. he has to go back to the merit board.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Wooten.

12. SENATOR WOOTEN:

13. I think I'm going to read.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Further discussion? The question is
16. shall House Bill 665 pass. Those in favor vote Aye. Those
17. opposed vote Nay. The voting is open. Senator Donnewald.
18. Have all voted who wish? Have all voted who wish? Take the
19. record. On that question, the Ayes are 49, the Nays are 2,
20. none Voting Present. House Bill 665, having received the...
21. required constitutional majority, is declared passed.
22. House Bill 986, Senator Johns. Senator Johns, the bill has
23. been read a 3rd time, it's on Consideration Postponed. Senator
24. Johns is recognized on House Bill 8...986.

25. SENATOR JOHNS:

26. Mr. President, I got a technical problem here. I got to
27. bring this back to put the amendment on that the committee
28. had...that the committee adopted. It's on Postponed; I've
29. talked to the President, and he said I've got to bring it
30. back and put this amendment on it and then go back to 3rd.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there leave to return House Bill 986 to the Order of 2nd reading
33. for purpose of amendment? Leave is granted. The bill is on

1. the Order of 2nd reading. Amendments, Mr. Secretary, please.
2. SECRETARY:
3. Okay. All right. Yes.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Amendment No. 3, Senator Johns.
6. SENATOR JOHNS:
7. Mr. President, it's a technical amendment to revise the
8. procedures and timetable for the reorganization, and I move
9. for its adoption.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. The motion is to adopt. Is there discussion? Senator
12. Geo-Karis.
13. SENATOR GEO-KARIS:
14. Well, tell us...give us an abstract of the amendment.
15. How long is it? I haven't seen anything.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. It is a committee amendment. The bill was on the Calendar
18. when we adjourned last June 30th. It stayed there on the Order
19. of Postponed Consideration. The Rules Committee allowed it
20. to go back to committee where an amendment was adopted...under
21. our rules it goes right back to the same order, just as Senator
22. Philip's bill has gone through committee a second time; it is
23. now back there, and Senator Johns...it's a committee amendment,
24. and he's...asking for adoption. Is there discussion? All in
25. favor say Aye. Opposed Nay. The Ayes have it. Amendment
26. No. 3 is adopted. Are there further amendments?
27. SECRETARY:
28. No further amendments.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. 3rd reading. House Bill 372...I'm sorry, it goes back to
31. the Order of Postponed Consideration...on 3rd reading. House
32. Bill 2734, Senator Lemke. Is Senator Lemke on the Floor?
33. Senator...oh, there you are. Do you wish to call that? Senator

1. Lemke, the bill has been read a 3rd time. You are recognized
2. on 2734 House Bill.

3. SENATOR LEMKE:

4. What we want to do here is, I want to make a motion to
5. Table the amendments that's on this bill. I got to bring it
6. back to 2nd.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Lemke asks leave to return House Bill 2734 to the
9. Order of 2nd reading. Is there leave? Leave is granted.
10. The bill is on the Order of 2nd reading.

11. SENATOR LEMKE:

12. Now I...now I move to reconsider the vote by which
13. amendments, what's that 1 and 2?

14. SECRETARY:

15. 1 and 2.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. There are two amendments, Senator...on both? Is there
18. leave to combine the motions? The motion is to reconsider
19. the vote by which Amendments 1 and 2 were adopted. On that
20. motion, is there discussion? All in favor say Aye. Opposed
21. Nay. The Ayes have it...

22. SENATOR LEMKE:

23. Now the bill's in the original form it came from the House?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. No, Senator. Senator Lemke now moves to Table Amendments
26. 1 and 2. On the motion to Table, is there discussion? All
27. in favor say Aye. Opposed. Well, I assume that everyone
28. knows what's going on, unless there's...well, then, fine.
29. The motion is to Table. Is there discussion? Senator Savickas.
30. Senator Lemke, perhaps you could explain the contents of
31. Amendments 1 and 2.

32. SENATOR LEMKE:

33. We're deleting Amendments 1 and 2. One of them is the

1. ...restricting the polling hours of the Presidential Primary.
2. The other one is a split precincts, what we got in 3229.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion of the motion to Table? All in favor
5. say Aye. Opposed Nay. The Ayes have it. Amendments 1 and
6. 2 are Tabled. Further amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The bill returns to the Order of Consideration Postponed,
11. 3rd reading. House Bill 3148, Senator Chew. Senator Chew,
12. it's been read a 3rd time.

13. SENATOR CHEW:

14. Mr. President, I'd like to call this bill back to 2nd
15. reading for the purpose of an amendment.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there leave to return the bill to the Order of 2nd
18. reading for the purpose of amendment? Leave is granted. The
19. bill is on the Order of 2nd reading. Are there amendments,
20. Mr. Secretary?

21. SECRETARY:

22. Amendment No. 2, offered by Senator Chew.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Chew is recognized.

25. SENATOR CHEW:

26. Mr. President, this is the bill that dealt with the
27. titles on yesterday, and we had some objections and those
28. objectors did instruct us how they wanted the amendment to
29. read, and we have satisfied the objection. I'd move its adoption.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Chew, it's now twelve thirty-two, can you explain,
32. briefly, what the amendment does?

33. SENATOR CHEW:

1. It merely says, "any unauthorized person having a blank
2. title in his possession." That was the objection.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Wooten.
5. SENATOR WOOTEN:
6. Well, Senator Chew, I don't care about that title business;
7. my concern was the second half of the bill, cutting the fee
8. and eliminating their security requirements. You can do what-
9. ever you want with that title part, but that's...my problem
10. is the second part of the bill.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Senator Chew.
13. SENATOR CHEW:
14. Senator, I asked publicly, on this Floor, those of you
15. that had objection, please indicate your objection, and we
16. would get an amendment to satisfy you. Now, those...persons
17. that objected to it, we got that amendment; you did not
18. object to it. I came over to your desk, I went to Senator
19. Sangmeister's desk, I got with Senator Bowers and everybody
20. else who had an objection. Now, I move the adoption of the
21. amendment; I've satisfied the members of the Senate.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Senator Wooten.
24. SENATOR WOOTEN:
25. Senator Chew, I went over to your desk and told you why
26. I objected to the bill.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Senator Chew.
29. SENATOR CHEW:
30. Senator Wooten, if you had a valid objection, I asked you
31. yesterday, and I asked you today, if you had one to please
32. furnish us with the information that you wanted into an amend-
33. ment. I asked the Senate that. Now, there isn't anything

1. else I can do. It's right to call the bill, because I've
2. satisfied the objectors, and if you had an objection, and
3. you did not discuss it with me, I don't know how in the heck
4. we can work that out.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. All right. Now, Senators, it's getting a little late.
7. Let us all remember that we are on Senator Chew's amendment
8. which adds language to the bill. Is there any objection to
9. that amendment? On the motion to adopt, all in favor say
10. Aye. Opposed Nay. The Ayes have it. The amendment is adopted.
11. Are there further amendments?

12. SECRETARY:

13. No further amendments.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. It returns to 3rd reading on the Order of Consideration
16. Postponed. House Bill 3314, Senator Sangmeister.

17. SENATOR SANGMEISTER:

18. Yes, would you return that to 2nd reading for purpose
19. of amendment?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. You've heard the motion. Is there leave? Leave is granted.
22. The bill is on the Order of 2nd reading. Are there amendments,
23. Mr. Secretary?

24. SECRETARY:

25. Amendment No. 1, offered by Senator Sangmeister.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Sangmeister is recognized.

28. SENATOR SANGMEISTER:

29. Mr. President and members of the Senate, it's very obvious
30. that we would not be able to pass this bill with those 28
31. Present votes that we had the last time; so, in order to satisfy
32. the people who voted Present, I have now filed an amendment
33. that specifically spells out the language that Ralph Rivera

1. and the Right to Life people wanted on this bill; it's right
2. out of their own letterhead, so, it's word for word and I
3. ask that the amendment be adopted.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Buzbee.

6. SENATOR BUZBEE:

7. Well, Mr. Rivera doesn't correspond with me very often,
8. so, I don't get to read his letterhead; would you tell me
9. what the language says?

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator...

12. SENATOR SANGMEISTER:

13. All right. We did distribute a copy, but I under...as I
14. know, you've got copies of everything on your desk. But, it's
15. the first part of the amendment that's important in defining
16. a fetus, it means any member of the species, Homosapien from
17. fertilization through birth.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Buzbee.

20. SENATOR BUZBEE:

21. Then, am I to understand that you're now going to declare
22. it a felony, a murder, if an abortion is performed one day
23. after the fertilization?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Sangmeister.

26. SENATOR SANGMEISTER:

27. No, that is not the case. If you go on and you read the
28. rest of the...of the language it says, "provided, however,
29. that no provision of this Article shall be construed on the
30. basis of this definition to attach any penalty to termination
31. of pregnancy if the pregnant woman terminates her own pregnancy,
32. or if she solicits, aids, abets, agrees, or attempts to aid
33. in termination of her own pregnancy, or if the pregnancy

1. termination is performed in compliance with the Illinois
2. Abortion Law of 1975 ." It has nothing to do with abortions.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Buzbee.

5. SENATOR BUZBEE:

6. Well, I am really confused, now, then. I voted for your
7. bill the last time, Senator. I suspect I had better vote
8. against it this time, because...it...it looks to me like that
9. you are now going...it looks to me like you're going to
10. declare it a murder anytime an abortion is performed, and...
11. and, I'm sorry, I'm...I'm not getting it.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Sangmeister.

14. SENATOR SANGMEISTER:

15. I assure you, without going into a lot of detail here, that
16. that is absolutely not the case. It has nothing to do with...
17. with an abortion. If a pregnant woman is murdered...I mean,
18. if a fetus inside of a pregnant woman is murdered, the
19. definition will now be...I had before, a fetus was any...any
20. person that could live outside the womb, with or without life
21. support. This has now been changed to meaning, any member of a
22. species of Homosapiens from fertilization through birth. In other
23. words, we're moving the trigger back to the date of fertilization;
24. I'm not that happy with it either, but it's what we need to
25. move this bill.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator Buzbee. Senator Wooten.

28. SENATOR WOOTEN:

29. So, in effect, what you're doing is defining an embryo as
30. a fetus as well as a fetus; because embryo and fetus are two
31. distinct terms of medical art.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Sangmeister.

1. SENATOR SANGMEISTER:
2. Well, yeah, we're getting into a matter of semantics, now,
3. at this point, I would say, but you're probably right.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Further...Senator Wooten.
6. SENATOR WOOTEN:
7. Yeah. You're right, it is strictly semantics. In other
8. words, what was...there was a distinction...there is a
9. distinction between embryo and fetus, and now you're making
10. fetus to mean everything, all the way back to the beginning.
11. Interesting.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Senator Egan.
14. SENATOR EGAN:
15. Yes. Just as a matter of confirmation of what we have
16. discussed. Senator Wooten...the definition is of an
17. individual, and as far as Senator Buzbee's anxieties go, well,
18. I understand that; but the definition is of an individual;
19. and, because it amends the murder section, and as far as your
20. anxieties go, Senator Buzbee, the amendment has been carefully
21. drawn to exempt abortion entirely, under any circumstances.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Senator Geo-Karis.
24. SENATOR GEO-KARIS:
25. Well, I'm a little bit at a loss with all these
26. semantics, and what is the purpose of the amendment?
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Senator Sangmeister.
29. SENATOR SANGMEISTER:
30. The purpose of the amendment is to pass the bill.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Further discussion? Senator Geo-Karis.
33. SENATOR GEO-KARIS:

1. Well, then, obviously, the way this...this amendment is
2. structured, it satisfied Mr. Rivera, from the Pro Life Group,
3. by putting the first sentence in, but the rest of it does...
4. does exclude penalizing feloniously the woman who does have
5. an abortion. So, I suppose it's all right, although I think
6. it's meaningless.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion? Senator Sangmeister may close the debate.

9. SENATOR SANGMEISTER:

10. Request the amendment be adopted.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. The motion is to adopt. All in favor say Aye. Opposed
13. Nay. The Ayes have it. Amendment No...No...Amendment No. 1
14. is adopted. Further amendments?

15. SECRETARY:

16. No further amendments.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. 3rd reading. I'm sorry, it goes back to 3rd reading on
19. the Order of Consideration Postponed. For what purpose does
20. Senator Johns arise?

21. SENATOR JOHNS:

22. Is the order of business now for me to...

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. No, it isn't, Senator. Stand by. We have ten bills which
25. were...are on the Calendar, which have...are on the Order of
26. Consideration Postponed; we will start with House Bill 821,
27. on page two of your Calendar, and the next bill will be 1164,
28. just for those of...of you who are watching. Senator Hall
29. on House Bill 821, page two of your Calendar, middle of the
30. page. Senator Hall.

31. SENATOR HALL:

32. Thank you, Mr. President and Ladies and Gentlemen of the
33. Senate. We explained this bill before, there just wasn't

1. enough present on the Floor. This bill came about through the
2. efforts of the Speaker's Task Force on Small Business. And
3. one of the biggest problems of small business in Illinois is
4. the lack of capital for construction and development. This
5. is .right now, they have ten million dollars in tax free
6. revenue bonds for new industrial development...but it has
7. only used 2.3 million dollars of bonds; so, we discussed this
8. with the people and the authority and it became clear that a
9. number of problems with the way the Statute has been drafted,
10. made it very cumbersome and difficult to administer. It was
11. decided to clean up this Act. I ask for your most favorable
12. support.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Senator Moore.

15. SENATOR MOORE:

16. Will the sponsor yield, Mr. President?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Indicates he will yield.

19. SENATOR MOORE:

20. Senator, has this bill been brought back to 2nd reading
21. for any amendments?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Not since it...

24. SENATOR MOORE:

25. Since it lost.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Hall.

28. SENATOR HALL:

29. Well, it was brought back...no, it wasn't brought back;
30. it was just put on Postponed Consideration.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Moore.

33. SENATOR MOORE:

1. Thank you, Mr. President. This was a bad bill, then,
2. Mr. President, it's still a bad bill. There are some parts
3. of this bill that are admirable and good; if they were
4. separated into individual bills, I would be up supporting
5. them, but all in all, this is a complete derogation of the
6. way that this General Assembly has decided the Illinois
7. Industrial Development Authority should proceed. It's still
8. a bad bill and I'd recommend a No vote on it.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator Hall may close.

11. SENATOR HALL:

12. In spite of what hit-man says, it's a good bill and I
13. ask your most favorable support.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The question is on the passage of House Bill 821. Those
16. in favor vote Aye. Those opposed vote Nay. The voting is
17. open. Have all voted who wish? Have all voted who wish?
18. Take the record. On that question, the Ayes have 32, the
19. Nays have 25, none Voting Present. House Bill 821, having
20. received the required constitutional majority, is declared
21. passed. For what purpose does Senator Moore arise?

22. SENATOR MOORE:

23. A verification of the affirmative votes, Mr. President.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. All right. There's been a request for a verification of
26. those who voted in the affirmative. Members please be in their
27. seats. Secretary will call those who voted in the affirmative, under
28. our rules, would you please respond when your name is called.
29. Mr. Secretary, please.

30. SECRETARY:

31. Berman, Bruce, Buzbee, Carroll, Chew, Collins, D'Arco,
32. Daley, Demuzio, Donnewald, Geo-Karis, Gitz, Hall, Johns,
33. Jeremiah Joyce, Jerome Joyce, Knuppel, Lemke, Maragos,

1. McLendon, Merlo, Nash, Nedza, Nega, Netsch, Newhouse,
2. Sangmeister, Savickas, Vadalabene, Washington, Wooten,
3. Mr. President.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Senator Moore, do you question the presence of any member?
6. SENATOR MOORE:
7. ...Karis, Mr. President?
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Is...Senator Geo-Karis is in her seat.
10. SENATOR MOORE:
11. Well, I guess the steamroller has succeeded, Mr.
12. President. I concede, Senator Hall.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. All right. On a verified roll call, there are 32 Ayes,
15. 25 Nays. House Bill 821, having received the required
16. constitutional majority, is declared passed. All I want to
17. know, Senator Rock, is that we have better attendance at
18. one o'clock in the morning than we have at one o'clock in
19. the afternoon. House Bill 1164, Senator Sangmeister.
20. SENATOR SANGMEISTER:
21. You're all...Mr. President and members of the Senate, you're
22. all familiar with 1164. We called it a few hours ago; it got
23. 31 votes and the other side over there was able to take off
24. 2, because people were at other posts. I'd like to have those
25. 31 votes back again and would move for passage of the bill.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Senator Keats.
28. SENATOR KEATS:
29. Thank you, Mr. President and Ladies and Gentlemen of the
30. Senate. Just so you remember what the bill has in it, this
31. is the one that the State universities have been so upset
32. about. It's the one that will eventually allow for a mandatory
33. dues check-off for Civil Service employees and non-academic.

1. What this will basically say, is that if...even if you're
2. covered by Civil Service, if you don't pay your union dues
3. you will be fired at the end of thirty days. By allowing it
4. to be bargained, any union that is smart will bargain for
5. that; and then the second provision says, that all pay pro-
6. visions are retroactive, so if they strike, it doesn't make
7. any difference; there's no...no reason for the union to come
8. back to work, so they can get whatever they want, because
9. there is no penalty.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Senator Sangmeister may close.
12. Senator Berning, what...excuse me, Senator Sangmeister. We are
13. trying to shorten the debate on these, but Senator Berning.
14. SENATOR BERNING:

15. I just want to add the comments that have been coming
16. to me from innumerable people in my district and all over the
17. State, urging that this particular bill be defeated. It's a
18. far cry from what we ought to be considering, and in light
19. of the fact that we have been overly helpful to the members
20. of the teachers' unions, this is the kind of an advantage that
21. ought not to be granted. I respectfully request a No vote.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Sangmeister may close.

24. SENATOR SANGMEISTER:

25. Well, in answer to that, Senator Berning...

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. I'm sorry, Senator Buzbee. No.

28. SENATOR BUZBEE:

29. Well, I...I apologize, but I'll have to tell you that I
30. think that...I'm probably as close to a university as...as
31. most anybody in this Chamber, and quite frankly, the university
32. has not said one word to me about this one way or the other;
33. but I have been a consistent backer over the years of

1. collective bargaining for public employees, but this is not
2. the way to go; this is a back-door attempt at...at a union
3. shop or a union agency, as they prefer to call it, by forced
4. check-off. It's not the way to go. I have been sponsoring
5. and have been talking to university officials for several
6. years and intend to continue to push for a...for a system
7. of a step-rate pay plan for university employees; and if we
8. ever attempt a collective...if we ever pass, rather, a collective
9. bargaining bill for public employees, it would include
10. university employees, but this is not the way to do it, and
11. I'm going to...I'm not going to vote for the bill.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Now, further discussion? Senator Regner.

14. SENATOR REGNER:

15. Well, Mr. President and members, as I said earlier today,
16. if you want to see forced union dues or union check-off and
17. see political packs be built up and used against you, 'cause
18. AFSCME employees don't like it, you go ahead and vote for
19. the bill, but it's a rotten bill as it was earlier today.
20. I urge defeat.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? Senator Sangmeister.

23. SENATOR SANGMEISTER:

24. Well, again, let's make it very clear, as I made in the
25. last debate that we had on this, this doesn't mandate any
26. check-off, it doesn't mandate any...any forcing of joining
27. any union; this is a matter that can be considered in
28. negotiation and, by God, you take a look at the bill; if
29. you could show me anything that mandates in this bill, I'll
30. Table it; I'll tell you that right now, because it does not.
31. It just simply spells out what can be negotiated; if they
32. want it, they get it; if they don't, they don't. It's that
33. simple. I ask for a favorable vote.

HB 2710
6-26-80
3rd reading

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. The question is shall House Bill 1164 pass. Those in
3. favor vote Aye. Those opposed vote Nay. The voting is
4. open. Have all voted who wish? Have all voted who wish?
5. Have all voted who wish? Take the record. On that question,
6. the Ayes are 28, the Nays are 27, none Voting Present. The
7. bill, having failed to receive the constitutional majority
8. required, is declared lost. House Bill 2710, Senator
9. Nedza. For what purpose does Senator D'Arco arise?

10. SENATOR D'ARCO:

11. I attempted to vote Aye on 1164 and I pressed my button
12. and it didn't register on the board, and if I...you know, I
13. tried.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. All right. The record will reflect that you tried.
16. Senator Nedza, the bill has been read a 3rd time. Senator
17. Nedza.

18. SENATOR NEDZA:

19. Yes, thank you, Mr. President. Ladies and Gentlemen of
20. the Senate, just a few hours ago we heard this bill, and may
21. I say that I have no vested interest in anything other than
22. to try to correct an inequity, which exists in our society.
23. We spend hundreds of millions of dollars for special side-
24. walks, special doors; in front of the Capitol building there's
25. a ramp for the handicapped, so they would have entry to the
26. Capitol building. There are doors that open automatically
27. to provide something for them. We provide special parking
28. places, we license everything that walks, talks or has a
29. breath of life in it. Every profession that you find, you'll
30. find that they're regulated by some means or manner. The only
31. thing we have not done, is with the expenditure of all these
32. funds to provide excess, is to take a profession, if I may call
33. it that, and I hope it would become that, is to take this

1. business and put it under the Department of Education and
2. Registration, in order to professionalize that department,
3. so we wouldn't need the ramps, we wouldn't need the automatic
4. doors; that we would have those that are handicapped, that
5. have to go around in wheelchairs, that they would be able to
6. have the sufficient limbs, artificial though they may be,
7. but they could walk into this building, or drive their auto-
8. mobile and not be provided with special parking places because
9. they can walk wherever they want to walk. It's something that
10. I feel that is needed; the House sponsor who is on the Floor
11. has assured me that if we can get it out of here, we can get
12. it back into a Conference Committee, and I may suggest that
13. in that Conference Committee we would have one or two attorneys
14. from either side of the aisle to work out the legalities of
15. the bill to put it in the proper prospectus that it should be.
16. Based on that, I would ask your favorable consideration.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? Senator Bloom.

19. SENATOR BLOOM:

20. Well, it's with some reluctance that I again rise in
21. opposition to this. I read you Section 5-A of the amendment;
22. basically, the Board of Examiners, this board that is going
23. to regulate...you know, I fail to see how creating a board to
24. regulate this is going to make better prosthetic devices,
25. but the board still is given carte blanche. The director
26. can't run the program without the approval of a board. I
27. think this is a very dangerous concept in regulation. I...I
28. hate to do it 'cause I...I like the House sponsor and the
29. Senate sponsor, but this is not the way to go. I'd urge
30. opposition.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Further discussion? Senator Wooten.

33. SENATOR WOOTEN:

1. Well, Senator Bloom, the precedent for goofy boards is
2. established by the Illinois State Medical Society. But the
3. real problem in the bill, I think, and, Senator Nedza, I
4. think it is a serious problem, is the business of having
5. people go back for eight hours every year. That just sounds
6. like a special interest being served, and I don't believe we
7. have any right to require that kind of...of continuing study.
8. That is the thing, I think, that fatally flaws the bill.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Nedza.

11. SENATOR NEDZA:

12. Yes, thank you, Mr. President. In order to...Senator Bloom's
13. comments, may I say that that proviso would be stricken and
14. to Senator Wooten's comments, that proviso could also be
15. stricken or negotiated with...you know, the thing is, is
16. that I'm...there is no state in this union that has any reg-
17. ulatory agency or anything over this...this...this business.
18. What we're attempting to do is try to model legislation that,
19. hopefully, would be...would go across the entire country and
20. each state would have its respective rules and regulations to
21. it, but there is nothing that we can model by. I...it's an
22. attempt like you're shooting into the dark, there are inequities,
23. and I will be the first to admit it; but what I'm trying to
24. accomplish is to have those of you who are that learned into
25. the inequities of this bill, to serve on this Conference
26. Committee and get it into a proper shape, so that we can
27. serve the public.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. The question is shall House Bill 2710 pass. Those in favor
30. vote Aye. Those opposed vote Nay. The voting is open. Have
31. all voted who wish? Have all voted who wish? Take the record.
32. On that question, the Ayes are 32, the Nays are 22, 1 Voting
33. Present. House Bill 2710, having received the required

1. constitutional majority, is declared passed. House Bill 2793,
2. Senator McLendon. Senator Nash, you're next on 2822. Senator
3. McLendon is recognized on 2793 House Bill. Senator McLendon.
4. SENATOR McLENDON:

5. May I proceed? Yes, Mr. President and Senators, this bill
6. has been amply debated. It amends Illinois Public Aid Code
7. to require the Department of Public Aid to assure that no
8. person shall be denied necessary medical care because of the
9. financial indigency and provides guidelines, therefore. In
10. summary, the bill provides and requires the Department of
11. Public Aid to pre-register potential medicaid recipients...
12. require the Department of Public Aid to make periodic impaction
13. payments to hospitals, whose reimbursements from medicaid
14. general assistance aid to the Medical Indigence Programs are
15. in excess of twenty percent of the total reimbursement received
16. by the hospital, over the past three years. The bill, also,
17. provides that only citizens of the United States can take
18. advantage; the Federal government takes care of the others.
19. I ask an affirmative vote, please.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there discussion? Senator Martin.

22. SENATOR MARTIN:

23. Yes, Mr. President and members of the Senate. There is
24. no appropriation now available for this bill. In addition,
25. it sets in some new areas of prospective payments that have
26. grave fiscal implications and finally, although it is an
27. attempt to help Cook County Hospital, even had the appropriation
28. survived, it turns out it wouldn't have done a very good job,
29. and the bill should follow the appropriations bill and be killed.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Further discussion? Senator Berning.

32. SENATOR BERNING:

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

1. Has this bill been amended since we last considered it, Senator?
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Senator McLendon.
4. SENATOR McLENDON:
5. No, it has not.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Senator Berning.
8. SENATOR BERNING:
9. Well, then, Mr. President and members of the Senate, I
10. want to point out what I consider is a serious weakness here,
11. that I called to the attention of the sponsor earlier. On
12. page two, line three, it says specifically, "no person." It
13. does not confine this to citizens of Illinois; it says "no
14. person" and I remind you that we are facing an influx, an
15. invasion, if you will, if non-citizens who are coming to
16. this country from, perhaps more than one place. This will
17. add an immeasurable burden to the Department of Public Aid,
18. which already has about one-third of our State appropriations.
19. And I think this is something that we just absolutely cannot
20. tolerate, dollarwise, if for no other reason. I would
21. respectfully suggest that this bill should be defeated.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Further discussion? Senator McLendon may close.
24. SENATOR McLENDON:
25. Yes, I merely ask for a roll call, Mr. President.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. The question is shall House Bill 2793 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? Have all voted
30. who wish? Take the record. On that question, the Ayes are
31. 26, the Nays are 29, none Voting Present. House Bill 2793,
32. having failed to receive the required majority, is declared
33. lost. House Bill 2822, Senator Nash. Senator Nash is recognized.

1. SENATOR NASH:
2. Mr. President and Ladies and Gentlemen of the Senate,
3. House Bill 2822 gives...meaningful tax relief to the citizens
4. of the State of Illinois. It was debated earlier. It
5. completely exempts medicine and certain medical items from
6. all State, local and RTA Sales Taxes. It reduces the State
7. Sales Tax rate on food from three to two percent. The differences
8. that were raised earlier were...have been taken care of. The
9. House sponsor, Representative Lechowicz is on the Floor.
10. I ask for a favorable roll call.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. Is there discussion? Senator Carroll.
13. SENATOR CARROLL:
14. Just to remind some of the members, the circle has been
15. broken, the wagons are leaving the train. It seems as if
16. the Indians are winning.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Demuzio. Senator Shapiro.
19. SENATOR SHAPIRO:
20. Mr. President and Ladies and Gentlemen of the Senate.
21. Only to remind the Body that this bill requires a hundred and
22. thirty-six million dollars. It's the first one before us that
23. increases the Distributive Fund from one-twelfth to one-eleventh
24. of the State Income Tax Sharing to Local Governments. I still
25. urge its defeat.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Further discussion? Senator Nash. Senator McMillan, did
28. you...
29. SENATOR McMILLAN:
30. I would just remind that this is still the most expensive
31. tax relief of all, because in order to provide tax relief in
32. the amount of something like thirteen million dollars for
33. taxpayers, it...it rips off the State by about twenty-one

1. million in order to give that to local units of government.
2. That's...that is not relief and it's expensive help.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Further discussion? Senator Nash may...Senator Grotberg.
5. SENATOR GROTBORG:
6. A point of order, Mr. President. On the Order of
7. Postponed Consideration are there standing rules or rules
8. of the evening that there's one proponent and one opponent?
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. There are no...the rules of the Senate are in order,
11. Senator.
12. SENATOR GROTBORG:
13. Thank you.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. ...which allows full debate of all matters before the Body.
16. Senator Nash.
17. SENATOR NASH:
18. Mr. President and Ladies and Gentlemen of the Senate.
19. I ask for a favorable roll call, and also want to remind you
20. that as of this afternoon the available balance in the General
21. Fund of the State of Illinois was five hundred and fifty-five
22. million.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. The question is shall House...the question is shall House
25. Bill 2822 pass. Those in favor vote Aye. Those opposed vote
26. Nay. The voting is open. Have all voted who wish? Have
27. all voted who wish? Have all voted who wish? Take the record.
28. On that question, the Ayes are 40, the Nays are 16, 2 Voting
29. Present. House Bill 2822, having received the required
30. constitutional majority, is declared passed. For what purpose
31. does Senator Buzbee arise?
32. SENATOR BUZBEE:
33. A point of personal privilege. It's been a pleasure to see

1. Representative Lechowicz this evening on the Floor.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. ...House Bill 2847, Senator Sangmeister. Senator, it

4. has been read a 3rd time. You're...

5. SENATOR SANGMEISTER:

6. Yes, Mr. President and members of the Senate, this has

7. been read a 3rd time. We're back, of course, to the situation

8. now, whereas Senator Buzbee indicated, I guess, the...the

9. wagon trains, or whatever it is are...it's getting late.

10. Anyway, I think the call is off, by at least this side over

11. here, that everybody was asked to Vote Present at the time

12. that this bill first came up and then subsequent bills passed.

13. This is the one to exempt one thousand dollars of interest

14. received from financial institutions from State Income Tax

15. and we request a favorable roll.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there discussion? Senator Martin.

18. SENATOR MARTIN:

19. While I noted Senator Sangmeister voted Present on my

20. bill...oh, yeah... that's the way you're recorded, anyway,

21. I would still urge my colleagues to vote for yours.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? Senator Sangmeister.

24. SENATOR SANGMEISTER:

25. I want to see that roll call. If you've got one with me on

26. there... Present on there, I'm very surprised, because...I'd...

27. I'll come over and take a look at it.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Further discussion? Senator Gitz.

30. SENATOR GITZ:

31. Very briefly, Mr. President, I felt earlier this evening,

32. I still kind of feel that this is not the best approach; the

33. interesting thing is, is if these bills are going to sail

1. out of here, this is probably the best of the lot. So,
2. Senator Martin, you win. I'm going to support it.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Further discussion? The question is shall House Bill
5. 2847 pass. Those in favor vote Aye. Those opposed vote Nay.
6. The voting is open. Have all voted who wish? Have all
7. voted who wish? Take the record. On that question, the
8. Ayes are 43, the Nays are 12, none Voting Present. House
9. Bill 2847, having received the required constitutional majority,
10. is declared passed. House Bill 2893, Senator Knuppel. The
11. motion is by...Senator Knuppel asks leave to return House Bill
12. 2893 to the Order of 2nd reading for the purpose of amendment.
13. Is there leave? Leave is granted. House Bill 2893. Are
14. there amendments, Mr. Secretary?
15. SECRETARY:
16. ...It's on Amendment No. 1, I think he wants to discuss.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Knuppel.
19. SENATOR KNUPPEL:
20. I move that we reconsider the vote by which the amendment
21. was adopted.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. On Amendment No. 1, Senator Knuppel, having voted on the
24. prevailing side...moves to reconsider the vote by which Amend-
25. ment No. 1 was adopted. Is there discussion on that motion?
26. All in favor say Aye. Opposed Nay. The Ayes have it. The
27. amendment is reconsidered. Now, Senator Knuppel?
28. SENATOR KNUPPEL:
29. Amendment No. 1, put the Chicagofest five hundred thousand
30. dollar authorizing language on, and said that it would come out
31. of the Ag Premium Fund. I move that the amendment be Tabled.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. The motion is to Table. Discussion? All in favor say

HB 3474
P.L. 6-2-70

1. Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is
2. Tabled. Further amendments?

3. SECRETARY:

4. No further amendments.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. 3rd reading. On the Order of Postponed Consideration,
7. House...House Bill 20...3474, Senator Philip. Senator Philip.

8. SENATOR PHILIP:

9. Thank you, Mr. President and Ladies and Gentlemen of the
10. Senate. As you know, and as you will remember, this is the
11. Local Government Finance Study Commission; it has an appropriation
12. of some two hundred thousand dollars. We have changed the
13. make-up of the membership; there are now sixteen members, six
14. from the Senate, six from the House, four by the Governor and
15. the Governor appoints the Chairman. We certainly have discussed
16. it thoroughly, but I'll be happy to answer any questions.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Rock.

19. SENATOR ROCK:

20. Thank you, Mr. President and Ladies and Gentlemen of the
21. Senate. I think when this matter was previously considered,
22. Senator Shapiro and I were, and I think a number of others,
23. were off the Floor. I rise in support of this bill. The...
24. it comes about as a result of an agreement with the House
25. Leadership and the Governor's Office. The way the commission
26. was originally structured, it was a purely partisan-type
27. commission; they have now provided, by virtue of redesignation
28. of the membership a bi-partisan commission with public input;
29. and have agreed, on that basis, to afford the Governor the
30. opportunity to appoint the chairman. It...it is an agreement
31. to which I have been asked to subscribe, and I do subscribe,
32. and Representative Madigan has asked me to support this and
33. I intend to support it and I urge an Aye vote.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there discussion? Senator Regner.

3. SENATOR REGNER:

4. Well, Mr. President and members, I think I've spoken on
5. this topic several times in the last couple of days. You
6. know, what...what this commission really is, is a proliferation
7. that...to study each and every year the Thompson Proposition,
8. whether or not people of Illinois really want tax relief.
9. We all know they do, we don't have to study anymore, we don't
10. have to spend two hundred thousand dollars to do it. I know
11. there's a repealer in the bill, but you and I know that it
12. won't be repealed next year like the repealer says; it will
13. be extended once again, so, each and every year the Governor
14. can say, yes, I want to study it one more time. I think it's
15. a silly proposal, especially when you have a Legislative
16. Commission that the Governor appoints the Chairman, I think
17. it should be defeated as it has in the past.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Further discussion? Senator Buzbee.

20. SENATOR BUZBEE:

21. Well, as I recall, this bill got about 11 affirmative votes
22. today when it first...18, pardon me, I was...I was 7 off, 34
23. negative. Senators Rock and Shapiro are certainly powerful
24. individuals in this Body, but I hope they're not powerful
25. enough to change 12 more votes to the positive column. This
26. is a horrible bill, it ought to be given a...a timely death.
27. Let's send it right down the tubes and I hope it doesn't get
28. any more than the 18 that it got today.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Further discussion? Senator Berning.

31. SENATOR BERNING:

32. Just to rise in defense of my colleague, and remind Senator
33. Buzbee and some others over on the other side that we have just

1. passed some really bad bills that were on Postponed Consideration,
2. and Mr. President, it appears to me that this is the way to
3. pass your legislation, good or bad, get it knocked down to
4. Postponed Consideration 'till the last minute of the last day,
5. and then, by gosh, it'll fly.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? Senator Wooten.

8. SENATOR WOOTEN:

9. I...I certainly hope that doesn't...I wish we would think
10. back to the ringing peroration we got from Senators Sommer and
11. Regner and the mood that ran through the Senate this afternoon
12. that we really don't think, whoever the Chief Executive is,
13. we ought to give him that kind of charge of a Legislative
14. Commission. It's a bad idea. It has nothing to do with all
15. the good and bad stuff that goes before, this has something
16. to do with, pardon the expression, the integrity of the
17. Legislature, and I...I really hope that we don't lose heart
18. at this late hour.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Grotberg. We have not lost heart.

21. SENATOR GROTEBERG:

22. Well, thank you...thank you, Mr. President, but as the
23. extinguished Minority Spokesman of Local Government Affairs
24. Committee, I never saw the damn bill 'till this morning...
25. on 1st...on 3rd reading. I've been consulted...not at all
26. on the bill; it went to Executive and has everything to do
27. with local government and nothing to do with anything else.
28. And I resent the fact that the Governor didn't call me personally,
29. and urge me to support this bill. Now, I'm going to play it
30. real safe; I'm going to stay off the bill, but I'll tell you
31. that it does hurt. I don't think he called Senator Joyce,
32. either. It did not go to our committee and it very...oh,
33. here comes the big threat.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator...Senator Grotberg. Senator Grotberg.
3. SENATOR GROTBORG:
4. Senator Grotberg is finished.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Bloom.
7. SENATOR BLOOM:
8. Yeah, thank you, Mr. President and fellow Senators. I
9. might point out that the last time the Governor had a hand
10. in appointing a commission and choosing the chairman, it was
11. the fabulous Sunset Commission and it has since writhed in
12. agony.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Further discussion? Senator Geo-Karis.
15. SENATOR GEO-KARIS:
16. Mr...Mr. President, I'm just curious. Where...where
17. did the...all that fine ringing argument of Senator Grotberg
18. go?
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Weaver.
21. SENATOR WEAVER:
22. Thank you, Mr. President. When is the next meeting of
23. the Rules Committee on House Bills?
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. ...It's sometime in early February of next year.
26. SENATOR WEAVER:
27. Well, I would hope we get a lot more House Bills out here,
28. you know, so we can spend another night 'till midnight, or one
29. or two o'clock in the morning.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Further discussion? Senator Chew.
32. SENATOR CHEW:
33. I'm Daley. He wanted to sit in my seat to feel how it

1. feels to be free. So, now he knows. You know all this ramification
2. of what the Governor is not, and what he is, and what he needs,
3. and what he doesn't need, he is the Chief Executive. He's
4. entitled to one or two mistakes a year. If he makes a mistake
5. by our giving him this bill, he's entitled to that. After all,
6. he is the Governor and I think a Governor ought to have what
7. he wants. Buzbee, I think he ought to have...I know you're one
8. of the Big Fours and I know your word goes a long way. I
9. understand that. I know you're a university professor, I
10. know you're a General in the Army; but you're a Senator, also.
11. Now...and I know Senator Wooten wants to blackmail me, I under-
12. stand all this kind of stuff, but you're a good guy; let's
13. give the Governor his bill and get on with the business.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Collins.

16. SENATOR COLLINS:

17. My question has been...I just wanted to ask, though, Senator
18. Schaffer a question. Senator Schaffer, did the veil come off
19. yet? Can you see?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Schaffer.

22. SENATOR SCHAFFER:

23. I think the veils have come off, but I think what's under-
24. neath wasn't what anybody planned.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Is there further discussion? Senator Philip.

27. SENATOR PHILIP:

28. Yes, Mr. President. I'd ask leave of the Body to allow
29. Senator Grothberg to become the main sponsor of this bill, and
30. I will remove myself, because I certainly don't want to...hurt
31. his feelings, and I would have felt much better about this if
32. that bill did go to Local Government instead of Executive.
33. Now, I didn't have it put there; but I...I might also say this,

1. Mr. President, there's a malicious rumor...rumor on the Floor
2. of this Senate that the Elmhurst-Chicago Stone Quarry, for
3. ten million dollars and the Elmhurst fire engine for eleven
4. thousand dollars is in this bill and that's not true.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Further discussion? Further discussion? The question is
7. shall House Bill 3474 pass. Those in favor vote Aye. Those
8. opposed vote Nay. The voting is open. Have all voted who
9. wish? Have all voted who wish? Take the record. On that
10. question, the Ayes are 28, the Nays are 18, none Voting
11. Present. House Bill 3474, having failed to receive a
12. constitutional majority, is declared lost. House Bill 3505,
13. Senator Knuppel. I'm sorry. Senator Knuppel, when were
14. on 2893, there was...all right. 3505. Senator Knuppel.

15. SENATOR KNUPPEL:

16. I'd like to take it back to 2nd reading for the purpose
17. of Tabling an amendment.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is there leave? Leave is granted. The bill is on the
20. Order of 2nd reading. Are there amendments, Mr. Secretary?
21. Okay. Senator Knuppel.

22. SENATOR KNUPPEL:

23. I move to Table...having voted on the prevailing side, I
24. move to reconsider the vote by which Amendment No. 1 was adopted.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. You have heard the motion. Discussion? All in favor say
27. Aye. Opposed Nay. The Ayes have it. Motion...Amendment No.
28. 1 is reconsidered. Now, Senator...do you wish to Table that?

29. SENATOR KNUPPEL:

30. Yes, what this amendment did was make taxable those...
31. real estate held in a land trust. That was primarily the
32. purpose of the amendment or the biggest thing that was argued,
33. and I move to Table that amendment.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Motion is to Table. Discussion? All in favor say Aye.
3. Opposed Nay. The Ayes have it. Amendment No. 1 is Tabled.
4. Any further action on this one, Senator? 3rd reading on
5. the Order of Postponed Consideration. Now, Senator Knuppel,
6. on 2893, did you not...

7. SENATOR KNUPPEL:

8. We'll have to take that back, I'm told, because somebody
9. wants to have it paid out of the Ag Premium Fund and they ripped
10. up the old bill, so to hell with it. Let's take it back to
11. 2nd reading again.

12. PRESIDING OFFICER:

13. All right. Well, we'll get back to that a second time
14. through.

15.

16. (End of reel)

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1. Senator Berman on 3558. No. Senator...on the Order of Motions,
2. was one bill, Senator Mitchler has filed a motion on House
3. Bill 3415, which was Senator Merlo's bill earlier this morning.
4. In fact, one of the first bills called. Senator Mitchler.
5. SENATOR MITCHLER:

6. Mr. President, and members of the Senate. I move that
7. House Bill 3415, having voted on the prevailing side, be re-
8. considered for the purpose of having that bill brought before
9. this Body for the purpose of Tabling Floor Amendment No. 2.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. The motion is to reconsider the vote by which House Bill
12. 3415 was lost, having voted on the affirmative side; it will
13. require 30 affirmative votes. Those in favor will vote Aye.
14. Those opposed will vote Nay. The voting is open. This is
15. on the motion to reconsider, this is not passage. Have all
16. voted who wish? Have all voted who wish? Take the record.
17. On that question, the Ayes are 48...50, the Nays are none.
18. None Voting Present. The bill is reconsidered. Senator Merlo,
19. the bill is before the Body. House Bill 3415. Senator Merlo.

20. SENATOR MERLO:

21. A question, Mr. President. Now, is it on the Order of
22. 3rd reading?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Yes, it is, Senator.

25. SENATOR MERLO:

26. All right; then I move, Mr. President, that this be returned
27. to the Order of 2nd reading to remove Amendment No. 2. Is
28. that correct?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there leave? Leave is granted. The bill is on the Order
31. of 2nd reading. Senator Merlo, do you wish to...is it amendment...

32. SENATOR MERLO:

33. Having voted on the prevailing side, I wish now to reconsider

1. Amendment No. 2...having...to have it...for the purpose of
2. Tabling it. This was the objectional part of the bill.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. You've heard the motion to reconsider. Is there discussion?
5. All in favor say Aye. Opposed Nay. The Ayes have it. The
6. amendment is reconsidered. Senator Merlo now moves to Table
7. Amendment No. 2 to House Bill 3415. Discussion of the motion
8. to Table? All in favor say Aye. Opposed Nay. The Ayes
9. have it. Amendment No. 2 is Tabled. Further action on 3415?
10. 3rd reading. On the Order of...all right, Senator, since we
11. haven't taken any action in the way of adoption, if you wish,
12. we might consider this immediately.

13. SENATOR MERLO:

14. Yes, I do, Mr. President.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. All right. Senator, if you would explain it.

17. SENATOR MERLO:

18. Yes, this...of course, the objectional part was Amendment
19. No. 2, now what it does is it...the...it provides for the estab-
20. lishment by the State Comptroller procedures to...in relation
21. to sick pay plans, and according to the rulings of the Federal
22. Social Security Administration, salary payments to an employee
23. for his or her personal illness shall not be subject to withholding
24. for Social Security benefits. This would mean a savings of one
25. million dollars of State monies, and it would also increase the
26. pay that an employee would be receiving because they no longer
27. have to pay into Social Security. And I ask your approval of
28. the bill.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. You've heard the discussion. Is there...question is, shall
31. House Bill 3415 pass. Those in favor vote Aye. Those opposed
32. vote Nay. The voting is open. Have all voted who wish? Have
33. all voted who wish? Take the record. On that question, the Ayes

HB 2227
3rd reading
6-26-80

HB 3272
3rd reading
6-26-80

1. are 57, the Nays are none. None Voting Present. House Bill
2. 3415, having received the required constitutional majority
3. is declared passed. House Bill 2227. Senator, we're going
4. right down the order, as soon as we get back, we're going to
5. start right back with those on the Calendar. House Bill 2227,
6. Senator Schaffer. The bill has been read a 3rd time.

7. SENATOR SCHAFFER:

8. This bill is not on Postponed, we haven't had a shot at
9. this. This is the Emergency Service Bill that we amended earlier
10. in the day. It now...the Municipal League has withdrawn their
11. objections based on the amendment, it is supported by the fire
12. .various fire departments, the Farm Bureau, the funeral directors,
13. the department, virtually everybody. I know of no opposition.
14. There's an amendment on it, Senator Daley put on, that affects
15. liability...not liability, a fine for hospitals which the
16. Hospital Association is in support of. I don't think there's
17. any objection to the bill in its present form. And appreciate
18. a favorable roll call.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there discussion? The Secretary will read the bill
21. a 3rd time.

22. SECRETARY:

23. House Bill 2227.

24. (Secretary reads title of bill)

25. 3rd reading of the bill.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? The question is, shall House Bill 2227
28. pass. Those in favor vote Aye. Those opposed vote Nay. The
29. voting is open. Have all voted who wish? Have all voted who
30. wish? Take the record. On that question, the Ayes are 49,
31. the Nays are 2. On that question, the Ayes are 49, the Nays are 2.
32. None Voting Present. House Bill 2227, having received the
33. required constitutional majority is declared passed. House Bill

AD 986
6-26-80
passed

- 1. 3272, Senator Netsch.
- 2. SENATOR NETSCH:
- 3. Have you read the bill a 3rd time?
- 4. PRESIDING OFFICER: (SENATOR BRUCE)
- 5. Read the bill, Mr. Secretary, please.
- 6. SECRETARY:
- 7. House Bill 3272.
- 8. (Secretary reads title of bill)
- 9. 3rd reading of the bill.
- 10. PRESIDING OFFICER: (SENATOR BRUCE)
- 11. Senator Netsch.
- 12. SENATOR NETSCH:
- 13. Thank you, Mr. President. This is now the Insurance
- 14. Christmas Tree Bill, it includes the Fair Plan provisions, which
- 15. I described earlier, the non-discrimination provisions which
- 16. I described earlier, and Senator Rupp's privacy provisions which
- 17. he will take questions on. I think all of the provisions have
- 18. been thoroughly discussed, and I would ask for favorable con-
- 19. sideration.
- 20. PRESIDING OFFICER: (SENATOR BRUCE)
- 21. Is there discussion? The question is, shall House Bill
- 22. 3272 pass. Those in favor vote Aye. Those opposed vote Nay.
- 23. The voting is open. Have all voted who wish? Have all voted
- 24. who wish? Take the record. On that question, the Ayes are 53,
- 25. the Nays are 2. None Voting Present. House Bill 3272, having
- 26. received the required constitutional majority is declared passed.
- 27. Now, we will go back on the Calendar, flipping on back to Con-
- 28. sideration Postponed. We're ready on...the bills on Consideration
- 29. Postponed, printed on your Calendar, on page 20 and 21...pages
- 30. 20 and 21. First bill is House Bill 986, Senator Johns.
- 31. SENATOR JOHNS:
- 32. Thank you, Mr. President. House Bill 986, as amended, provides
- 33. for the reorganization of two existing rate setting boards. One
- created in '77 as an Ad-Hoc sub-cabinet group, that now sets rates

1. for all human service agencies and departments. And another
2. that was created in '78 under Senate Bill 395, which became
3. Public Act 80-1405, and has a spin-off group to officially review
4. and approve rates for residential schools for handicapped
5. children required for State compliance with Federal Law PL94-
6. 142. House Bill 986, represents an expansion of the authority
7. of the existing statutory board, established for the review
8. of handicapped children, residential schools. By adding, and
9. this is the key that I like more than anything else, four
10. members, public members, and assuring the review of all other
11. human services under a fair and open set of procedures. I
12. would appreciate a favorable roll call.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is there discussion? Senator Keats.

15. SENATOR KEATS:

16. Thank you, Mr. President, and Ladies and Gentlemen of
17. the Senate. This bill was defeated in 1979, it received
18. exactly 20 votes. What it does, is a couple things. Number
19. one, it takes two boards in separate areas, puts them together,
20. we, as a Legislature, are going to end up losing some control
21. because this will start to bring in additional outside
22. members who do not feel the financial restraints that the Legis-
23. lature does, and they will feel perfectly free to allocate what-
24. ever funds they deem appropriate regardless of what the Big Four
25. wants to say. Senator Buzbee can say all he wants, but if
26. this board starts passing out that money, we would be reneging
27. on our commitments by not substantiating it. So, they have
28. the potential to give us a great deal of problem. And for
29. that reason I would say, if it got 20 votes last time, probably
30. 6 too many voted for it. And I would ask you, please not
31. to pass it this year.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion? Senator Berman.

1. SENATOR BERMAN:

2. Thank you, Mr. President. I rise in support of this
3. bill. Any of you that have had constituents that have had
4. to have children who are handicapped placed in private facilities
5. outside of this State, for example, have known the havoc that
6. has been reaped by the Governor's Purchase Care Review Board.
7. I think that anything that changes it has to be an improvement.
8. I support this bill.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator Netsch.

11. SENATOR NETSCH:

12. Thank you, Mr. President. I would just add that there
13. are no Legislators participating in that process right now,
14. and the two boards are in constant conflict, overlap and
15. everything else. I think it's a very good bill, and it should
16. be passed, and it is being recommended by one of the commissions
17. that has looked into the problem of reimbursement.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is there further discussion? The question...Senator Schaffer.

20. SENATOR SCHAFFER:

21. Well, I just wanted to comment, that I think the proponents
22. of this bill are correct, the rate setting process in this
23. State is in a shambles, and it's probably one of the major crises
24. facing the State, but I think that this bill is only a partial
25. solution, at absolute best. We need a better solution, and I'm
26. not sure that...based on the fact that it is, in fact, a
27. partial solution, that we wouldn't be better advised to just go
28. at it from a much more thorough approach. And while I can't
29. bring myself to vote against it, because it might somehow ratify
30. or indicate I support the present system, I think I'm just going
31. to vote Present.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Geo-Karis.

1. SENATOR GEO-KARIS:

2. Mr. President, and Ladies and Gentlemen of the Senate. I
3. think this is a bill that was discussed, if I recall correctly
4. in the long term care...Nursing Home Care Committee, of which I'm
5. a member. And we passed a resolution, House Joint Resolution
6. 112, Senator Kenny Hall was chief sponsor, I was co-sponsor,
7. Mr. Gitz was the other sponsor, in which we asked for an audit
8. from the Auditor General to be ready, on nursing home care,
9. by December 15th, and we really shouldn't take further action
10. until we know what the audit's going to do, and then we can
11. decide...how we should...restructure or reshape this whole
12. situation. I think this is premature and I speak against the
13. bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Senator Johns may close.

16. SENATOR JOHNS:

17. Thank you, Mr. President. This bill is about nursing home
18. rates, day care services, foster care grant levels, physician
19. rates, and the availability of medical care in the rural and
20. in the inner-city areas. The Governor makes the appointments,
21. he does the sign-off on the rates, and the General Assembly has
22. a better recognition of what's happening. I would appreciate
23. a favorable roll call.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Question is, shall House Bill 986 pass. Those in favor
26. vote Aye. Those opposed vote Nay. The voting is open. Have
27. all voted who wish? Have all voted who wish? Have all voted
28. who wish? Take the record. On that question, the Ayes are
29. 32, the Nays are 20. 1 Voting Present. House Bill 986,
30. having received the required constitutional majority is declared
31. passed. House Bill 30...2734, Senator Lemke. The bill has
32. been read a 3rd time. Senator Lemke, you're recognized.

33. SENATOR LEMKE:

1. What this bill does, is allows the county boards to determine
2. the maximum annual salary of the commissioners...municipal election
3. boards. Allows the commissioners to fix the maximum annual
4. salary of boards' chief clerks and assistant clerks, and re-
5. moves the requirement that the Chicago Election Board's chairman
6. serve full-time. Reduces...sets a minimum salary of thirty-
7. five thousand of...for the Chicago Board of Election, it's
8. presently forty-eight...it's forty-eight thousand at the present time.
9. What this does is reduces it to thirty-five thousand. I
10. ask for a favorable consideration of this bill.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further...is there discussion? Senator Philip.
13. SENATOR PHILIP:

14. Yes, thank you, Mr. President, and Ladies and...Gentlemen
15. of the Senate. I think you ought to take a close look at this,
16. because what it does is takes the ceiling off of salaries for
17. those election commissioners, it also allows the...the Chief
18. of the Chicago Election Board, who makes sixty thousand dollars
19. a year, practice law, and have another job. And you know, sixty
20. thousand dollars a year for one man ought to be enough, quite frankly.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? Senator Martin.
23. SENATOR MARTIN:

24. All true, fairly out of our control, but even were that
25. not true, it's already on another bill, really.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator Savickas.
28. SENATOR SAVICKAS:

29. Yes, I understand the ability to have outside employment
30. is on the other bill on Consolidated Elections Bill. But what
31. does this do now, set for a part-time job, then minimum of thirty-
32. five thousand? Senator, is that what you're setting this at?

33. PRESIDING OFFICER: (SENATOR BRUCE)

 Senator Lemke.

1. SENATOR LEMKE:

2. No, that...the...that's true, that would be the minimum
3. amount. It's up to the board of elections of local people
4. what they want to pay people. I don't think we should get in-
5. volved in any type of legislation. If the county boards feel
6. fit that they have the money to raise salaries, let them raise
7. salaries. If they don't seem...don't have the money, let them
8. lower salaries. But I don't think it's our job to get involved
9. in local things, and...and have laws that we set, and then they
10. can come down here, then we got to raise their pay up again. So,
11. my theory has always been, let the county boards and local people
12. do what they want to do, because it's their money, and why should
13. we be setting limits. They're closer to the people, and if they
14. ...if they're going to spend money foolishly, I'm sure they
15. won't be...be in office. But I...I'm sick of having county
16. board of elections people come down here, and always want a pay
17. raise and then we got to stick our necks out, and then the county
18. board blames us. So, this says, let the county boards decide.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Savickas.

21. SENATOR SAVICKAS:

22. Well, I think, Senator Lemke is sliding away from the
23. issue here. At the present time, isn't the current salary
24. for the chairman determined by the Board of Cook County, and
25. may not exceed a certain amount? And what you're doing here,
26. is setting a minimum that they can pay him. Now, the board,
27. if it decided, can only pay him twenty thousand, if it
28. wanted, or twenty-five, but you're setting the minimum salary,
29. isn't it Senator?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Lemke.

32. SENATOR LEMKE:

33. We have...we have set the minimums like everything else,
there's minimums...we always put minimums...we always left the

1. minimums on. And they're just doing it for Chicago as they
2. did for anybody else.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further...Senator Savickas. Further discussion? Senator
5. Jeremiah Joyce.

6. SENATOR JEREMIAH JOYCE:

7. Well, I would just like to know, since when has Senator
8. Savickas ever been bothered by someone having a part-time gig?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Savickas.

11. SENATOR SAVICKAS:

12. Well, I'm not bothered by it, I approve of it wholeheartedly,
13. but the original intent of raising the salary for the chairman of the
14. board of commissioners, was that it would be a full-time
15. job. Now, we're not only removing the maximum salary, we're
16. setting a minimum salary in letting them have another job. I
17. just wondered why we're setting a minimum salary at all? Why
18. not just leave the whole salary up to the county board to
19. set, as it is now, why...why change it at all?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Jeremiah Joyce.

22. SENATOR JEREMIAH JOYCE:

23. Well, you injected into this discussion the question of this
24. being a part-time job. This is not necessarily a part-time job,
25. all this will do is..will allow someone else to spend part of
26. their time in some other capacity.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Further discussion? Senator...
29. Senator Lemke may close.

30. SENATOR LEMKE:

31. Roll call.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The question is, shall House Bill 2734 pass. Those in
favor vote Aye. Those opposed vote Nay. The voting is open.

1. Have all voted who wish? Have all voted who wish? Have all
2. voted who wish? Take the record. On that question, the Ayes
3. are 25, the Nays are 28. None Voting Present. House Bill
4. 2734, having failed to receive the required constitutional
5. majority is declared lost. House Bill 3148, Senator Chew.
6. SENATOR CHEW:

7. Thank you, Mr. President. This is the bill that we just
8. amended to the satisfaction of most of us, of the objections
9. that were raised yesterday. I don't find it necessary for me
10. to go into details and everything. I would just merely ask
11. for a favorable roll call.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Is there discussion? The question is, shall House
14. Bill 3148 pass. Those in favor vote Aye. Those opposed
15. vote Nay. The voting is open. Have all voted who wish? Have
16. all voted who wish? Have all voted who wish? Take the record.
17. On that question, the Ayes are 28, the Nays are 18. 2 Voting
18. Present. Senate Bill...House Bill 3148, having failed to
19. receive a constitutional majority is declared lost. House
20. Bill 3314, Senator Sangmeister.

21. SENATOR SANGMEISTER:

22. We...we ready...I'm sorry, we ready to go on this? This is
23. House Bill 3314, which we just discussed...we just amended recently,
24. whereby we put the amendment on to redefine once again what a
25. fetus is as far as the Criminal Code is concerned for murder.
26. And that, I again repeat, means any member of the species Homo-
27. sapiens, from fertilization through birth. I think this puts
28. it in order for most of the people on this Floor, and would
29. appreciate a favorable roll.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is there discussion? Senator Buzbee.

32. SENATOR BUZBEE:

33. Thank you, Mr. President. Well, as I indicated in...during

1. the debate on the addition of the amendment, I voted for the
2. bill in its original form. I think a viable fetus certainly
3. that...that with life sustaining measures or without, should
4. be...it should be considered murder, if...if that viable fetus
5. is not allowed to live. But his amendment, it seems to me,
6. has gone much, much too far. Quite frankly, it's a position
7. I'd rather not be in, but I'm going to vote No on this bill.
8. There are some ridiculous extremes that...that...that one
9. could go into, which probably would best be left unsaid on this
10. Floor. But I believe that there is the possibility of...of
11. the accusation of murder being made between..between a husband
12. and wife in a family fight, in some circumstances that I won't
13. go into. But anyhow, I think you've gone much, much too far.
14. The bill in its original form was...was one that it seemed to
15. me was acceptable to people who...who do have a concern about
16. the viable fetus. But I think now you're going to allow the...
17. the charge of murder to...to be levied, one night or perhaps
18. the same night of conception. And so I just think it's a bad...bad
19. bill the way you've got it now.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Wooten.

22. SENATOR WOOTEN:

23. Thank you, Mr. President. My opposition to abortion comes
24. not from theological grounds, but my background as a biologist.
25. I believe that life is a continuum from conception to death and
26. you shouldn't interrupt it. The Supreme Court made a serious
27. mistake, I think, on medical grounds, when it made a rough division
28. into trimesters. That simply does not follow medical fact. I
29. don't think any good purpose is served by messing up proper
30. terms in biology and in medicine. A fetus is a fetus, and an
31. embryo is an embryo. If you were talking about an individual,
32. then this definition is fine, from...from fertilization all
33. the way up, no problem with that, but when you call a fetus that

1. then you're...you're messing up medical definitions as where
2. the Supreme Court got into trouble. I just don't think we
3. ought to do it. A fetus is a fetus, an embryo is an embryo,
4. and individual is an individual, and you shouldn't mix up terms
5. like that. I have to vote Present on this.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Bowers.

8. SENATOR BOWERS:

9. As the sponsor of this particular bill knows from our
10. private conversations, I've never been enamored with this
11. whole idea, I think it creates an awful lot of problems that
12. no one's even discussed. So, I have voted No, but this time
13. George, you've gone too far. If you'll take the...the bill,
14. and the amendment and follow it with me I think you've done
15. away with murder. The definition under Section 1 of murder,
16. if he intends to kill or do great bodily harm to that individual
17. then you define now individual as between fertilization and
18. birth. You forgot to say, after he's born, and...and frankly
19. if you'll follow the language, if you wait until after he's
20. born and kill him you're no longer guilty of murder. And...
21. and if that...I know you didn't intend it, but that's
22. what you said, and I just think that this would be a terrible
23. thing to pass. And I certainly hope we don't.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Bruce.

26. SENATOR BRUCE:

27. . . .going along with Senator Bowers, and I know it's
28. late, but I hope that everyone reads this amendment because
29. it changes substantially what is considered murder in the
30. State of Illinois by saying that there is no criminal penalty
31. attached whatsoever to the termination of a pregnancy as long
32. as the woman terminates it herself. Now, read the amendment,
33. that provision of this Article shall be construed on the
basis of this definition to attach any penalty to termination of

1. pregnancy if the pregnant woman terminates her own pregnancy.
2. Now, today, before this bill passes, if a woman terminates
3. her own pregnancy in the eighth and a half month, she is
4. guilty of a crime in the State of Illinois. If you put this
5. amendment on, she can terminate that pregnancy right up to the
6. moment of birth, and she sustains absolutely no criminal
7. penalty. Now, I don't know how you get out of that George, but
8. how do you read it? ...attached any penalty...no penalty to
9. termination of pregnancy if the pregnant woman terminates her
10. own pregnancy. Now, I know what you meant to say, but I don't
11. think you said it. And I agree with Senator Bowers, this
12. thing is...I just wonder if you say what you mean to say.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is that a question to Senator Sangmeister? Well, do you
15. wish to respond, Senator Sangmeister? Senator Egan wishes to
16. respond.

17. SENATOR EGAN:

18. Well, yes, on the basis of this definition it means that,
19. and this definition applies to this individual section, and
20. it excludes abortion. And it means nothing more than that.
21. And Senator Bowers, the definition includes from fertilization
22. until birth, and it doesn't say after birth, it says between
23. the times of fertilization and birth. And the definition applies
24. only to the circumstance at hand. And it's obvious the definition
25. is...is plain. It...it fits within the confines of this
26. particular section, and it excludes abortion. That's exactly
27. what it means. Now, the other provisions for abortion are clear
28. in themselves. This definition applies on the basis of this
29. definition, and that's all, and that's all, and that's all.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. And that's enough. Senator Bowers.

32. SENATOR BOWERS:

33. I...I just have to respond, Senator Egan, if you'll put
the bill in your hand and read it, it says in Section 1...or

1. Sub-section 1, if he intends to kill the individual. Now,
2. in this section you're defining individual, doggone it, and
3. you say that...or somebody says that the individual is...means
4. a Homosapien from fertilization through birth. Now, if that's
5. the way you define individual, you're not including you and
6. I.
7. PRESIDING OFFICER: (SENATOR DONNEWALD)
8. Senator Sangmeister.
9. SENATOR SANGMEISTER:
10. Well, I...there could be a question...I don't think so,
11. because Senator Bowers, it says, shall include a human fetus. That
12. doesn't exclude everyone else. That's the way I believe you're
13. reading it, you're reading by that terminology that we're excluding
14. everyone else. I don't read it that way, but if there is any
15. problem with it, you know, let's, as we always do, let's move it
16. over to the House. If there's any problem we'll put into a
17. Conference Committee and straighten it out.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Senator Walsh.
20. SENATOR WALSH:
21. Senator Sangmeister, I must confess that I haven't read
22. the amendment, but I intend to follow my seatmate on matters like
23. faith and morals, such as this. And you've indicated that
24. ...that you would agree to...to go over...now if you could
25. assure us that...that you would not ask for a concurrence
26. of this amendment, on which there seems to be considerable
27. doubt, even though Senator Egan appears to be pretty sure
28. of himself on it. But if you would agree not to request con-
29. currence so that we can guarantee that this matter be in a
30. Conference Committee where it can be worked out, where we
31. will get another look at it, then I would be happy to support
32. you at this...on this matter.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Sangmeister.
2. SENATOR SANGMEISTER:
3. Well, certainly there's no problem with that. I would
4. certainly agree to that. We certainly don't want to screw up
5. the Murder Statute. I...it is late in the morning, and I'm
6. looking at it, and reading it two ways. I don't read it
7. the way Senator Bowers does, but I certainly respect his
8. legal opinion, and if he thinks we may be screwing it up we
9. will certainly straighten it out and there'll be no question,
10. we'll put it into a Conference Committee.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Senator Egan, for the second time.
13. SENATOR EGAN:
14. Yes, I would agree with that, insofar as we all are still
15. fallible.
16. PRESIDING OFFICER: (SENATOR DONNEWALD)
17. Senator Sangmeister may close.
18. SENATOR SANGMEISTER:
19. On that basis, we would ask to put the bill over in the
20. House.
21. PRESIDING OFFICER: (SENATOR DONNEWALD)
22. The question is, shall House Bill 3314 pass. Those in
23. favor vote Aye. Those opposed Nay. The voting is open.
24. ...who wish? Have all those voted who wish? Take the record.
25. On that question, the Ayes are 22, the Nays are 9. 20 Voting
26. Present. House Bill 3314, not having received a constitutional
27. majority is declared lost. House Bill 2893, Senator Knuppel.
28. The bill has already been read. Proceed.
29. SENATOR KNUPPEL:
30. I'm told it has to go back to 2nd reading in order to get...
31. in the Agricultural Premium Fund, and that's where apparently
32. the money people want it. So, I...I move to take it back to
33. 2nd reading for the purpose of adding an amendment.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)
2. Do we have leave to return to the Order of 2nd reading?
3. Leave is granted. The bill is now on 2nd reading. Senator
4. Knuppel.
5. SENATOR KNUPPTEL:
6. There's an amendment on the desk.
7. SECRETARY:
8. Amendment No. 2.
9. SENATOR KNUPPTEL:
10. I move the adoption of Amendment No. 2.
11. PRESIDING OFFICER: (SENATOR DONNEWALD)
12. Is there discussion? The question is, shall Amendment No.
13. 2 to House Bill 2893 be adopted. Those in favor indicate by
14. saying Aye. Those opposed. The Ayes have it. Amendment No.
15. 2 is adopted. Are there further amendments?
16. SECRETARY:
17. No further amendments.
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. 3rd reading. House Bill 3558, Senator Berman. The bill
20. has been on the Order of Postponed...just a moment. Senator
21. Knuppel, do you wish to call 3505 at this time?
22. SENATOR KNUPPTEL:
23. Yes, Sir.
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. It has been read for the third time. Proceed.
26. SENATOR KNUPPTEL:
27. What 3505 does at this time, is to provide that the Inher-
28. itance Tax due on an estate draws interest from the time that
29. it's due, ten months after the decedent's death, at the rate of
30. ten percent per annum. It also provides that five percent of
31. the monies collected stay in the county for the purposes that
32. are specified as far as the county...as far as Cook County is
33. concerned, it's for the Guardianship Program, and there's no...
no limitation on the money for downstate. I think now with the

1. trust out of there, the objections to having land trust, taxes,
2. real estate, that it's a very simple bill, and I would appreciate
3. a favorable roll call.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there discussion? The question is, shall House Bill 3505
6. pass. Those in favor vote Aye. Those opposed Nay. The voting
7. is open. Have all those voted who wish? Have all those voted
8. who wish? Have all those voted who wish? Take the record. On
9. that question, the Ayes are 36, the Nays are 4. 6 Voting Present.
10. House Bill 3505, having received a constitutional majority is
11. declared passed. House Bill 2893, Senator Knuppel.

12. SENATOR KNUPPEL:

13. House Bill 2893, provides that twenty-five percent of the
14. cost of mapping lands as to soil be paid by the State, fifty
15. percent is paid by the Federal Government, and twenty-five
16. percent by the county. Senator Davidson, this afternoon, explained
17. why, for Senator Schaffer's benefit that this is being done and how
18. they were paid for before. I...this money will come out of
19. the Ag. Premium Fund.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Schaffer.

22. SENATOR KNUPPEL:

23. I appreciate a favorable roll call.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Schaffer.

26. SENATOR SCHAFFER:

27. Well, Senator Davidson talked about a situation before
28. 1965. From 1965 through today the counties that I'm familiar
29. with, paid half...half the tab, and now the rest of the counties
30. that haven't done it, that sat back and watched the world go
31. round, refused to appropriate the money, are going to get us to
32. subsidize half of their bill. And I guess if the other eighty
33. percent of the State that's already got it done, is going to feel
awful stupid, and I wonder how they're going to feel the next

1. time we mandate something like this, they're going to say okay,
2. phooey, we'll just wait till you pay all the welshers.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there discussion? Senator Knuppel may close.

5. SENATOR KNUPPEL:

6. Well, of course, the thing was that we didn't have the
7. necessity of this with the...the Farm Assessment Bill, and
8. people did it voluntarily. It's a little bit different, we
9. mandated a different assessment program, and these people have
10. to map these lands now, we should assume part of it.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. The question is, shall House Bill 2893 pass. Those in
13. favor vote Aye. Those opposed Nay. The voting is open.
14. ...voted who wish? Have all those voted who wish? Take the
15. record. On that question, the Ayes are 31, the Nays are 11.
16. 1 Voting Present. House Bill 2893, having received a
17. constitutional majority is declared passed. On the Order of
18. Motions in Writing. Mr. Secretary.

19. SECRETARY:

20. A Motion in Writing. Having voted on the prevailing side,
21. I move to reconsider the vote by which House Bill 2975 passed.
22. Signed, Senator Rock.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Rock.

25. SENATOR ROCK:

26. Thank you, Mr. President, and Ladies and Gentlemen of
27. the Senate. A few minutes ago, it was mentioned we, too, are fal-
28. lible. We have worked long and hard, and I wish to congratulate
29. all the members. We have handled today, a hundred and twenty
30. ...addressed ourselves to a hundred and twenty bills, some of
31. those bills more than once. So, we have done, I think, a great
32. deal of work. This will be the last motion, and what happened
33. was that the roll call which was to be journalized by the Office

1. of the Secretary of the Senate was, frankly, between here and
2. the basement lost. So, the...my recollection and my records
3. has indicated were that that bill which as you well recall
4. was sponsored by Senator Berman affording an additional seventy
5. million dollars in bonding authority for the Chicago Finance
6. ...School Finance Authority, passed by a vote of 47 to 9. But
7. we physically do not have a copy of the roll call, in order...
8. for the purposes of the Journal. So, I move you, Mr. President,
9. to reconsider the vote by which House Bill 2975 was passed, at
10. which time I will suggest to Senator Berman, that he quickly ask
11. for another roll call, and then we can go home. At which time
12. I will ask that we stand in recess until the hour of one o'clock
13. tomorrow afternoon. Senator Vadalabene has an announcement, but
14. one o'clock tomorrow afternoon.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. On the motion to reconsider. All...all those in favor
17. indicate by voting Aye. Those opposed Nay. The voting is open.
18. This is on motion to reconsider. Have all those voted who wish?
19. Take the record. On that question, the Ayes are 54...55, the
20. Nays are none. The House...the motion to reconsider is adopted.
21. Senator Berman.

22. SENATOR BERMAN:

23. Roll call.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Now...we are now going to the Order of House Bills on 3rd
26. reading to consider House Bill 2975. Senator Berman.

27. SENATOR BERMAN:

28. Roll call, please.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. The question is, shall House Bill 2975 pass. Those in favor
31. vote Aye. Those opposed Nay. The voting is open. Have all those
32. voted who wish? Have all those voted who wish? Take the record.
33. On that question, the Ayes are 45, the Nays are 11. House Bill

1. 2975, having received a constitutional majority is declared
2. passed. Senator Vadalabene, for what purpose do you arise?
3. SENATOR VADALABENE:

4. Yes, there will be a meeting of the Executive on Appointments
5. and Administration at eleven o'clock sharp tomorrow, and then
6. you can go for breakfast.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Netsch, for what purpose do you arise?

9. SENATOR NETSCH:

10. An announcement. Those who are members of the...

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Netsch.

13. SENATOR NETSCH:

14. Senator Nedza, Senator Bowers, I believe, and one other
15. who are members of the committee to write the statement on
16. SJR CA 56, instead of meeting at 9:00 a.m., we'll meet at 10:00
17. a.m.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Nimrod.

20. SENATOR NIMROD:

21. Just a reminder about the invitation for breakfast tomorrow
22. morning, for those who'd like to attend...eight-thirty in the morning.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. The...Senator Rock moves that the Senate stand adjourned until
25. twelve noon...recess until twelve noon...one o'clock, that's better,
26. one o'clock today. The motion carries. Senate stands in recess.

27. RECESS

28. AFTER RECESS

29. PRESIDENT:

30. The hour...the hour of one having arrived, the Senate will
31. reconvene. Prayer this afternoon by the Reverend Rudolph S.
32. Shoultz, Union Baptist Church, Springfield, Illinois. Reverend.

33. REVEREND RUDOLPH S. SHOULTZ:

1. (Prayer given by Reverend Shoultz)

2. PRESIDENT:

3. Reading of the Journal.

4. SECRETARY:

5. Tuesday, June the 17th, 1980.

6. PRESIDENT:

7. Senator Johns.

8. SENATOR JOHNS:

9. Thank you, Mr. President. I move that the Journal just
10. read by the Secretary be approved unless some Senator has addi-
11. tions or corrections to offer.

12. PRESIDENT:

13. You've heard the motion as placed by Senator Johns. Is
14. there any discussion? If not, all in favor signify by saying
15. Aye. All opposed. The Ayes have it. So ordered. Senator
16. Johns.

17. SENATOR JOHNS:

18. Mr. President, I move that reading and approval of the
19. Journals of Wednesday, June the 18th, Thursday, June the 19th,
20. Friday, June the 20th, Monday, June the 23rd, Tuesday, June
21. the 24th, and Wednesday, June the 25th, in the year 1980 be
22. postponed pending arrival of the printed Journal.

23. PRESIDENT:

24. You've heard the motion. Is there any discussion? If not,
25. all in favor signify by saying Aye. All opposed. The Ayes
26. have it. So ordered. Messages from the House.

27. SECRETARY:

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

29. Mr. President - I am directed to inform the Senate
30. the House of Representatives has concurred with the Senate in
31. the passage of the bills with the following titles, to-wit:

32. Senate Bill 569, with House Amendments 3, 4, and 5.

33. 1378, with House Amendments 1 and 2.

1457, with House Amendment 3.

1. 1497, with House Amendments 1, 3, and 4.
2. 1524, with House Amendments 1, 4, 5, and 6.
3. 1544, with House Amendment 1.
4. 1545, with House Amendment 1.
5. 1666, with House Amendments 1, 2, 3, 4, 8, and 9.
6. 1706, with House Amendments 1 and 2.
7. 1726, with House Amendments 1, 2, 5, and 6.
8. 1729, with House Amendments 1 and 2.
9. 1799, with House Amendments 1 and 2.
10. 1812, with House Amendments 12 and 11.
11. And 1828, with House Amendments 4 and 7.

12. PRESIDENT:

13. Secretary's Desk. Resolutions.

14. SECRETARY:

15. Senate Resolution 598, offered by Senator Bloom, it's
16. congratulatory.

17. Senate Resolution 599, offered by Senators Nash, D'Arco,
18. Rock, and all Senators, and it's congratulatory.

19. Senate Resolution 600, offered by Senators Moore, Newhouse,
20. and all Senators, and it's congratulatory.

21. Senate Resolution 601, offered by Senators Geo-Karis,
22. Berning, and Friedland, and it's congratulatory.

23. Senate Resolution 602, offered by Senator Mitchler, and
24. all Senators, and it's congratulatory.

25. Senate Resolution 603, offered by Senator DeAngelis, and
26. it's a death resolution.

27. Senate Resolution 604, offered by Senators Nash, Rock,
28. Savickas, and all Senators, and it's a death resolution.

29. Senate Resolution 605, offered by Senators Mitchler,
30. Vadalabene, and all Senators, and it's congratulatory.

31. PRESIDENT:

32. Consent Calendar. All right, with leave of the Body while
33. we're waiting for the troupes to reassemble, I understand there

1. are a number of members over in the House shepherding their
2. bills. We'll move with leave of the Body to page 5 on the
3. Calendar. There are a number of members who have indicated
4. they have resolutions they wish to dispose of, that can
5. be handled, I think, with some dispatch. On the Order of
6. Secretary's Desk, Resolutions.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Before we get to the Order of business on Resolutions, we
9. have a special guest with us that Senator Coffey will introduce.
10. Senator Coffey.

11. SENATOR COFFEY:

12. Thank you, Mr. President, and members of the Senate. Today
13. we're privileged to have a very special person with us, that I
14. would like to introduce, and her mother and father, and also her
15. escort. And first of all, I would like to introduce her mother
16. and father, if I could, Raymond and Mary Vogel. Melissa Vogel,
17. which I will introduce in a minute, is Miss Illinois National
18. Teenager, who will represent us at the...Fort Myers, Florida,
19. in the National Miss Teenage Pageant, and I'll introduce her
20. in just a minute. And her escort here today is, Martha Smith.
21. I'm very honored to have Miss Melissa Vogel as one of my constituents,
22. and I would like to say a couple comments about Melissa. She's
23. a 1980 graduate of Westville High School, she was a class
24. Salutatorian, graduate with a 10.5 grade point average out of
25. a 12 point grade point scale. Melissa was Class President,
26. Art Club President, was a member of the Cheerleading Squad.
27. She also was on the Student Council for four years, member
28. of the National Honor Society. In 1979, Melissa was the chosen
29. Homecoming Queen, also the same year was listed in Who's Who
30. in America. Melissa is now enrolled in Illinois State where
31. she plans to be a major in Commercial Arts and Advertising, and
32. I would like to introduce to you now, Miss Melissa Vogel.

33. MELISSA VOGEL:

1. (comments by Miss Melissa Vogel)

2. SENATOR COFFEY:

3. Thank you, Melissa, we think you will do a very good
4. job representing Illinois. You're a very beautiful person,
5. and I'm sure that you will win that pageant, and we will have
6. you back again. Thank you, very much, Mr. President and members
7. of the Senate for allowing us to introduce her today.

8.

9. (END OF REEL)

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1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. On the middle of page 5, on the Secretary's Desk of
3. Resolutions, we have Senate Resolution 183. Senator Newhouse.
4. Senate Resolution 507, Senator Carroll. Senator Carroll.

5. SENATOR CARROLL:

6. Thank you, Mr. President...Ladies and Gentlemen of the
7. Senate. This series of resolutions, 507, 508 and 509, are
8. the results of our hearings in the Appropriations Committee
9. dealing in the area of Higher Education. I...we saw several
10. problems in Higher Ed dealing with salaries, dealing with
11. unit cost studies and dealing with relationships.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Could we break up these conferences and have a little
14. order.

15. SENATOR CARROLL:

16. ...and dealing with relationships of instructional cost to
17. wealth of local communities. What we call upon in 507 is
18. for the higher salary increases to be provided to the lower
19. paid university and community college employees in their
20. allocation of funds before they give us the budget. I would
21. be willing to answer any questions. I move adoption of
22. Senate Resolution 507.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Are there any questions? Any discussion on the resolution?
25. Senate...Senator Carroll moves the adoption of Resolution...
26. Senate Resolution 507. Those in favor will indicate by saying
27. Aye. Those opposed. The Ayes have it. Senate Resolution 507
28. is adopted. Senate Resolution 508, Senator Carroll.

29. SENATOR CARROLL:

30. Thank you, Mr. President and Ladies and Gentlemen of
31. the Senate. 508 calls for the Board of Higher Ed to continue their unit
32. cost study analysis to try and increase their efforts to
33. reduce the disparity in these various costs amongst the

1. universities in their system. They should place a greater
2. emphasis on the evaluation of funds allocated to university
3. activities not directly related to the academic instruction.
4. What we have found is a great difference in what they are
5. spending on things like public relations, things like
6. security, things like upkeep and maintenance. And while they
7. are making the effort to move it along, we found in the
8. Appropriations Committee that they need a little more urging
9. from BHE and it was suggested that this type of resolution
10. to BHE would help everybody do the job. I would move adoption
11. of Senate Resolution 508.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. You've heard the motion. Is there any discussion? All
14. those in favor indicate by saying Aye. Those opposed. The
15. Ayes have it. Senate Resolution 508 is adopted. Senate
16. Resolution 509, Senator Carroll.

17. SENATOR CARROLL:

18. Thank you, Mr. President and Ladies and Gentlemen of the
19. Senate. The third and final in this series as a result of
20. the appropriations process calls on BHE to cooperate with
21. the State community colleges to better analyze the relation-
22. ship between instructional costs and wealth of local
23. communities. The disparagement there causes some decreases
24. in potential educational opportunities. We have asked BHE
25. to work with the community colleges to analyze this and give us,
26. hopefully, some solutions. I would move adoption of Senate
27. Resolution 509.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. You've heard the motion. Is there any discussion? If
30. not, those in favor will indicate by saying Aye. Those opposed.
31. The Ayes have it. Senate Resolution 509 is adopted. House
32. Joint Resolution 80. Senator D'Arco. House Joint Resolution
33. 85, Senator Johns. Senator Johns.

1. SENATOR JOHNS:

2. Thank you, Mr. President. This House Joint Resolution
3. is one that declares that we should relax...that some relaxation
4. is needed to safeguard national security. So this is a Declaration
5. of Independence by this Body on the relaxation of sulfur
6. air pollution regulations in order that we may get to burn
7. Illinois coal without the use of present, unreliable desulfur-
8. ization equipment. I move for its adoption.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. You've heard the motion. Is there any discussion? If
11. not, Senator Johns moves for the adoption of House Joint
12. Resolution 85. Those in favor indicate by saying Aye. Those
13. opposed. The Ayes have it. The resolution is adopted. House
14. Joint Resolution 86, Senator Rock. Senator Rock.

15. SENATOR ROCK:

16. Thank you, Mr. President, Ladies and Gentlemen of the
17. Senaté. This is a...a joint resolution submitted by...

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Let's have a little order.

20. SENATOR ROCK:

21. ...a joint resolution submitted by the House Task Force on
22. Small Business and the Speaker of the Illinois House and
23. it calls for the State of Illinois, under the auspices and
24. guidance of the Intergovernmental Cooperation Commission, which
25. is chaired by myself and the Vice Chairman is Representative
26. Peters and it's a bipartisan commission that has, in fact,
27. members of the Executive Branch as part of its membership. It
28. calls for that commission to undertake and to put on or
29. sponsor a...an Illinois Small Business Conference. You
30. will recall that the White House sometime ago, had a Small
31. Business Conference which was eminently successful. And
32. those persons from Illinois who were designated as conferees
33. to represent the State of Illinois in the small business

1. community, frankly, sat and spoke with both the Speaker
2. and I and suggested that this would be a...a much needed...
3. a very good idea for the State of Illinois to undertake
4. this themselves. So we are proposing...the House is proposing
5. in this Joint Resolution, that this commission undertake to
6. put one of these on in the fall. The representatives from
7. the small business community have already, in fact, been
8. in touch with both the Speaker and with my office and with
9. ...the Executive Director of the Commission. We are proceeding
10. in a very rapid and I think, very conciliatory manner and we
11. look forward to a great conference. It will be State-wide
12. and the small business community, the local chambers of
13. commerce, will, in fact, be directly involved in the planning
14. and in the inviting. And I think the idea is a good one, it
15. is in no way...intended to be partisan in any respect and I
16. ...I would urge a unanimous roll call and I think it will
17. require a roll call.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? Senator Keats.

20. SENATOR KEATS:

21. Thank...thank you, Mr. President, Ladies and Gentlemen
22. of the Senate. As Senator Rock has mentioned, we have been
23. working on this, I've been in touch with the small business
24. people too. And as long as we can rely on Senator Rock's
25. word, which we all trust, this is a...a bipartisan conference,
26. it's an excellent idea and as long as it remains bipartisan
27. I think all the Republicans should support it also.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Nimrod.

30. SENATOR NIMROD:

31. Yeah, I would like to also...confirm what both Senator
32. Rock and Senator Keats have said, in fact, when they were
33. here last week...not only did they have a chance to get...

1. cosponsorship within the Legislative Branch, but also with
2. our Executive Branch through the Business and Commerce
3. Department, under their small business group and I...I think
4. it's a worthwhile cause and...certainly, I, as a member of
5. that commission would wholeheartedly support this...endorse
6. this resolution.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Knuppel.

9. SENATOR KNUPPEL:

10. Well, I...how much is this going to cost? That's
11. the first question.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Rock.

14. SENATOR ROCK:

15. I don't know.

16. SENATOR KNUPPEL:

17. Well, it will cost the State of Illinois for the people
18. who attend...something, will it not?

19. SENATOR ROCK:

20. I would expect, Senator, that probably the...the expenses
21. would be paid for the members of the staff and the General
22. Assembly members who are, in fact, wish to participate are
23. invited to attend, yes.

24. SENATOR KNUPPEL:

25. Well, no big quarrel with anybody. I've been going to
26. these coal seminars and energy seminars and every college,
27. every university, everybody that knows how to part their hair
28. or has got a little bit of a name in energy...have these seminars.
29. And...you come to my seminar and...and I'll go to yours and
30. I don't really see the results. I...I very frankly think it's
31. a fifth wheel, eminently successful, worthwhile, garbage.
32. You know, that's like annual Sessions, motherhood, all the
33. other stuff we hear around here. It's...it just doesn't

1. accomplish that much.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Grotberg.

4. SENATOR GROTBORG:

5. Thank you, Mr. President. Senator Rock, of course, is

6. absolutely right and his word is his bond. But I would remind

7. the Body that the bipartisan effort on this resolution is

8. probably called for because of, I think, a rather partisan

9. effort that killed the bill that would have done rather...

10. something rather substantive, in an ongoing dealing with

11. the small businessmen of Illinois than a one week-end dog

12. and pony show and tell show that...delivers nothing except

13. a chance for somebody that has a wife that can run the

14. store, he can get away to go to it. Small business cannot

15. make seminars like big business can, they can't delegate

16. a vice-president in charge of communications to go down

17. anywhere. I hope I can serve on it and go down and get a

18. feel for it, but if not, sooner or later we're going to have

19. to deal on a continuing basis with the unheard of people

20. in Illinois that employ about sixty-five percent of all

21. of the people in Illinois, the truly small businessman,

22. with too few employees to mind the store while he goes around

23. to seminars. Thank you.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion? Senator Rock.

26. SENATOR ROCK:

27. Thank you, Mr. President. Well, I think the idea is

28. a good one, frankly, and one that ought to be unanimously

29. supported. I have pledged...the full cooperation of this

30. commission and its staff as has the Speaker of the House.

31. It will be a true bipartisan legislative effort and on

32. that basis I urge your favorable support.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Since this resolution will call for the expenditure of
2. State funds, we will need a roll call vote. Those in favor
3. for its adoption will vote Aye. Those opposed will 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
6. 54, the Nays are 1. House Joint Resolution 86 having received
7. the majority vote is declared adopted. On House Joint Resolution
8. 104, Senator Rock.

9. SENATOR ROCK:

10. Thank you, Mr. President, Ladies and Gentlemen of the
11. Senate. House Joint Resolution 104 was introduced in the
12. House by the Speaker and the Minority Leader. And it calls
13. for the setting up, rather quickly, frankly, of a joint
14. committee, six members of the Senate, three appointed each
15. by...by the President and the Minority Leader and six members
16. of the House, three appointed each by the Speaker and the
17. Minority Leader. And these twelve members will sit and compose
18. and propose an argument against the proposed amendment to
19. Article IV of the Constitution which relates to the proposal
20. to cut the size of the House. It was felt in the House, by
21. both the Speaker and the Majority Leader, that a bipartisan
22. effort to compose an argument against this proposed Constitutional
23. Amendment would be in their best interest. And they have asked
24. that the committee be...formed to prepare the argument and
25. submit it to both House...both...both the House and the Senate
26. by the 27th of June for its consideration. Now, I know the
27. time is short...that would mean that they would submit it
28. to us by the close of business tomorrow. That can be extended
29. if need be, but the...both the Speaker and the Minority Leader
30. have asked our concurrence in this House Joint Resolution and
31. I suggested to them I would bring it up right now. I ask
32. your favorable support.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. You've heard the motion.. Is there any discussion? Senator
2. Rhoads.
3. SENATOR RHOADS:
4. ...Question of Senator Rock.
5. PRESIDING OFFICER: (SENATOR SAVICKAS)
6. He indicates he will yield.
7. SENATOR RHOADS:
8. Senator, in the past, when the General Assembly has
9. proposed amendments to the Constitution, the practice has
10. been that there...there's a committee for each side appointed
11. and the proponents also draft arguments and the proponents
12. determine the form of the ballot question. Can you tell
13. me how is the form of the ballot question determined in...in
14. this case. Is it covered by the petition and how are the proponents
15. to write their arguments?
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. Senator Rock.
18. SENATOR ROCK:
19. It is covered by the petition and the proponents, I assume,
20. will write their own arguments. I don't think we can find
21. six proponents in the House.
22. PRESIDING OFFICER: (SENATOR SAVICKAS)
23. Senator Rhoads.
24. SENATOR RHOADS:
25. My...my question was only a legal one. Does the State
26. Board of Elections select somebody from the groups that are
27. proposing the petition to...to write their arguments, and
28. are they distributed along with the opposition arguments?
29. In other words, when the General Assembly proposes, we write
30. arguments pro and con. Now we're only writing the con arguments
31. in this case, right?
32. SENATOR ROCK:
33. Right. And...and my understanding, and this frankly, will

1. be obviously something...a first impression, I suppose the State
2. Board will have to deal with it, but my understanding is, that
3. that...the publication...the printing and publication and
4. distribution refers only to those amendments that are to
5. be submitted to the electorate as a result of General Assembly
6. action. I don't know that we've had a popular initiative
7. action before...except the Thompson Proposition. And I
8. don't remember seeing that or receiving anything with an
9. Official Seal on it. I think the idea here, is that frankly,
10. the...the Speaker, and the Minority Leader wish to get a
11. cross section of the General Assembly members to compose
12. a...a rational, reasonable, argument against this proposal
13. and...so that the message going out, which I'm sure the
14. House members will carry with some...fervor will be, in fact,
15. uniform and suscribed to...

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Knuppel. Oh, I'm sorry, Senator Rhoads.

18. SENATOR RHOADS:

19. Well, I'm sorry then, I...I misunderstood the purpose
20. of the resolution. This resolution is not subject to any
21. constitutional or statutory mandate on our...on our part.
22. In other words, this will not be published and mailed out?

23. SENATOR ROCK:

24. Not...not under the official aegis of the State of Illinois.
25. No, I am sure that the Committee for a Representative House
26. will probably utilize it, but...but constitutionally it is
27. neither mandated...nor is it mandated by Statute.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Rhoads.

30. SENATOR RHOADS:

31. Well, in that case, this is just...this is just another
32. House Joint Resolution. There's no statutory basis...mandate
33. behind it...

1. SENATOR ROCK:
2. That is correct.
3. SENATOR RHOADS:
4. ...that we must do this.
5. SENATOR ROCK:
6. That is correct.
7. SENATOR RHOADS:
8. And what you're...
9. SENATOR ROCK:
10. It...it is...it is a joint resolution from the Speaker
11. and the Minority Leader...and it is simply that. There is
12. no constitutional or statutory mandate that we do this or
13. frankly, anything else.
14. SENATOR RHOADS:
15. ...well, all right, now..Senator, why couldn't the
16. individuals who are opposed to the...to the Quinn petition let's
17. say that...if we're not in the business of...of being mandated
18. to do this, for publication, why can't those individuals who
19. are...who are, in fact, opposed, simply get together as private
20. citizens and draft up their arguments and...and do so. But
21. to come up with a resolution on...as an official position
22. on the part of the Illinois General Assembly in opposition
23. and have no proponent arguments, doesn't seem to me to be...
24. SENATOR ROCK:
25. Well, now...now wait a minute...wait a minute, you...you're
26. going off, I think, on a tangent. In the first place, the
27. Constitution does not require that for a proposed amendment,
28. that there be arguments against. As a matter of fact, with
29. respect to Constitutional Amendment 56 on the redemption of
30. property, that resolution did not call for the preparation
31. of arguments against. It is not mandated that that be done
32. in any event. This is an expression from the Joint House
33. Leadership, concurred in virtually unanimously in the House,

1. that they wish to have our concurrence, if you will, with respect
2. to the setting up of twelve members of the Assembly, three from
3. each side of the aisle in each House, to sit together and draft
4. a...a position which they hope will be subsequently adopted
5. by both the Senate and the House. Now once we see the position
6. and the arguments in favor thereof, it will be subject, I am sure,
7. to another House Joint Resolution, at which time we can debate
8. the merits or demerits of the question.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Rhoads.

11. SENATOR RHOADS:

12. All right, maybe I can shorten this then. Under the
13. law passed by...passed by the General Assembly last year,
14. are there arguments for the proponents which are published
15. and mailed out at State expense? Yes or no? Okay. All right.

16. SENATOR ROCK:

17. The answer is no.

18. SENATOR RHOADS:

19. Now, wait a minute, we've just got a different answer.

20. Senate...Senate Bill 822...

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator...

23. SENATOR RHOADS:

24. All right.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. ...the answer is no, from Senator Rock.

27. SENATOR RHOADS:

28. Perhaps the Senator is mistaken, Mr. President. It has
29. happened.

30. SENATOR ROCK:

31. Well, 1103, will you look at 1103. It says, "the proponents
32. explanation and argument in favor of an amendment to Article IV
33. initiated by petition must be submitted to the Attorney General,

1. who may rewrite them for accuracy and fairness and the opponents'
2. arguments shall be adopted by the General Assembly."

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Rhoads.

5. SENATOR RHOADS:

6. Does it...does it go on to mandate that the argument
7. shall be published and...and mailed in...in a similar manner
8. to the way in which your constitutional amendment, Senator,
9. that was proposed by the General Assembly is going to be
10. published and mailed?

11. SENATOR ROCK:

12. I don't know. Take this out of the record.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Take it out of the record. Senate Joint Resolution 6,
15. Senator Lemke. Senate Joint Resolution 11, Senator Washington.
16. Senate Joint Resolution 101, Senator Regner. Senator Regner.

17. SENATOR REGNER:

18. Yes, Mr. President and members. What this joint resolution
19. does, it resolves that the General Assembly's opinion that
20. upon completion of the phase-out program for direct State
21. subsidies of fringe benefits for auxiliary enterprise employees
22. in the public university systems, that all indirect State
23. subsidies for these benefits phased-out would be phased-out
24. of existence after the phase-out is completed for the direct
25. State subsidies. Last year, we passed Senate Joint Resolution
26. 44 regarding the phase...phase-out plan for direct State
27. subsidies that passed. The university system has set up
28. a system for this phase-out and all this resolution calls
29. for, as soon as they finish that phase-out, that they go
30. into a phase-out of the indirect State subsidies. I'd
31. move its adoption.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. You've heard the motion. Is there any discussion? If not,

1. those in favor will vote Aye...or say Aye. Those opposed will
2. say Nay. The Ayes have it. Senate Joint Resolution 101 is
3. adopted. Senate Joint Resolution 122, Senator Friedland.
4. Senator Friedland.

5. SENATOR FRIEDLAND:

6. Thank you, Mr. President, Ladies and Gentlemen of the
7. Senate. Senate Joint Resolution 122 would ask the Department
8. of Public Health and the Department of Agriculture to check
9. alleged improprieties in an animal shelter in DuPage County.
10. It's sponsored by all Senators who represent portions of
11. DuPage County and I urge your favorable consideration.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. You've heard the motion. Is there any discussion? If
14. not, those in favor indicate by saying Aye. Those opposed.
15. The Ayes have it. Senate Joint Resolution 122 is adopted.
16. Committee Reports.

17. SECRETARY:

18. Senator Vadalabene, Chairman of the Committee on
19. Executive Appointments and Administration, to which was
20. referred the Messages from the Governor on...dated June the
21. 17th, 1980, June the 23rd, 1980 and June the 24th, 1980, reported
22. the same back with the recommendation that the Senate advise
23. and consent to the following appointments.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Vadalabene.

26. SENATOR VADALABENE:

27. Yes, thank you, Mr. President and members of the Senate.
28. I move that the Senate resolve itself into Executive Session
29. for the purpose of acting on the Governor's appointments set
30. forth in the Governor's Messages of June 17, June 23rd, and
31. June 24th, 1980.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. You've heard the motion. The Senate is now in Executive

1. Session. Senator Vadalabene.

2. SENATOR VADALABENE:

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

4. With respect to the Governor's Messages of June 17, June 23rd

5. and June 24th, 1980, I will read the unsalaried appointments

6. to which the Committee on Executive Appointments and Administration

7. recommends that the Senate advise and consent. After reading

8. those appointments, I intend to ask leave to consider all of

9. the unsalaried appointments on one roll call, unless any Senator

10. has any objection to any particular appointment.

11. To be members of the Board of Public Health Advisors for

12. a term expiring January 19, 1981, James Anderson of Wheaton,

13. Elmer W. Johnson of Joliet, Jacquelyn S. Kinder of Bloomington,

14. Dr. Fred C. Mazanec of Hinsdale, Dr. Robert E. McKinney of

15. Jacksonville, Dr. Robert D. Rankin of Gibson City, Dr. Shirley

16. A. Roy of Chicago, Michael F. Schmidt of Ottawa, Dr. Richard

17. W. Smith of Rockford.

18. To be a member of the Illinois Building Authority for a

19. term expiring January 19, 1987, Harvey Schwartz of Skokie.

20. To be members of the Illinois Community College Board for

21. the terms indicated, Joel W. Jennings of Metropolis, term

22. expiring June 30th, 1985, Delores S. Ray of East St. Louis,

23. term expiring June 30, 1985, Paul Schafer of Brookfield, term

24. expires June 30, 1983.

25. And to be members of the Health Facilities Planning

26. Board for terms expiring June 30th, 1983, Donovan Gardner

27. of Pontiac, Dr. Alexander Goldstein of Harrisburg, Harold W.

28. Maysent of Rockford, Bernard Weiner of Kankakee.

29. And to be a member of the Illinois Racing Board for a

30. term expiring July 1, 1984, Thomas J. Garvey of Oakbrook.

31. And to be a member of the Metropolitan Fair and Exposition

32. Board for a term expiring May 31st, 1985, Thea K. Flaum of

33. Chicago.

1. And to be members of the Rehabilitation Services Advisory
2. Council for the terms indicated, Jason R. Barr the III of
3. Springfield, term expiring January 13, 1986, Seymour Bryson
4. of Carbondale, term expiring January 11, 1982, Jack K. Genskow
5. of Springfield, term expires January 13, 1986, and Joseph R.
6. Larsen of Champaign, term expiring January 9, 1984, Al Van Nevel
7. of Pleasant Plains, term expires January 9th, 1984, Valerie
8. E. Brew of Carbondale, term expires January 13, 1986 and
9. Charles Smith of Tinley Park, term expires January 13, 1986.

10. And to be members of the Advisory Board of Cancer Control
11. for the terms indicated, Thomas Baab of Park Ridge, term
12. expiring September 30th, 1982, Dr. Nathaniel I. Berlin of
13. Chicago, term expiring September 30, 1981 and Dr. John E.
14. Ulmann of Chicago, term expiring September 30, 1982, Dr. Paul
15. Qr Peterson of Chicago, term expiring September 30, 1980 and
16. Milton Darr, Jr. of Oak Brook, term expires September 30,
17. 1980, and Dr. Irving J. Weigensberg of Peoria, term expiring
18. September 30, 1982.

19. And to be a member of the Illinois State Scholarship
20. Commission for a term expiring...June 30th, 1985, Catherine
21. Bertini of Chicago.

22. Mr. President, having read the unsalaried appointments,
23. I now seek leave to consider these appointments on one roll
24. call unless some Senator has objection to a specific appointment.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. You've heard the motion. Is there any objection?

27. Leave is granted.

28. SENATOR VADALABENE:

29. Mr. President, will you put the question as required by
30. our rules.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. The question is, does the Senate consent...advise and
33. consent to the nominations just made? Those in favor will

1. indicate by saying...by voting Aye. Those opposed will vote
2. Nay. The voting is open. (Machine cut-off)...voted who wish?
3. Have all voted who wish? Take the record. On that question
4. the Ayes are 54, the Nays are none, none Voting Present. The
5. Senate does advise and consent to the...the nominations just
6. made. Senator Vadalabene.

7. SENATOR VADALABENE:

8. Yes, thank you, Mr. President and members of the Senate.
9. With respect to the Governor's Messages of June 17, June 23rd
10. and June 24, 1980, I will read the names of the salaried
11. appointments to which the Committee on Executive Appointments
12. and Administration recommends that the Senate do advise and
13. consent to. After reading the appointments, I intend to ask
14. leave to consider all of the salaried appointments...I intend
15. to ask leave to consider all of the salaried appointments on
16. one roll call unless any Senator has objection to any particular
17. appointment.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Vadalabene.

20. SENATOR VADALABENE:

21. To be Public Administrator, Conservator and Guardian
22. for Randolph County for a term expiring December 7, 1981,
23. Richard L. Guebert, Jr. of Ellis Grove.

24. To be Directors of the Illinois State Toll Highway
25. Authority for terms indicated, Frank A. Gesualdo of Northbrook,
26. term expires July 1, 1983 and David L. Martenson of Rockford,
27. term expiring May 1st, 1983.

28. To be a member of the State Mining Board for a term
29. expiring January 19, 1981, John Bowen of West Frankfort.

30. And to be Director of the Department of Human Rights for
31. a term expiring January 19, 1981, Joyce E. Tucker of Chicago.

32. And to be Executive Secretary of the Statewide Health
33. Planning Coordinating Council for a term expiring January 19,
34. 1981, B. Smith Hopkins, M. D. of Chicago.

1. And to be a member of the Illinois Human Rights Commission
2. for a term expiring January 19, 1989...or 1981, Randall Raynolds
3. of Springfield.

4. Mr. President, having read the salaried appointments, I
5. now seek leave to consider these appointments on one roll call
6. unless some Senator has objection to a specific name.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. The question is...does the Senate advise and consent to
9. the nominations just made. Those in favor vote Aye. Those
10. opposed vote Nay. The voting is open. Have all voted who
11. wish? Have all voted who wish? Take the record. On that
12. question the Ayes are 52, the Nays are none, none...and 1
13. Voting Present. Senator Vadalabene.

14. SENATOR VADALABENE:

15. Thank you, Mr. President and members of the Senate. I
16. now move...

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. ...Senator, we haven't finished announcing the roll
19. call vote on that. The Yeas...the Yeas are 52, the Nays
20. are none, 1 Voting Present. The Senate does advise and
21. consent to the nominations just made. Senator Vadalabene.

22. SENATOR VADALABENE:

23. Yes, thank you, Mr. President and members of the Senate.
24. I now move that the Senate arise from Executive Session.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. You've heard the motion. Those in favor indicate by saying
27. Aye. Those opposed. The Ayes have it. Executive Session...
28. has now arised...or risen...arisen...has now arised. Ladies
29. and Gentlemen, we will start on House Bills 3rd reading, at
30. the top of page 2, with House Bill 2831. Senator Knuppel.
31. Senator Knuppel. House Bill 2831. House Bill 2903, Senator
32. Davidson. House Bill...

33. PRESIDENT:

1. All right. On the Order of House Bills 3rd reading,
2. House Bill 3001. Senator Savickas seeks leave of the Body
3. to return that bill to the Order of 2nd reading for purposes
4. of an amendment. Is leave granted? Leave is granted. On
5. the Order of House Bills 2nd reading, House Bill 3001. Mr.
6. Secretary.

7. SECRETARY:

8. Amendment No. 6 offered by Senator Carroll.

9. PRESIDENT:

10. Senator Carroll.

11. SENATOR CARROLL:

12. Thank you, Mr. President and Ladies and Gentlemen of the
13. Senate. This is to add a required interest payment to
14. community colleges at the Comptroller's request. I would
15. move adoption of Committee Amendment No. 6. Or, I'm sorry,
16. Floor Amendment No. 6.

17. PRESIDENT:

18. All right. Senator Carroll has moved the adoption of
19. Amendment No. 6 to House Bill 3001. Is there any discussion?
20. If not, all in favor signify by saying Aye. All opposed.
21. The Ayes have it. The amendment is adopted. Further amend-
22. ments?

23. SECRETARY:

24. Amendment No. 7 offered by Senator Philip.

25. PRESIDENT:

26. Senator Philip.

27. SENATOR PHILIP:

28. Thank you, Mr. President, Ladies and Gentlemen of the
29. Senate. This, once again, is the eleven thousand dollars
30. for the City of Elmhurst Fire Department. We talked about
31. it. I would appreciate a favorable vote.

32. PRESIDENT:

33. Any discussion? Senator Carroll.

1. SENATOR CARROLL:
2. Thank you, Mr. President, Ladies and Gentlemen of the
3. Senate. We probably paid for the fire engine already in the
4. amount of time Senator Philip has tried to get it. Senator
5. Netsch chaired that sole member subcommittee. It's a...absolutely
6. improper way for us to go. I would hope the Senate maintains
7. its wisdom of each of the other attempts and defeats the
8. amendment.
9. PRESIDENT:
10. Further discussion? Senator Johns.
11. SENATOR JOHNS:
12. Well, it's...it's a point of inquiry, Mr. President.
13. Do we know what bills are going to be called back?
14. PRESIDENT:
15. Do we know?
16. SENATOR JOHNS:
17. Do...does this side of the aisle know what...
18. PRESIDENT:
19. Yes.
20. SENATOR JOHNS:
21. ...bills are to be called back.
22. PRESIDENT:
23. Yes.
24. SENATOR JOHNS:
25. Did you distribute a list?
26. PRESIDENT:
27. No. It wasn't requested.
28. SENATOR JOHNS:
29. Then how are we going to know, Mr. President?
30. PRESIDENT:
31. Well, why don't you get your...you got your Calendar?
32. SENATOR JOHNS:
33. Yes, sir.

1. PRESIDENT:
2. 3001.
3. SENATOR JOHNS:
4. All right.
5. PRESIDENT:
6. 3014.
7. SENATOR JOHNS:
8. All right.
9. PRESIDENT:
10. 3024.
11. SENATOR JOHNS:
12. Right.
13. PRESIDENT:
14. 3026.
15. SENATOR JOHNS:
16. Correct.
17. PRESIDENT:
18. 3027.
19. SENATOR JOHNS:
20. Right.
21. PRESIDENT:
22. How do you know right, if you didn't have a...
23. SENATOR JOHNS:
24. Well, I'm following you, I just wonder if we got the same
25. thoughts in mind.
26. PRESIDENT:
27. 3029, 3036, 306...37, 3044, 3047, 3049, 3067, 3084,
28. 3201, 3208, 3241, 3301, 3311, 3320. Now, I will suggest to
29. you that is not a...an exclusive list. If any member has a...
30. an amendment he wishes to offer and any sponsor wishes it
31. brought back, I have no control over that. Senator Johns.
32. SENATOR JOHNS:
33. Now, Mr. President, since we have, just now, been given

1. notice of this, will we have the permission of holding the
2. bill till we get our...our amendment finalized for today?

3. PRESIDENT:

4. Well...I'm not sure I follow that.

5. SENATOR JOHNS:

6. Well, Mr. President...

7. PRESIDENT:

8. Today is the last day under the deadline for appropriation
9. bills.

10. SENATOR JOHNS:

11. ...I understand, Mr. President. Certain...but what I'm
12. saying, Mr. President, some people are knowledgeable of what
13. bills were called back, others were not. What I'm suggesting
14. to you is this, give us leave to hold that bill till our
15. amendment is prepared. Because otherwise it's not fair to...
16. some of those who knew this list in advance, have their
17. amendments, are ready to reestablish whatever they want in
18. any particular bill, but we're not entitled to that privilege.
19. I think we should be.

20. PRESIDENT:

21. Well...I...and I think you should be too. And we will
22. operate on that basis. We have never, to my knowledge, foreclosed
23. an individual who wished to offer an amendment. Right on. All
24. right. 3001. The question before the Body is the adopt...
25. Senator Philip has moved the adoption of Amendment No. 7. Is
26. there further discussion? Senator Netsch.

27. SENATOR NETSCH:

28. Thank you...thank you, Mr. President. I...I just want to
29. make clear that Senator Philip is now nominated as "Medley Mover
30. of the year." Congratulations, Senator Philip. I assume that
31. we will see this on, not just this bill, but numerous others.
32. But, seriously, though, I think it should be made clear that
33. the...there is some question about the legitimacy of the claim

1. itself in terms of State liability, not in terms of the damage
2. to the fire engine and the fact that they were, indeed, responding
3. to a call from State Police. But the...the claim that somehow
4. the markers were not up properly is, I think, a disputed matter.
5. and it's...it is not clear that the State, under any circumstances,
6. would end up being liable. And there was a suggestion at one
7. point that that was one reason why they chose not to go to the
8. Court of Claims because they didn't want to have to prove that
9. the State was responsible for it. But...but beyond that, it
10. clearly is the kind of claim that should go first into that
11. agency, which we, the Legislature, created to resolve these
12. matters for us and that is a very legitimate concern, Senator
13. Philip, and a very serious one. I...no one is trying to play
14. games with this, it's just a matter that...that if we start
15. taking every claim that is otherwise appropriate for the
16. Court of Claims, then we end up being a court of last resort
17. and really bogged down in a flood of private bills and I think
18. that would be unfortunate.

19. PRESIDENT:

20. Further discussion? Senator Sommer.

21. SENATOR SOMMER:

22. Mr. President and members. This...this matter differs
23. somewhat from the one that Senator Weaver had, for example.
24. Senator Weaver and...another one that we had here, had gone
25. to the Court of Claims, but due to technicalities could not
26. pursue their claim even though it was a just claim. In this
27. case we have the mechanism set up. It...were...we almost
28. have to abide by that sort of mechanism to allow...a determination
29. of the liabilities in the first hand by this Court of Claims. Now,
30. if they would come back and determine that there was a tech-
31. nicality of some sort, statutory technicality...could not be
32. paid, that's kind of a different animal. But there...there's
33. no ruling at this point as to the State's liability. The City

1. of Elmhurst, no doubt, has counsel on retainer, it would not
2. be very difficult just to...to file the claim there and run
3. it through and if we once establish the precedent that we
4. bypass the Court of Claims on claims that people may have
5. against the State, we could, in fact, be flooded with these. I...
6. I think it's a very real concern and it's not one that Senator
7. Netsch or Senator Carroll have just thought up to...to embarrass
8. you or anything like that.

9. PRESIDENT:

10. Further discussion? Senator Philip may close.

11. SENATOR PHILIP:

12. Yes, thank you, Mr. President. And...I suppose what the
13. City of Elmhurst is trying to do, because that's only in
14. the amount of eleven thousand, five hundred and some dollars,
15. that because it's been before our Circuit Court and it's had
16. a summary judgment and they found the State liable, is to
17. save money, save the time of the court and expedite it.

18. PRESIDENT:

19. The question is on the adoption of Amendment No. 7 to
20. House Bill 3001. Those in favor of the amendment will vote
21. Aye. Those opposed will vote Nay. The voting is open. Have
22. all voted who wish? Have all voted who wish? Have all voted
23. who wish? Take the record. On that question the Ayes are
24. 25, the Nays are 30. Amendment No. 7 fails. Further amendments?

25. SECRETARY:

26. No further amendments.

27. PRESIDENT:

28. 3rd reading. On the Order of House Bills 3rd reading,
29. House Bill 3014, Senator Carroll...leave of the Body to handle
30. that for me. Senator Carroll seeks leave of the Body to bring
31. that bill back to the Order of 2nd reading for purposes of an
32. amendment. Is leave granted? Leave is granted. On the Order
33. of House Bills 2nd reading is House Bill 3014, Mr. Secretary.

1. SECRETARY:
2. Amendment No. 1 offered by Senator Rock.
3. PRESIDENT:
4. Senator Carroll.
5. SENATOR CARROLL:
6. Thank you, Mr. President, Ladies and Gentlemen of the
7. Senate. In our commissions bill, we had originally had this
8. in, took it out because it is not a joint commission, there
9. are no Senate members, so it appropriately belongs in the
10. Speaker's...operation of the General Assembly House Budget,
11. which is where he agrees to it. It is twenty-five thousand
12. for the Rape Study Commission, which is an ongoing House
13. Commission, the same amount as last year. I would move
14. adoption of Amendment No. 1.
15. PRESIDENT:
16. Senator Carroll moves the adoption of Amendment No. 1
17. to House Bill 3014. Any discussion? If not, all in favor
18. signify by saying Aye. All opposed. The Ayes have it, the
19. amendment is adopted. Are there further amendments?
20. SECRETARY:
21. No further amendments.
22. PRESIDENT:
23. 3rd reading. 3022, Senator Ozinga. On the Order of
24. House Bills 3rd reading, is House Bill 3022. Read the bill,
25. Mr. Secretary.
26. SECRETARY:
27. House Bill 3022.
28. (Secretary reads title of bill)
29. 3rd reading of the bill.
30. PRESIDENT:
31. Senator Ozinga.
32. SENATOR OZINGA:
33. Mr. President, members of the Senate. This is the annual

1. appropriation for the Department of Financial Institutions in
2. the amount of two million, eight hundred and fifty-six thousand,
3. one hundred dollars. There was an amendment added by the
4. committee which was the adjustment for the eight percent...
5. equalization. I would urge a...roll call.

6. PRESIDENT:

7. Any discussion? Senator...Demuzio.

8. SENATOR DEMUZIO:

9. Just ask the sponsor a question. How much of an increase
10. is this over last year?

11. PRESIDENT:

12. Senator Ozinga.

13. SENATOR OZINGA:

14. I don't think it is. I'll defer to Senator Carroll. I
15. think he made the last adjustment.

16. PRESIDENT:

17. Senator Carroll.

18. SENATOR CARROLL:

19. It is approximately a hundred and twenty-four thousand
20. dollars over last year's budget of two million, seven hundred
21. thousand dollars. So about four or five percent.

22. PRESIDENT:

23. Further discussion? If not, the question is shall House
24. Bill 3022 pass. Those in favor of the...those in favor will
25. vote Aye. Those opposed will vote Nay. The voting is open.
26. Have all voted who wish? Have all voted who wish? Have all
27. voted who wish? Take the record. On that question the Ayes
28. are 52, the Nays are none, none Voting Present. House Bill
29. 3022, having received the required constitutional majority
30. is declared passed. 3023, Senator Bloom. On the Order of
31. House Bills 3rd reading, the middle of page 2, is House
32. Bill 3023. Read the bill, Mr. Secretary.

33. SECRETARY:

34. House Bill 3023.

1. (Secretary reads title of bill)
2. 3rd reading of the bill.
3. PRESIDENT:
4. Senator Bloom.
5. SENATOR BLOOM:
6. Thank you. This is the annual appropriation for the
7. Office of the Commissioner of Savings and Loan Associations.
8. It's at the level of one million, twenty-seven thousand, five
9. hundred dollars. Answer any questions, appreciate a roll call.
10. PRESIDENT:
11. Any discussion? Senator Demuzio.
12. SENATOR DEMUZIO:
13. Yield to a...a question...of the sponsor. How much of
14. an increase is this over the previous year?
15. PRESIDENT:
16. Senator Bloom.
17. SENATOR BLOOM:
18. It's about ninety thousand dollars, which is about eight
19. ...eight percent.
20. PRESIDENT:
21. Any further discussion? If not, the question is shall
22. House Bill 3023 pass. Those in favor will vote Aye. Those
23. opposed will vote Nay. The voting is open. Have all voted
24. who wish? Have all voted who wish? Have all voted who wish?
25. Take the record. On that question the Ayes are 54, the Nays
26. are none, 1 Voting Present. House Bill 3023, having received
27. the required constitutional majority is declared passed.
28. Senator Regner, are we ready to recall 3024? On the Order
29. of House Bills 3rd reading, House Bill 3024. Senator Regner
30. seeks leave of the Body to return that bill to the Order of
31. 2nd reading for purposes of an amendment. Is leave granted?
32. Leave is granted. On the Order of House Bills 2nd reading,
33. House Bill 3024. Mr. Secretary.

1. SECRETARY:
2. Amendment No. 3 offered by Senator Carroll.
3. PRESIDENT:
4. Senator Carroll.
5. SENATOR CARROLL:
6. Thank you, Mr. President, Ladies and Gentlemen of the
7. Senate. Ongoing discussions with the agency in the House
8. in an attempt...to alleviate the necessity for a Conference
9. Committee. This is an add-back of some of the positions we
10. had taken, still leaving about a six or seven hundred
11. thousand dollar reduction in the budget. It also places
12. back the money for operation of the Elgin office which
13. was a...just a discussion between this department and the
14. Secretary of State. We have to maintain this vacant garage.
15. And I would move adoption of Amendment No. 3.
16. PRESIDENT:
17. Senator Carroll has moved the adoption of Amendment
18. No. 3 to House Bill 3024. Any discussion? If not, all in
19. favor signify by saying Aye. All opposed. The Ayes have
20. it, the amendment is adopted. Are there further amendments?
21. SECRETARY:
22. No further amendments.
23. PRESIDENT:
24. 3rd reading. 3025, Senator DeAngelis. On the Order of
25. House Bills 3rd reading, is House Bill 3025. Read the bill,
26. Mr. Secretary.
27. SECRETARY:
28. House Bill 3025.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. PRESIDENT:
32. Senator DeAngelis.
33. SENATOR DeANGELIS:

1. Thank you, Mr. President. This the budget for the
2. ordinary and contingent expenses for the Department of Revenue.
3. I urge its favorable approval.
4. PRESIDENT:
5. Any discussion? If not, the question is shall House Bill
6. 3025 pass. Those in favor will vote Aye. Those opposed will
7. vote Nay. The voting is open. Have all voted who wish? Have
8. all voted who wish? Have all voted who wish. Take the record.
9. On that question the Ayes are 44, the Nays are 7, 3 Voting
10. Present. House Bill 3025, having received the required
11. constitutional majority is declared passed. Ready on 3026?
12. 3027, Senator Nimrod. Seeks...on the Order of House Bills
13. 3rd reading, House Bill 3027. Senator Nimrod seeks leave
14. to return that bill to the Order of 2nd reading for purposes
15. of an amendment. Is leave granted? Leave is granted. On
16. the Order of House Bills 2nd reading, House Bill 3027, Mr. Secretary.
17. SECRETARY:
18. Amendment No. 7 offered by Senator Hall.
19. PRESIDENT:
20. Senator Buzbee, for what purpose do you arise?
21. SENATOR BUZBEE:
22. Well, before...before we can get to that, I think we have
23. to Table Committee Amendment No. 2 because it was technically
24. incorrect. So we need to Table Committee Amendment No. 2.
25. PRESIDENT:
26. All right. Senator Buzbee asks leave to go back to the...
27. Amendment No. 2 to House Bill 3027. Leave granted? Leave is
28. granted. Senator Buzbee, having voted on the prevailing side,
29. moves to reconsider the vote by which Amendment No. 2 to House
30. Bill 3027 was adopted. Any discussion? If not, all in favor
31. signify by saying Aye. All opposed. The Ayes have it. The
32. vote is now reconsidered. Senator Buzbee...now moves to Table
33. Amendment No. 2 to House Bill 3027. Is there any discussion?

1. If not, all in favor signify by saying Aye. All opposed.
2. The Ayes have it. The amendment is Tabled. Further amend-
3. ments?
4. SECRETARY:
5. Amendment No. 7 offered by Senator Hall, and Senator
6. Hall, I have two amendments up here.
7. PRESIDENT:
8. ...Senator Hall.
9. SENATOR HALL:
10. I understand that they have...you just take them both
11. out of the record, will you please?
12. PRESIDENT:
13. All right. Further amendments?
14. SECRETARY:
15. Amendment No. 7 offered by Senator Regner.
16. PRESIDENT:
17. Senator Regner.
18. SENATOR REGNER:
19. Yes, Mr. President and members. What this amendment does
20. is a reduction of a hundred thousand dollars for an unbudgeted
21. House add on for the construction of the energy self-contained
22. demonstration house. It's...I feel that it's an absolutely
23. useless project and it was a House add-on of a...and it's
24. unbudgeted. The Administration doesn't want it, the department
25. doesn't want it. I urge the adoption of this amendment.
26. PRESIDENT:
27. Senator Hall.
28. SENATOR HALL:
29. Mr. President, I rise in opposition to this and I'll
30. defer to Senator Buzbee.
31. PRESIDENT:
32. Senator Buzbee.
33. SENATOR BUZBEE:

1. Everybody...everybody loses sometimes...and...and I'm...I'm
2. rising in support of...of this...pardon me, in support of Senator
3. Hall's position of opposition to the amendment. The reason I
4. am, is I have talked with various people who are involved in
5. this project. This is a house that is being designed by F.
6. Buckminster Fuller, who as all of you know, is an international
7. design authority, is known for his geodesic domes, lived in
8. my town for several years, lives in the Metro-East area now,
9. is internationally published, world traveler, philosopher,
10. designer, et cetera. Buckminster Fuller has this idea for
11. what he considers to be an energy self-sufficiency house.
12. I have talked with some of the people that have some knowledge
13. about it and they tell me that they think that it is worthwhile,
14. that perhaps, at some point, the design that's used in this
15. particular house could have a major impact on the design of
16. ...of future homes and as far as the savings of energy. So
17. therefore, I rise in support of Senator Kenny Hall's position
18. of opposition to this amendment.

19. PRESIDENT:

20. Further discussion? Senator Nimrod.

21. SENATOR NIMROD:

22. Thank you, Mr. President. I, too, stand in support of
23. what both Senator Buzbee and Senator Hall want to accomplish.
24. But the only thing is, I think we're accomplishing it the
25. wrong way. The problem is that we have a million dollars
26. in this budget right now and we have thirty-four projects
27. before the...before the Energy Resources Commission right
28. now to approve, some of them being solar energy projects,
29. which include some of the homes and I think this project
30. would qualify. In fact, we have two million dollars in
31. that budget and this hundred thousand ought to go through
32. there and I'm sure it would be appropriated and go through
33. so we wouldn't have any problems. But at least it would
34. then not set up a precedent of having a new way to get

1. some money to accomplish something that, I think, that we're
2. asking everyone else to follow a certain procedure. But, here we
3. have, not only one million dollars available that we reappropriated
4. from last year on the alternate energy proposals, we have a million
5. dollars more in there now and if this proposal were, at least,
6. written up and prepared and presented after I've talked to
7. both Director Beal and Senator Buzbee on the Executive
8. Committee...that our committee has talked about. I do believe
9. this...this project, above all of them, certainly would
10. qualify and it would not start a new procedure and a new way
11. to get money. I think that this is the wrong way to attack
12. this problem. I think these special kind of circumstances
13. create all kinds of precedents and...and cause us to do
14. all kinds of disturbance with other people who are making
15. proposals. There were a hundred and four proposals that
16. were presented. The INR presented thirty-four...sixteen of
17. them finally down to us for approval and those are presently
18. in the process. And I would think that since they're going
19. to open up that proposal again for another million that
20. this should be defeated...this amendment should be adopted
21. so that they can make that proposal in the proper channel.

22. PRESIDENT:

23. Further discussion? Senator Keats. Senator Grotberg.

24. SENATOR GROTBORG:

25. Yes, thank you, Mr. President. Senator Hall, I regretfully
26. arise on this issue, but I spent two thousand dollars of my
27. company's money to prepare the application for the Alternate
28. Energy Grant for a hydroelectric plant that is...is just so deserving
29. of help that it's almost silly. I waited around for a year
30. before I got an answer from it, my answer was no. Now, had
31. I ever dreamed that I could come to this General Assembly
32. and appropriate for the same thing, I certainly would have
33. done so. I don't think that it's proper when we have these
34. other channels to go by through the Alternative Energy Bond Fund,

1. and take your turn with the rest of us, is the way I feel about
2. it.

3. PRESIDENT:

4. Further discussion? Senator Mitchler.

5. SENATOR MITCHLER:

6. Thank you, Mr. President, members of the Senate. I think
7. the remarks of Senator Nimrod, if you absorbed them, are absolutely
8. correct. We've got some millions of dollars that we have designated
9. through the Illinois Energy Resources Commission to the Institute
10. of Natural Resources to come back with plans for approval by
11. the Illinois Energy Resources Commission. That commission met.
12. It reviewed these plans. It gave approval. Now, I had submitted
13. to the Illinois Natural...or the Institute of Natural Resources,
14. several projects that I thought were worthwhile. They were not
15. specifically included in the recommendations that INR made
16. to the Energy Resources Commission. Now, am I to come in here
17. and put in legislation and amendments like this for all the
18. projects in my area, your areas? It would make mockery out
19. of the institute, it would make mockery out of the institute
20. and the commission that's worked so diligently. And I want
21. to tell you, they worked till nine o'clock one evening going
22. over these...reviewing the projects. Now, I'm going to point
23. out another case...and this is not because I had affiliation
24. with it. I...I really don't...not too excited about the project.
25. But the Northern Illinois Home Builders Association worked with
26. Northern Illinois Gas Company to construct a home in Naperville,
27. in my district, that had many of the energy saving devices in
28. it. And this was done strictly by free enterprise. And I
29. attended the start of that, the home is built. Now, I missed
30. out, I guess, I guess we should of have...

31. PRESIDENT:

32. Senator, will you conclude your remarks.

33. SENATOR MITCHLER:

34. ...the house built in the State of Illinois.

1. PRESIDENT:
2. Further discussion? Senator Hall.
3. SENATOR HALL:
4. Thank you, Mr. President and Ladies and Gentlemen of the
5. Senate. You know, it never seems to fail that some new hit
6. men come on the scene. Now, Senator Nimrod, Senator Grotberg
7. and Senator Mitchler. Now, here I am, asking for just a small
8. amount. Pleading, begging with you. I'm not going to take
9. up a lot of time at this. What I'm asking is for my
10. people on this side of the aisle to stand shoulder and shoulder
11. with me, let's charge...charge. Red lights please.
12. PRESIDENT:
13. Further discussion? Senator Berning.
14. SENATOR BERNING:
15. I'd like to...I'd like to ask the last speaker a question.
16. PRESIDENT:
17. It...it is not his amendment.
18. SENATOR BERNING:
19. Well, Mr. President...I don't know whether I will now
20. be classified as a hit man or not, but I challenge the new
21. con man on the other side. And I'm referring to House Bill
22. 821 which seems to me is a prelude to what we're now being ask-
23. ed. to provide dollars to implement. 821, I remind you, was
24. after long and extensive maneuvering and "heeing and hawing,"
25. was finally passed to set up industrial parks. Now, I see
26. why the industrial park concept was so important. Here, we're
27. going to now provide the dollars to put in the first experimental
28. residential development type unit as an adjunct to this...this
29. industrial park...I think. And I am a little bit suspicious
30. of what the con man on the other side has in mind. I see he's
31. not paying attention, he is so sure his game has paid off.
32.
33. End of Reel

1. PRESIDENT:
2. Further discussion? Senator Geo-Karis.
3. SENATOR GEO-KARIS:
4. How much is the total amount, will the...sponsor tell me?
5. PRESIDENT:
6. The sponsor indicates he will tell you. Senator Regner.
7. SENATOR REGNER:
8. ...One hundred thousand dollars.
9. SENATOR GEO-KARIS:
10. Thank you.
11. PRESIDENT:
12. Further discussion? Senator Regner may close.
13. SENATOR REGNER:
14. Senator Buzbee, I empathize with the position you're taking
15. today, but in your heart, you know I'm right. I urge a...green
16. light.
17. PRESIDENT:
18. The question is on the adoption of Amendment No. 7 to
19. House Bill 3027. Those in favor of the amendment will vote
20. Aye. Those opposed will vote Nay. The voting is open. Have
21. all voted who wish? Have all voted who wish? Take the record.
22. On that question, the Ayes are 25, the Nays are 28, none Voting
23. Present. Amendment No. 7 fails. Further amendments?
24. SECRETARY:
25. Amendment No. 8, offered by Senator Regner.
26. PRESIDENT:
27. Senator Regner.
28. SENATOR REGNER:
29. Mr. President and members, this...Mr. President and members,
30. this amendment reduces the Governor's...to the Governor's budget
31. level, the appropriation for grants to public museums. It's a
32. reduction of one million five hundred thousand dollars. It was
33. an add-on in the House, and...you know, here we go again, with

1. a new program, we're going to subsidize museums to the tune
2. of a million and a half dollars of unbudgeted money, and I'd
3. urge the adoption of this amendment.

4. PRESIDENT:

5. Senator Regner has moved the adoption of Amendment No. 8
6. to House Bill 3027. Any discussion? Senator Buzbee.

7. SENATOR BUZBEE:

8. Thank you...

9. PRESIDENT:

10. Oh, good. Senator Buzbee.

11. SENATOR BUZBEE:

12. Senator Carroll and I have different positions. I feel
13. much more comfortable in this one. Now, I'm supporting Senator
14. Regner's amendment. I...I'm back in the fold, Senator, I...I
15. feel much more comfortable in this position.

16. PRESIDENT:

17. Further discussion?

18. SENATOR BUZBEE:

19. Well, wait just a minute. I...I think that this is absolutely
20. correct, you know, that folks come in and want more and more money;
21. it doesn't make any difference how much we put in there, they're
22. going to want more. So, we...we had the Governor's budgeted
23. amount and I think we ought to stick with that in this case, he
24. gave them a substantial increase over last year and I think it's
25. a good idea to stick with Senator Regner's amendment.

26. PRESIDENT:

27. Further discussion? Senator Grotberg.

28. SENATOR GROTEBERG:

29. I reluctantly rise to oppose my good seatmate David Regner
30. on this. I've had several interesting conversations with the big
31. museum directors, who...yeah, I'm in the tank, with long-time
32. personal friends, and I've found out, for instance, at the Field
33. Museum, which is a beneficiary of this fund, probably that...

1. Museum of Science and Industry are the big benefactors of this
2. fund; but their total State...Statewide resources for the Field
3. Museum, any monies that they get is 4.5 percent of their operating
4. budget. This would change that to about five percent, by the
5. time all the money is divided up, but it seems to me, that some
6. of these major museums...although they may be located in
7. Springfield or in Chicago, I think everybody in the State of
8. Illinois feels that they're theirs, somehow or another. I
9. feel funny about it.I was a tour guide in the City of Chigago
10. for twenty years, and the people come from far and wide, the
11. darn things, doggone it,belong to the State of Illinois to some
12. degree, and they're some of the most prideful institutions
13. we have; so, I have no regrets in supporting the three million
14. dollars and will rise in objection to the trim.

15. PRESIDENT:

16. Further discussion? Senator Carroll.

17. SENATOR CARROLL:

18. Thank you, Mr. President and Ladies and Gentlemen of the
19. Senate. Obviously, the Big Four sometimes falls apart, and
20. here again, we are. I join with Senator Grotberg, although
21. I don't have the diverse background that he has, he seems to
22. have done just about everything in the world, and he indicates
23. that he has. But this is what we're talking about, again,
24. museums. We talked about it a little bit yesterday. These
25. are an attraction to the entire State. These do receive grants
26. from the State now. They attract tourists from outside the
27. State as Senator Netsch indicated yesterday. Yes, from out-
28. side the world; within the city and the suburbs and throughout
29. the State. These museums throughout Illinois have been a major
30. source of attraction to people, and a major source of educational
31. opportunity to the people of our State. This little half per-
32. cent we're seeking to give them to augment what they have to
33. charge to visitors; a total amount of a million and a half

1. dollars, Statewide...a million and a half dollars, Statewide,
2. to help maintain the quality of our museums, I believe is money
3. well spent. I think Senator Regner should be a little embarrassed
4. in trying to take away the money for the State museums.

5. PRESIDENT:

6. Further discussion? Senator Netsch.

7. SENATOR NETSCH:

8. Thank you, Mr. President. In addition to the points that...
9. that Senator Carroll has just made and that I had made yesterday,
10. I think it should be noted that the Chicago area, Cook County,
11. is not unwilling to tax itself and tax itself again and again
12. and again for the support of the museums, even though they are
13. hardly a local attraction alone. We just did it again yesterday;
14. we raised our Property Tax rate to help support them, and at
15. that time, I made the point that while I was supporting that,
16. reluctantly, it seemed to me that one of the things that ought
17. to be considered was a longer range, longer term financing of
18. major Statewide institutions, which are not really local Chicago
19. institutions at all. And if we were to reduce, or take away
20. the little bit of Statewide support that is available to them,
21. it seems to me that that would be completely contrary to what
22. we are about.

23. PRESIDENT:

24. Further discussion? If not, Senator Regner may close.

25. SENATOR REGNER:

26. Well, Senator Netsch, we're not taking away; we're leaving
27. a million and a half dollars. And, you know, we have great
28. resources in this State and I like to take advantage of them,
29. too; but I don't mind paying an increased fee to get in and
30. take advantage of our State resources, and I don't think any-
31. one else should either, for those of...those that do want to
32. take advantage of them. Taxpayers are still...of Illinois
33. are still footing the bill to the tune of a million and a half

1. dollars, and I happen to think that that's enough, and any
2. other expenditures...additional expenditures should be made
3. up in increased fees to attend and I'd ask for a favorable
4. roll call.

5. PRESIDENT:

6. Senator Regner has moved the adoption of Amendment No. 8
7. to House Bill 3027. Those in favor of the amendment will vote
8. Aye. Those opposed will vote Nay. The voting is open. Have
9. all voted who wish? Have all voted who wish? Have all voted
10. who wish? Take the record. On that question, the Ayes are
11. 23, the Nays are 32, none Voting Present. The amendment fails.
12. Are there further amendments?

13. SECRETARY:

14. Amendment No. 9, offered by Senator Regner.

15. PRESIDENT:

16. Senator Regner. Senator Regner has no knowledge thereof.
17. Senator Geo-Karis, for what purpose do you arise?

18. SENATOR GEO-KARIS:

19. Mr. President and Ladies and Gentlemen of the Senate,
20. I put down the wrong one. I meant to vote No on that last
21. amendment, that's Amendment 8, so, I would ask the Clerk to
22. reflect in the record, please.

23. PRESIDENT:

24. Yeah. The transcription will so indicate. Further amend-
25. ments?

26. SECRETARY:

27. Amendment No. 9, offered by Senator Buzbee.

28. PRESIDENT:

29. Senator Buzbee.

30. SENATOR BUZBEE:

31. Thank you, Mr. President. This is a reduction amendment,
32. the type that I prefer to offer. This reduces by one hundred
33. thousand dollars a reappropriation to the department that has

1. already been spent and, so, the ~~the need~~ is not there for this
2. reappropriation.

3. PRESIDENT:

4. Senator Buzbee moves the adoption of Amendment No. 9 to
5. House Bill 3027. All in favor signify by saying Aye. All
6. opposed. The Ayes have. The amendment is adopted. Further
7. amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDENT:

11. 3rd reading. Are we ready on 3026, Senator Regner? On
12. the Order of House Bills 3rd reading is...3027 has been moved
13. to 3rd reading, I take it? Yes, 3rd reading. On the Order
14. of House Bills 3rd reading is House Bill 3026. Senator Regner
15. seeks leave of the body to return that bill to the Order of
16. 2nd reading for purposes of an amendment. Is leave granted?
17. Leave is granted. On the Order of House Bills 2nd reading,
18. House Bill 3026. Mr. Secretary.

19. SECRETARY:

20. Amendment No. 15, offered by Senator Knuppel.

21. PRESIDENT:

22. Senator Knuppel.

23. SENATOR KNUPPEL:

24. Amendment No. 15 authorizes the appropriation of twenty
25. million dollars for the loan purposes of the Chrysler bill,
26. which we passed here yesterday. It will be necessary, if
27. this loan is to be a completion, that we authorize that size
28. loan. You're all familiar with the terms; that it has to be
29. a secured loan, et cetera. I would move the adoption of
30. Amendment No. 15 to House Bill 3026.

31. PRESIDENT:

32. Senator Knuppel has moved the adoption of Amendment No. 15
33. to House Bill 3026. Is there any discussion? Senator Sommer.

1. Senator Regner, I'm sorry. Senator Regner is the sponsor.
2. Senator Regner.
3. SENATOR REGNER:
4. Well, I'll just make it quick...as you all heard this is
5. the twenty million dollars for the Chrysler bail-out. I intend
6. to vote No, as I...voted No on the original bill yesterday.
7. I just think it's a bad idea.
8. PRESIDENT:
9. Further discussion? Senator Sommer.
10. SENATOR SOMMER:
11. Briefly...briefly, Mr. President and members. I distinctly
12. heard, in the debate yesterday on this matter, there are safeguards
13. in this measure, if the Legislature will have to come back,
14. like presumably next year, and appropriate the money. Well,
15. it...they came back, all right. They came back about eight
16. hours later and did it.
17. PRESIDENT:
18. Further discussion? Senator Buzbee.
19. SENATOR BUZBEE:
20. Well, I'm sorry. I feel like I've been muddled on this.
21. I...I didn't know that we were going to appropriate this money,
22. now; I don't intend to vote for the appropriation. I want to
23. find out what's going on and if they need the money, if the
24. Director approves it and everything goes through, then, I'll
25. vote for the appropriation; but I'm not going to appropriate
26. it up front. That was a safeguard that I was assured and
27. a safeguard that I assured everybody in this Body was going to
28. be there. I...I did not realize this was going to be the game
29. plan. I'm sorry, if I have...I haven't betrayed anybody, I
30. know that, because nobody's ever talked to me about this, and so,
31. I'm going to vote No on this...this amendment.
32. PRESIDENT:
33. Senator Knuppel.

1. SENATOR KNUPPEL:
2. Take it out of the record. Nobody was misled. You have
3. to appropriate the money, I didn't...we're not coming back here
4. in September or November; we authorized the loan, but take it
5. out of the record for this time. I...can't see...
6. PRESIDENT:
7. Take it out of the record.
8. SENATOR KNUPPEL:
9. ...I never made any such representation.
10. PRESIDENT:
11. Further amendments?
12. SECRETARY:
13. Amendment No. 15, offered by Senator Carroll.
14. PRESIDENT:
15. Senator Carroll.
16. SENATOR CARROLL:
17. Would you briefly identify...is that the only amendment
18. I have up there now?
19. SECRETARY:
20. No, you have two, Senator Carroll. This is on page one,
21. by deleting lines seventeen, eighteen and nineteen.
22. SENATOR CARROLL:
23. Okay. Thank you, Mr. President and Ladies and Gentlemen
24. of the Senate. This is a technical amendment; no dollar impact.
25. It corrects two of the amendments previously adopted; one to
26. the Department of Aging and changing some line numbers, no
27. substantive impact. I would move adoption of Amendment 15.
28. No dollar change. It's just technical. It's not even a transfer;
29. it just correcting typos in the original amendments.
30. PRESIDENT:
31. Senator Carroll moves the adoption of Amendment No. 15 to
32. House Bill 3026. Any discussion? If not, all in favor signify
33. by saying Aye. All opposed. The Ayes have it. The amendment

1. is adopted. Further amendments?

2. SECRETARY:

3. Amendment No. 16, offered by Senator Carroll.

4. PRESIDENT:

5. Senator Carroll.

6. SENATOR CARROLL:

7. Thank you, Mr. President and Ladies and Gentlemen of the
8. Senate. As with the other bill we discussed earlier, we have
9. had continuing discussions with the Department and the House
10. sponsors in an attempt to avoid a conference. We believe we
11. have reached that by restoring some monies we had taken for
12. the overseas operations. These are people who were actually
13. on board; they were identified in our forms as new people,
14. that was inaccurate, they are on board; and by putting back
15. some twenty thousand dollars for a new fishing promotion that
16. the department has been doing and doing very successfully, and
17. doing it out of Tourist Funds as opposed to General Revenue;
18. I would move adoption of Amendment 16.

19. PRESIDENT:

20. Senator Carroll has moved the adoption of Amendment No. 16
21. to House Bill 3026. Any discussion? If not, all in favor
22. signify by saying Aye. All opposed. The Ayes have it. The
23. amendment is adopted. Are there further amendments?

24. SECRETARY:

25. No further amendments.

26. PRESIDENT:

27. 3rd reading. 3028, Senator Nimrod. Senator Nimrod. On
28. the Order of House Bills 3rd reading, the bottom of page two,
29. is House Bill 3028. Read the bill, Mr. Secretary, please.

30. SECRETARY:

31. House Bill 3028.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDENT:
2. Senator Nimrod.
3. SENATOR NIMROD:
4. Yes, this bill is for the ordinary and contingent expenses
5. of the Environmental Protection Agency in the amount of two
6. hundred and fifty-six million nine hundred and seventy-two
7. dollars and four hundred and fourteen cents...four hundred
8. and fourteen dollars. I would ask for a favorable roll call.
9. Be happy to answer any questions.
10. PRESIDENT:
11. Any discussion? Senator Demuzio.
12. SENATOR DEMUZIO:
13. If the sponsor will yield, I'd like to ask how much of an
14. increase this year over the previous year?
15. PRESIDENT:
16. Senator Nimrod.
17. SENATOR NIMROD:
18. The figures I have available to me, indicate that it...this
19. is down approximately twenty million dollars. And, however, the
20. spending is, in fact, 79.3 over, but that's because when you
21. divide up the two; but the total figures are that we're down
22. twenty million dollars.
23. PRESIDENT:
24. Further discussion? If not, the question is shall House
25. Bill...Senator Demuzio.
26. SENATOR DEMUZIO:
27. Are...are you telling me, Senator Nimrod, that the EPA
28. total appropriation for this year is less twenty million dollars
29. than it was the previous year?
30. PRESIDENT:
31. Senator Nimrod.
32. SENATOR NIMROD:
33. Senator Demuzio, that is correct. Now, the reason for

1. that is, is that we...we appropriated a great quantity of
2. millions of dollars on the bond fund...on the bonds last
3. year, and that...compared to last year and this year, it's
4. down twenty million dollars. That was your question...on our...including
5. our Anti-Pollution Funds.

6. PRESIDENT:

7. Further discussion? If not, the question is shall House
8. Bill 3028 pass. Those in favor will vote Aye. Those opposed
9. will vote Nay. The voting is open. Have all voted who wish?
10. Have all voted who wish? Have all voted who wish? Take the
11. record. On that question, the Ayes are 50, the Nays are 3,
12. none Voting Present. House Bill 3028, having received the
13. required constitutional majority, is declared passed. 3029,
14. Senator Bloom. Wish to bring...return that? On the Order
15. of House Bills 3rd, the top of page three, is House Bill 3029.
16. Senator Bloom seeks leave of the Body to return that bill to
17. the Order of 2nd for purposes of an amendment. Is leave
18. granted? Leave is granted. On the Order of House Bills 2nd
19. reading, House Bill 3029. Mr. Secretary.

20. SECRETARY:

21. Amendment No. 4, offered by Senator Bloom.

22. PRESIDENT:

23. Senator Bloom.

24. SENATOR BLOOM:

25. Thank you, Mr. President and fellow Senators. This amend-
26. ment transfers a hundred and twenty-two thousand from the
27. Professional Supervision Division to the General Office Division.
28. There is no ultimate bottom line change. The reason is, when
29. House Bill 2771 passed, the Professional Supervision Division
30. will no longer statutorily exist and the troops will be transferred
31. into the General Office Division, as I understand it.

32. PRESIDENT:

33. Any discussion? Senator Bloom moves the adoption of Amendment

1. No. 4 to House Bill 3029. Those in favor signify by saying
2. Aye. Those opposed. The Ayes have it. The amendment is
3. adopted. Further amendments?
4. SECRETARY:
5. No further amendments.
6. PRESIDENT:
7. 3rd reading. 3035, Senator Sommer. On the Order of
8. House Bills 3rd reading is House Bill 3035. Read the bill,
9. Mr. Secretary.
10. SECRETARY:
11. House Bill 3035.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. PRESIDENT:
15. Senator Sommer.
16. SENATOR SOMMER:
17. Mr. President and members, this is the budget...or the
18. budget for the Bureau of the Budget and it is down from what
19. it was sent over from the House and...in their request.
20. PRESIDENT:
21. Any discussion? If not, the question is shall House Bill
22. 3035 pass. Those in favor will vote Aye. Those opposed will
23. vote Nay. The voting is open. Have all voted who wish?
24. Have all voted who wish? Have all voted who wish? Take the
25. record. On that question, the Ayes are 46, the Nays are 6,
26. 2 Voting Present. House Bill 3035, having received the
27. required constitutional majority, is declared passed. 3036,
28. Senator Walsh. I understand there's an amendment filed. Do
29. you wish to call that bill back? You do not wish to call
30. that bill back. 3037, Senator Nimrod. Senator Nimrod seeks
31. leave...on the Order of House Bills 3rd reading, House Bill
32. 3037. Senator Nimrod seeks leave of the Body to return that
33. bill to the Order of 2nd reading for purposes of an amendment.

1. Is leave granted? Leave is granted. On the Order of House
2. Bills 2nd reading, House Bill 3037. Mr. Secretary.

3. SECRETARY:

4. Amendment No. 4, offered by Senator Regner.

5. PRESIDENT:

6. 2 and 3 have to be Tabled? All right. With leave of the
7. Body we will revert back to Amendments 2 and 3. Senator Regner
8. moves to reconsider the vote by...or Senator Carroll moves to
9. reconsider the vote by which those two amendments were adopted.
10. Any discussion? If not, all in favor signify by saying Aye.
11. All opposed. The Ayes have it. The vote is reconsidered.
12. Senator Carroll now moves to Table Committee Amendments No. 2
13. and 3. Any discussion? If not, all in favor signify by saying
14. Aye. All opposed. The Ayes have it. Amendments No. 2 and 3
15. are Tabled. Further amendments?

16. SECRETARY:

17. Amendment No. 4, offered by Senator Regner.

18. PRESIDENT:

19. Senator Regner.

20. SENATOR REGNER:

21. Mr. President, what this amendment does it breaks out
22. General Revenue...Fund Grants and Federal grants by programmatic
23. areas. It breaks out Operations under Federal Grant Fund and
24. transfers eighty-eight thousand seven hundred and fifteen dollars
25. for conferences, meetings and technical assistance from GRF Grants
26. to GRF Operations. There's no dollar change in this amendment.
27. I move its adoption.

28. PRESIDENT:

29. Senator Regner has moved the adoption of Amendment No. 4
30. to House Bill 3037. Any discussion? If not, all in favor signify
31. by saying Aye. All opposed. The Ayes have it. The amendment
32. is adopted. Further amendments?

33. SECRETARY:

1. No further amendments. No, I'm sorry. Just a minute.
2. Amendment No. 5, offered by Senator Carroll.
3. PRESIDENT:
4. Senator Carroll.
5. SENATOR CARROLL:
6. Thank you, Mr. President and Ladies and Gentlemen of the
7. Senate. Amendment No. 5 also corrects part of what was in
8. one of...I think Amendment 2, as to the Chicago Ballet, giving
9. them a one time start-up grant. The Governor has indicated
10. he is going to get some matching funds from a private agency,
11. which will be headed by a fellow who used to head an area of
12. State government. In addition, it restores the money that
13. we were cutting in grants-in-aid in our first amendment. It
14. restores it to the level at which it left the House in total,
15. including part of the money for the Chicago Ballet. So, it
16. would be a restoration of a hundred and seventy thousand that
17. we had cut in grants-in-aid to the various programs. I would
18. move adoption of Amendment No. 5.
19. PRESIDENT:
20. Senator Carroll has moved the adoption of Amendment No. 5
21. to House Bill 3037. Any discussion? If not, all in favor
22. signify by...Senator Gitz.
23. SENATOR GITZ:
24. Yes, Mr. President. A question of the sponsor.
25. PRESIDENT:
26. Indicates he will yield. Senator Gitz.
27. SENATOR GITZ:
28. Senator Carroll, this amendment comes as some of a surprise.
29. Now, we cut this and now I understand, if we're on the same
30. amendment, that this takes it back up somewhat. Why?
31. PRESIDENT:
32. Senator Carroll.
33. SENATOR CARROLL:

1. Yes, Senator Gitz. What this does is...well, it's probably
2. as compared to the committee action, not a total restoration,
3. because the committee action added money for the specific
4. start-up grant for Chicago Ballet, which we take out of that
5. new money, now; instead of adding it to the budget. But we
6. do restore one seventy of the two seventy the committee had
7. recommended cutting. This was done at the urging of the House
8. sponsor and various others. If we don't restore the one seventy
9. of two seventy, we will end up in conference on it, which
10. is the process. We just felt that it was better to compromise
11. and add back the one seventy of two seventy to the grants re-
12. quested by the House. The members are, you know, everybody
13. has their own opinion on this and we will be here for two or
14. three more days to do conferences anyway, but I had agreed
15. to attempt to restore it.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Further...Senator Gitz.

18. SENATOR GITZ:

19. Mr. President and members of the Senate, it's not my
20. intention to be an obstructionist; but, you know, I guess what
21. I'm disturbed about is what I fear Senator Schaffer talked
22. about next year with the veils being revealed and you end up
23. with the Great Hulk underneath and it seems to me that what
24. we're about to embark upon is a course, and maybe I'm reading
25. too much into it, Senator Carroll; that the committee takes one
26. form of action, and then the Chairman of the committee get
27. together with the House members, and they decide what the levels
28. are going to be so they offer the amendments, and none of the
29. rest of us that serve on the committees are ever consulted,
30. know what's in the amendments or why it's being restored. And
31. I just think that that is a...a terribly bad way to go in this
32. whole operation.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further discussion? Senator Rhoads.

2. SENATOR RHOADS:

3. Thank you, Mr. President. Senator Gitz is absolutely
4. correct. This amendment deserves a No vote. The entire
5. appropriation deserves a No vote. The agency should never have
6. been created. It does not deserve to exist. There is no
7. conceivable justification for the expenditure of public funds
8. on this kind of an agency. But, having lost that battle many
9. years ago, we continue to fight it...at the appropriations level.
10. There just...there's just no end to the kinds of things that
11. could conceivably come under for so-called worthy funding for
12. arts programs, and everybody has a pet project, and I've received
13. a lot of criticism from constituents in my own district in the
14. past for having resisted increases in the Agency of the Arts
15. Council over and above the Governor's budget level. To these
16. people, I couldn't even defend supporting the Governor's budget
17. level. They were angry at me because I resisted a million
18. dollars over the Governor's budget level last year. There is
19. absolutely no end to their greed. And that's all it is; just
20. complete brazen greed, and sometime somebody ought to say no.
21. Let's vote No on this amendment, at least.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? Senator Demuzio.

24. SENATOR DEMUZIO:

25. Thank you, Mr. President. To answer Senator Gitz's question.
26. Yesterday there was a hundred and forty thousand dollar road
27. program that didn't benefit deep southern Illinois nor did it
28. benefit deep northern Illinois, and therefore a hundred and forty
29. thousand dollars was available, and so, therefore, it was decided
30. to put it in this program.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Further discussion? Senator Nimrod.

33. SENATOR NIMROD:

1. Thank you, Mr. President. I've talked with both the
2. Executive Director and the Chairman of the Board. These grants...
3. when these requests came in, they were discussed in committees.
4. These meetings have already been held with the various agencies
5. and these grant programs...of course, we're getting additional
6. Federal funds, that's one of the reasons that these indications
7. are up. We're getting some additional Federal funds to provide
8. for local grants. And it seems to me that the...we did...we concurred,
9. at least I did, with what they were requesting that seemed
10. reasonable for the programs that they were proposing. Now,
11. they've eliminated a number of requests, and I think if we're
12. going to have any kind of sanity; I agree that there have been
13. some mistakes with this group, but there's also been a lot of
14. good that's come out of it; and I think as we find things that
15. are bad, they are quickly removing them and resisting the kinds
16. of things that...some of the examples that have been pointed out by
17. Senator Rhoads and other people.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Further discussion? Senator Netsch.

20. SENATOR NETSCH:

21. Gentlemen and Ladies, look at it this way, we managed to
22. take five hundred thousand away from Chicagofest some time
23. yesterday. This is a much more appropriate use of the funds
24. and it doesn't all go to Chicago.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Further discussion? Further discussion? Senator Lemke.

27. SENATOR LEMKE:

28. Mr. President, sometimes I'm very critical of the Arts
29. Council, because they misappropriate money for certain grants,
30. but in this case, and looking at this addition...the amendment,
31. I think it's a good thing. The Chicago Ballet is...is trying
32. to come back. We're the only major city in the world that
33. doesn't have a Ballet Company. If we don't sponsor arts in this

1. State, we will be a State without culture. And let's look
2. back to when we were youngsters and to our grandparents. No
3. matter what their education was, they always had time to go
4. to the...hear the orchestra, or go hear the opera or watch the
5. ballet, I know as a little kid. So, all is not lost, we tell
6. our youth; learn to play the piano, you too, can become a great
7. musician like Dvorak or Paderewski. You can be a great...person,
8. true they say, follow this course, and so, when they're little
9. they go with their violin or their saxophone; but when they
10. get older, if we don't fund these arts, there's going to be no
11. place for them to go; and there be...we'll have no culture.
12. We'll be a country without culture. It'll be 1984 and we'll
13. be just puppets. So, let's vote for the bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Senator Becker.

16. SENATOR BECKER:

17. Thank you, Mr. President. I call for the previous question.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. I only have one other speaker that's recognized. Further
20. discussion, then? Senator Gitz did you wish...Senator Gitz.

21. SENATOR GITZ:

22. I just want to make it very clear why I'm going to put a
23. red light on the board. I would personally be willing to support
24. an increase in the Arts Council. I think there is a great deal
25. of merit to what Senator Lemke was saying. But what my bewilder-
26. ment or maybe amusement, I'm not sure which is the better term,
27. is that presumably, the reason that we spend considerable time in
28. the Appropriations Committee is to go through the budgets with
29. some degree of thoroughness, and what bothers me is that all of
30. the sudden amendments appear and there's no discussion, except
31. with a chosen few people as to why the money is restored. Now,
32. either that means that there was no reason to make the cuts
33. in the first place, or they're simply arbitrary; or we are

1. restoring money without really giving a rationale. And I am
2. willing to support rational increases, but I would like this
3. to be at least, not simply an Appropriations Committee that
4. makes decisions and then we reverse them at will; but presumably,
5. this is a reflection of a process. Otherwise, there's no reason
6. to even have an Appropriations Committee. We can just simply
7. have the spokesman of each side make their decisions and we
8. can save our time.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator Carroll may close.

11. SENATOR CARROLL:

12. Some people suggested that might not be a bad idea, but
13. I don't happen to agree with that, Senator Gitz. In fact,
14. what happens, as you know, the process is such as that's
15. why we have 2nd reading for purposes of an amendment. In
16. this particular case, we did cut. We felt that the grants
17. listed were not warranted in the amounts suggested by the House.
18. We've done that in a lot of departments, agencies and in this
19. case, a council. At times, we're not right; we are wrong.
20. They come to us and they come to various members, Senator
21. Nimrod, specifically, imploring us to attempt to restore some
22. of this money. I had agreed, in this case, and sometimes I
23. resist the attempts on the Floor to restore money. In this
24. case, part of it was a technical correction and that's the
25. ballet part, which was in an earlier amendment, and part of it
26. is a restoration. And Senator Demuzio, yes, they will dance
27. downstate, the Chicago Ballet; and we can even get them to
28. dance on that road in your district. But the point is that
29. in this case, as we did in others, we are attempting to avoid
30. a conference where they have, at least to some members, justified
31. a partial restoration of some of the monies we have cut, and
32. I would urge adoption of Amendment No. 5.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. The motion is to adopt Amendment No. 5. Senator Rhoads
2. requests that a roll call be taken. Those in favor vote Aye.
3. For what purpose does Senator Philip arise? Senator...

4. Senator Carroll was closing, Senator Philip. Senator Philip.
5. SENATOR PHILIP:

6. Well, I'm sorry, Mr. President. I just...I guess I just
7. haven't been paying too much attention; but I might make a
8. couple of comments. To say that this agency has a good record
9. is certainly a matter of opinion, and I know that I live in
10. DuPage County, which is a very affluent county, the second
11. largest county in the State of Illinois. I think last year
12. our grand slam total was some fifteen hundred dollars. The
13. year before we got five hundred, so that was three times as
14. much, and I appreciate it; and I can remember one time, I had
15. a request from a drum and bugle corps, which was supported by
16. the American Legion, the VFW, which, in my judgment, kept kids
17. off the street, taught them something about music. They asked
18. for a stinky five hundred dollars, were turned down; I called
19. the director, wrote a...the director a letter and they still
20. got turned down. But, I'll tell you one thing, we can vote six
21. thousand dollars for a Viet Nam film on war deserters or...
22. two thousand dollars for plays on the street corners, or ten
23. thousand dollars to paint signs and viaducts, or twenty thousand
24. dollars to think up poetry for the CTA and the RTA buses, but
25. we can't give the Drum and Bugle Corps of DuPage County a lousy
26. five hundred bucks. And if anybody can justify this hundred and
27. seventy thousand dollars, I'll eat your hat.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. The question is on the adoption of Amendment No. 5. Those
30. in favor will vote Aye. Those opposed will vote Nay. The voting is
31. open. Have all voted who wish? Have all voted who wish? Take
32. the record. On that question, the Ayes are 34, the Nays are 22.
33. Amendment No. 5 is adopted. Further amendments?

1. SECRETARY:
2. No further amendments.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. 3rd reading. House Bill 3038, Senator Coffey. Read the
5. bill, Mr. Secretary, please.
6. SECRETARY:
7. House Bill 3038.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Senator Coffey.
12. SENATOR COFFEY:
13. Yes...yes, Mr. President and members of the Senate, this is the
14. FY-'81 Department of Transportation budget for operations and
15. grants in the total of nine hundred and forty-eight million,
16. eight hundred and eighty-seven thousand two hundred dollars
17. and fifty-nine cents. And I'm going to ask for your favorable...
18. favorable roll call on this...I don't think it's enough money
19. to...to do a good job in our F.'81 Road Program. There's no...
20. there's one only...only one new position and I'd be glad to
21. answer any questions.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Is there discussion? Senator Keats.
24. SENATOR KEATS:
25. Thank...thank you, Mr. President and Ladies and Gentlemen
26. of the Senate. I say to the sponsor of the bill, and I have
27. no real problem with the Road Program; I've got...you know, I
28. didn't ask for anything and I didn't get anything, so, I don't
29. worry about that; but I just want to stress, and the sponsor
30. of the bill could answer this question, do they have any funds
31. for what they call the Coastal Zone Management Program, or the
32. umpteen different names they've come up with? Are there
33. any funds in this budget, and I want to make sure this is in

1. the transcript, are there any funds whatsoever for those
2. rotten, rat fink, stupid bureaucrats who I can't get out
3. from under foot, who run all over my district and drive my
4. constituents nuts? Have you got any funds for that in
5. this budget?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Coffey.

8. SENATOR COFFEY:

9. No.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Keats.

12. SENATOR KEATS:

13. Thank you, I know you didn't and you've been very cooper-
14. ative and very helpful in this issue, but I wanted that in the
15. record, and when John Kramer sees that and if I catch one more
16. Department of Transportation bureaucrat driving my constituents
17. nuts on State money, when there's no money in the budget; we've
18. appropriated nothing for four consecutive years; we've killed
19. the stupid program for four consecutive years. If I catch
20. one more in my district, after I wring his neck, I'm coming
21. down here and find out what the devil John Kramer has done
22. to mislead us and take money that should not be used for
23. purposes that we did not appropriate it for. Thank you very much.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Weaver.

26. SENATOR WEAVER:

27. Well, Senator Keats, I presume you're going to vote for
28. this appropriation this year then.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Further...further discussion? Further discussion? The
31. question is on the passage of House Bill 3038. Those in favor
32. vote Aye. Those opposed vote Nay. The voting is open. Have
33. all voted who wish? Have all voted who wish? The Department

1. of Transportation, Senator Geo-Karis. Department of Transportation.
2. Have all voted who wish? Have all voted who wish? Take the
3. record. On that question, the Ayes are 43, the Nays are 12,
4. 1 Voting Present. House Bill 3038, having received the required
5. constitutional majority, is declared passed.
6. PRESIDING OFFICER: (SENATOR SAVICKAS)
7. House Bill 3044, Senator Schaffer. Read the bill, Mr.
8. Secretary. Senator Schaffer on 3044. Senator Schaffer, there's
9. a request to bring it back to the Order of 2nd reading.
10. SENATOR SCHAFFER:
11. I...I will do that with great trepidation.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. On the Order of House Bill 3044. Is leave granted to bring
14. it back to the Order of 2nd reading for the purpose of amendment?
15. Leave is granted. On the Order of 2nd reading, House Bill
16. 3044. For what purpose does Senator Daley arise?
17. SENATOR DALEY:
18. A point of personal privilege. I would like to introduce
19. a group of senior citizens from Merrionette Park, northwest side
20. of Chicago. Will you please stand up?
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. Mr. Secretary, are there any amendments?
23. SECRETARY:
24. Amendment No. 16, offered by Senator Sommer.
25. PRESIDING OFFICER: (SENATOR SAVICKAS)
26. Senator Sommer.
27. SENATOR SOMMER:
28. Mr. President and members, this is simply a technical
29. amendment, makes no substantive change.
30. PRESIDING OFFICER: (SENATOR SAVICKAS)
31. Senator Sommer moves the adoption of Amendment No. 16
32. to House Bill 3044. All those in favor...is there any dis-
33. cussion? All those in favor indicate by saying Aye. Those

1. opposed. The Ayes have it. Amendment No. 16 is adopted.
2. Any further amendments?
3. SECRETARY:
4. Amendment No. 17, offered by Senator Schaffer.
5. PRESIDING OFFICER: (SENATOR SAVICKAS)
6. Senator Schaffer.
7. SENATOR SCHAFFER:
8. This is another technical amendment on the grant transfer
9. line item.
10. PRESIDING OFFICER: (SENATOR SAVICKAS)
11. Is there any discussion? If not, Senator Schaffer moves
12. the adoption of Amendment No. 17 to House Bill 3044. Those
13. in favor indicate by saying Aye. Those opposed. The Ayes
14. have it. Amendment No. 17 is adopted. Any further amendments?
15. SECRETARY:
16. Amendment No. 18, offered by Senators Buzbee and Regner.
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Senator Buzbee.
19. SENATOR BUZBEE:
20. Thank you, Mr. President. The Senate will recall the
21. discussion we had the other day on the various amendments to
22. the Department of Children and Family Services. The Director
23. has been involved in discussions with various members, has been
24. involved in discussions, I think, with the Republican leadership,
25. with various people that are interested in the bill. I think
26. that the Governor's Office has been talking with the Director,
27. so forth. Senator Regner and I have agreed on what we think
28. is an equitable compromise, coming off the position that I was
29. taking the other day, restoring some funds and cutting some funds,
30. and we hope that we will be able to sell this compromise to
31. at least thirty members of this Body; hopefully, more. And let
32. me describe what this amendment does. It deletes everything
33. after the enacting clause, to start with. And it inserts House

1. Bill 3044 as the bill left the House, with the following
2. changes, now it's important to note I said "as the bill left
3. the House." You will recall that those thirty positions were
4. already cut from the House and we are not attempting to restore
5. those as I did with my amendment the other day. So those
6. thirty positions are already out. The Governor's Youth Services
7. Initiative, the Cook County Shelter and the Evaluative Shelter
8. are broken out into line items as provided by the Department.
9. The eight percent solution was applied to reduce Personal
10. Services Retirement and Social Security by two hundred eighty-
11. one thousand two hundred dollars. That, of course, is con-
12. siderably more than the original eight percent solution took
13. out. The Contractual Services line in the Central Office is
14. reduced by thirty-six thousand dollars for the removal of the
15. director's airplane. Number 4, the following reductions in
16. EDP were made because of an excessive staff in Contractual
17. Services request for work the Department might be able to do
18. in FY-'81, twenty-three thousand four hundred dollars in
19. Personal Services, eighteen hundred dollars in Retirement,
20. Social Security, fourteen hundred and in Contractual Services
21. one hundred forty-eight thousand dollars. That is a total
22. reduction of one hundred seventy-four thousand six hundred
23. dollars in the EDP Division. Number 5, the Day Care Grant
24. Line is reduced to the Governor's original request of fourteen
25. million one hundred sixty-nine thousand five hundred dollars.
26. This is a reduction of nine hundred ninety-one thousand nine
27. hundred dollars. And, here again, the Director sits on that
28. Rate Review Board; he assures me that if there is a rate increase
29. given this year, which he thinks is a very good possibility,
30. that this fourteen million one hundred sixty-nine thousand
31. dollars will be sufficient for that rate increase to those
32. day care centers. Number 6, the following grant lines were
33. increased to allow for a rate increase, in Counseling we in-

1. creased for...for grants from six million six hundred twenty-
2. nine thousand five hundred dollars up to six million nine
3. hundred ninety-six thousand one hundred dollars. That's a
4. total increase of three hundred sixty-six thousand six hundred
5. dollars in the Counseling Grant Line. For Homemakers, we in-
6. creased from four million four hundred twenty-six thousand
7. nine hundred dollars up to four million seven hundred four
8. thousand seven hundred dollars; a total increase of two hundred
9. seventy-seven thousand eight hundred dollars. The Grant Line
10. for Unwed Mothers is increased two hundred ninety-seven thousand
11. two hundred dollars, from eight hundred sixty thousand to one
12. million one hundred fifty-seven thousand two hundred dollars.
13. So, we have increased the grant lines for Counseling, Homemakers,
14. Unwed Mothers. There's sufficient funds for an increase in the
15. rate for day care centers and we have made, what I consider to
16. be rather substantial cuts in the Operations portion of the
17. budget. I would attempt to answer any questions at this time.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? Senator Washington.

20. SENATOR WASHINGTON:

21. Will the sponsor yield?

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Indicates he will.

24. SENATOR WASHINGTON:

25. One question, Senator Buzbee. The Youth Service...the
26. Governor's Youth Service Group, what was the total dollar
27. figure, was it decreased, increased?

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Buzbee.

30. SENATOR BUZBEE:

31. Yes, it is 1.2 million dollars, Senator Washington and
32. that is the amount as requested in the Governor's budget.
33. It was not touched.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Senator Washington.
3. SENATOR WASHINGTON:
4. I'm confused. You indicated there was some changes in
5. that particular item, what were the changes? I must have
6. missed something.
7. SENATOR BUZBEE:
8. It was just line itemed out so that the Governor's Youth
9. Services Initiative is line itemed as the Governor's Youth
10. Services Initiative, so that they will not be able to spend
11. that for any other line item.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Is there further discussion? Senator Egan.
14. SENATOR EGAN:
15. Thank you, Mr. President and members of the Senate. As
16. I understand it, Senator Buzbee, this is an agreement between
17. all of the people who had any objection originally, all of
18. the people that had any objection in the House and all of
19. the people who had any objection that had to bear upon the
20. department, and all the people within the department? The
21. reason I ask, this is the twenty-sixth day of the sixth
22. month of the process of appropriating money for this department
23. and we're starting all over again. I just want to know if
24. there's an agreement on it. I'm for it, if you want me to
25. vote for it, I will. I want to go home. But I'd like to know
26. who is not in agreement with it, if there, in fact, is not
27. harmony.
28. PRESIDING OFFICER: (SENATOR SAVICKAS)
29. Senator Buzbee, do you wish to answer that question?
30. SENATOR BUZBEE:
31. Well, Senator, I don't think that this amendment is going
32. to please everybody. I have indicated it is a compromise among
33. various people. The director says that it is a compromise he can

1. live with. We are not starting over, as a matter of fact.
2. Cuts that the House made have stuck, some of the cuts that
3. were requested in the Senate are in here; not all of them,
4. so it is a compromise as compromises are want to do. It makes
5. nobody happy, but hopefully, it's a medium ground where enough
6. people can gather that we can go ahead and plow the road without
7. having to lay new concrete.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Egan.

10. SENATOR EGAN:

11. May I ask, then, if we can't just vote.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator...Sommer.

14. SENATOR SOMMER:

15. Mr. President and members, it's been represented that
16. there's been agreements made on all sides. You know, I've
17. never even met the director of this agency. I still have
18. never met him to my knowledge and I'm not part of any agreement
19. that was made. This bill is still about a quarter of a million
20. dollars over what it was introduced at when it got in over
21. to the House. There are still almost, not quite, five hundred
22. new jobs in this agency. We have authorized in the past, oh,
23. year and a half, over a thousand jobs in this agency. The
24. thrust of my amendments were to remove some of the Central
25. Office high-priced jobs. We didn't remove any of the field
26. jobs that I can remember, and it would seem to me that there
27. is an awful lot of fat, there's an awful lot of bloat in this
28. budget, and if you want to appropriate the same amount of
29. dollars, wouldn't it be better if we put it into grants for...
30. for agencies that...that can use the money to directly benefit
31. children? Wouldn't it be better if we put it into lines
32. that will go directly to the care of children? Why do we have
33. to put it in for bureaucrats? Of over a thousand new bureaucrats,

1. what happened by Senator Buzbee's action here, is we adopted
2. the House approach which cut thirty whole jobs out of the
3. request for the agency; however, we added more money on top
4. of that. It seems to me that this budget has not been adequately
5. examined, that there is opportunity for further work and if
6. we could maintain the position of wanting further...work, we
7. could get into a Conference Committee, really tear it down,
8. look at it, and try to put the money...I'm not opposed to
9. the...to placing money into lines that will help children
10. and not...I am definitely opposed to the authorization of
11. thousands of new jobs. We just removed all of the jobs from
12. the Department of Transportation...all of the new jobs by the
13. previous bill. We're going to remove all of the new jobs from
14. the Department of Public Aid by a bill later; now, why can't
15. we do the same thing with this agency? And I do oppose the
16. particular amendment that Senator Buzbee offers.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Johns.

19. SENATOR JOHNS:

20. Thank you, Mr. President. I'm not in much mood to be
21. tampered with here when you give five hundred jobs...you play
22. around, two guys make the decision here, Regner and Buzbee.
23. I don't know what kind of love affair is going on here, but
24. I tell you this, this is the most gross thing that has ever
25. happened to this General Assembly. Two people, one whose
26. favor I don't know what he's seeking, with the director,
27. continues to feed this guy everything he wants. Let me tell
28. you a story. There's a Gentleman, a Republican Senator right
29. over there, that told me a story about this director. In a
30. parish, a church, they wanted to take care of some little
31. children...the parents wanted to take care of them. Do you
32. know what he told the guy? Hey, don't get involved, you've
33. got to have a license and you're bucking big money. What

1. kind of man is it, what kind of man is it that speaks with
2. that kind of language and makes these glib speeches all up
3. and down the State about what kind of care he's going to give
4. the children? We're going right back where we started a few
5. days ago to fight this thing out, to make this...this department
6. efficient. John Knuppel said it so clearly, you're acting
7. like Pontius Pilate. You're giving him...you're taking pieces
8. of silver for what you're doing here. I'll never forget what
9. he said 'cause he put it in the proper perspective. I don't
10. know what's the game here, but I'll tell you this, we're not
11. serving the kids; not in the least. I'm going to support this
12. amendment, because Egan and everybody wants to go home; neglect
13. the children if you want to. I'm going to support it, but
14. I've got one following it.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Netsch.

17. SENATOR NETSCH:

18. I think the thing that is distressing to many of us is
19. that we don't really know what the amendment does. There
20. certainly is room for some dispute about how many people have
21. agreed to it. In fact, I thought initially I had understood
22. that Senator Sommer had been a part of the negotiation; and he, obviously,
23. from his last remarks...well, I misunderstood it. You said
24. there had been all this discussion and negotiation and I
25. assumed that the Minority Spokesman might have been involved
26. in it. Of course, I don't much like the Minority Spokesman's
27. point of view on DCFS, so, I'm just as happy he was left out
28. of it. But in any event, the real point is that...would it
29. be possible to share with us a piece of paper that explains
30. what it does? You know, when you rewrite...thank you, very
31. much, right now. The...when you rewrite an entire major
32. agency appropriation, and some of us had a number of points
33. of concern, we just cannot keep up with the rattling off of

1. the figures in order to be able to tell what the bill does.
2. I, for example, I'm not quite sure what it does in terms of
3. the...the drive that Senator Schaffer has been moving to try
4. to make the reimbursement reflect the same kind of cost of
5. living increase that State employees have. I'm just not
6. sure, and I think those are quite relevant questions.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Geo-Karis.

9. SENATOR GEO-KARIS:

10. Mr. President and Ladies and Gentlemen of the Senate,
11. I've sat hereand heard the Director of the Children and Family
12. Services vilified and I can recall..that we've had some prior
13. directors under prior Gubernatorial Administrations who did
14. very little. At least this man is trying and I think we ought
15. to give it a chance. I'm sure that Senator Buzbee would not
16. be putting up this amendment unless he thought there was some
17. merit to it. And I do think it's high time we give a chance
18. for the department to operate. Believe me, if they're not
19. doing the job come next year, I'll be the first one to try
20. and strip them.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Gitz.

23. SENATOR GITZ:

24. Senator Geo-Karis, I'm not opposed. I think Director
25. Coler is doing all right, but I'm...I want to know what's in
26. the amendment, I want to know what is in this bill when it
27. goes out of here; and therefore, I have a couple of very
28. quick questions for Senator Buzbee or Senator Regner. Now,
29. number 1, am I to understand from Senator Sommer's comment
30. that this is still a quarter of a million dollars over the
31. Governor's budget?

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Buzbee.

1. SENATOR BUZBEE:

2. That is correct, Senator, when you reflect that almost
3. seven hundred thousand dollars has been cut from the Operations
4. portion of the budget, as it was introduced at the Governor's
5. budgetary level. The reason that we are now a quarter of a
6. million dollars over, is because of the increase in the grant
7. lines to the...to the various private agencies that will re-
8. ceive increases. So, you take the seven hundred thousand of
9. Operations out, add in about, oh, approximately, a million in
10. grant line increases; so, it puts us about a quarter of a
11. million over the Governor's budgetary level.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Gitz.

14. SENATOR GITZ:

15. Okay. Now, Senator Sommer had close to about ten amendments.
16. How much is being restored over his cuts? How much did he
17. take out? How much is coming back now over what this budget
18. stood at when his amendments were added in?

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Buzbee.

21. SENATOR BUZBEE:

22. Okay. The total...the total reduction in Senator Sommer's
23. amendments that were adopted was a little over five million.
24. We're restoring 4.5, approximately; but again, don't forget
25. that part of that is in the grant lines; it's not in the Operations
26. lines, and...

27. SENATOR GITZ:

28. How much is going into the grant lines, then?

29. SENATOR BUZBEE:

30. Well, we are increasing the grant lines for Day Care...pardon
31. me, for Counseling by three hundred sixty-six thousand six hundred
32. dollars; for Homemakers, we're increasing that by two hundred
33. seventy-seven thousand eight hundred dollars, to bring those two

1. lines, respectively, to six million nine hundred ninety-six
2. thousand and to four million seven hundred four thousand
3. seven hundred. The grant line for Unwed Mothers is increased to
4. two hundred ninety-seven thousand dollars, to bring it up to
5. one million one hundred fifty-seven thousand two hundred dollars.

6. SENATOR GITZ:

7. There were four hundred and thirty-seven new positions in
8. this budget when it came to the Senate, how many new positions
9. are in it now?

10. SENATOR BUZBEE:

11. We're...we're taking a total of thirty-four new positions,
12. and this reflects, of course, the increased responsibilities
13. we've given the department with the passage last year of our...
14. of our Child Protective Services and the Central Registry
15. requirement that's now a part of the Statute of this State.

16. SENATOR GITZ:

17. Does that mean, then, that there are four hundred new
18. positions?

19. SENATOR BUZBEE:

20. That would be approximately correct, and those are phased
21. at nine months, six months and three months.

22. SENATOR GITZ:

23. Where are those new positions? How many are in the Central
24. Office?

25. SENATOR BUZBEE:

26. Okay. You'll have to give me a second on that one. They
27. are...they are primarily in the Regional Offices and in the
28. Central Registry, which is the Electronic Data Processing
29. portion of where the computer...okay, here it is.

30. SENATOR GITZ:

31. Mr. President, I'll try to be brief...

32. SENATOR BUZBEE:

33. I have...I have the answer...

1. SENATOR GITZ:

2. ...I know it's a long day and I know that patience is
3. thin, but I really think it's important to know what's in
4. this bill, because it is one of the agencies that we are
5. making substantial...

6. SENATOR BUZBEE:

7. ...I have the answer for you, Senator. The answer is in
8. the Central Support Office, eight new jobs; in the Training
9. and Educational Center, eight new jobs; in the Adoption
10. Advocate Project, three new jobs; in Electronic Data...Data
11. Processing, we're allowing ten of the fourteen jobs requested;
12. in the Regional Offices, three hundred and eighty-one. That's
13. where the new jobs are primarily going. In the State Central
14. Register, twenty-seven new jobs.

15. SENATOR GITZ:

16. Okay. For my clarification, then, I'm going to give you
17. figures of this budget by category. Now, as I...

18. SENATOR BUZBEE:

19. Let me...let me correct one thing I said. Three hundred
20. and eighty-one new jobs in the Regional Offices reduced that
21. figure by thirty in the Supervisory Personnel that are cut
22. out with this amendment; so that would be three hundred and
23. fifty-one new jobs.

24.

(End of reel)

25.

26.

27.

28.

29.

30.

31.

32.

33.

1. SENATOR GITZ:

2. Okay, in...in Central Operations, the sub-total of Fiscal
3. Year '81 over '80 was originally a forty-four percent increase.
4. Under your amendment, how much is the percentage increase over
5. last year in Central Operations?

6. SENATOR BUZBEE:

7. I don't know.

8. SENATOR GITZ:

9. In Regional Offices, last year...this year's projected increase
10. originally as this bill came to the Senate was twenty-seven
11. percent, how much is in this amendment?

12. SENATOR BUZBEE:

13. We haven't done those kinds of calculations, Senator,
14. I'm sorry I can't answer.

15. SENATOR GITZ:

16. Under Special Functions, the increase over Fiscal Year '80
17. was 72.8 percent, do we know how much is in this amendment?
18. Under Special Functions, this is Day Care Services, Guardianship
19. Herrick House, Tri-Agency, etcetera.

20. SENATOR BUZBEE:

21. Senator, we haven't done any of those percentage calculations
22. that you're requesting. Don't...don't forget this..this amend-
23. ment was prepared and hour ago, and it was prepared by the
24. Republican staff. The Democratic staff was cognizant of it,
25. was working with it, and they just simply have not had time
26. to give all those kind of details, with the...with this amend-
27. ment.

28. SENATOR GITZ:

29. Mr. President, Senator Egan is very impatient, he's only
30. two seats away, I think I'll defer my questions, but I am...I'm
31. very confused about the status of this budget, very worried about
32. where we're putting our money, and I regret to say, that I don't
33. think that any of us here really know what's going to be in this

1. amendment when it goes out of here.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Knuppel.

4. SENATOR KNUPPEL:

5. Well, of course, I'm somewhat irritated too, that we
6. spend the whole year here, and here we are amending material
7. back in that we took out when we had time for reasonable
8. debate. And I'm...I'm disappointed that...that we're doing
9. this, I would think somebody that wanted to go home would just
10. vote No on everything he'd be so disgusted; but that doesn't
11. seem to be the way it works. We sit here all night, on
12. the last night many times with the Medley Mover's amendment,
13. or something else. This is the most important thing that
14. we do...one of the most important things we do here, is
15. we parcel out over two billion...three billion dollars of
16. money, and I tell Senator Geo-Karis, she said the same thing,
17. virtually the same words. She said I'm going to vote for the
18. five million dollars last year, and if they don't do the
19. job when I'm back here, she says I'll take a look at it and
20. will do it, I want to tell her, in the field, I'm there,
21. they're not doing the job, Adeline. They're not doing the
22. job, and the reason they want to go home, Senator Johns, is
23. the hand towels won't do the job in here, they want some
24. bath towels.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Schaffer.

27. SENATOR SCHAFFER:

28. Well, a couple of points, particularly to those members
29. on Appropriations II, the amendment before us does, in fact,
30. include what I would construe to be a real eight percent increase
31. in the line items, the grant line items. Some of those line
32. items, of course, will require action by the Rate Review Board.
33. The director has pledged his aggressive and active intervention on

1. behalf of these agencies. I expect that he will live up to
2. that commitment, and should he not, I suspect I will be tempted
3. to make Senator Johns look like a shrinking violet next year
4. on this subject. I think the amendment before us, is a reasonable
5. compromise. I would suggest to you, that it isn't everything
6. the department wants by a long shot. It probably has some
7. money in there that if we...if we were all clairvoyant, we would
8. probably choose not to give the department..and I suspect we'll
9. find that some of those personnels' positions will be hard to
10. fill in the time period that they intend to. But I would also
11. suggest to you, that the alternative is to beat the amendment,
12. send the bill into a Conference Committee, and somewhere
13. three or four days from now, at two or three in the morning
14. come out with some Conference Committee that most of us will
15. be so blurry eyed, we won't have a chance to read. I think it's
16. a reasonable compromise, I think we'd be well advised to adopt
17. it, send the bill to the House in the hopes they would concur,
18. and we could avoid any of what I call, the Springfield midnight
19. madness, and I would recommend that we approve the amendment.
20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Daley.

22. SENATOR DALEY:

23. Mr. President, and fellow Senators. I am not happy like
24. a lot of people are in regards to this compromise. It's been
25. worked out over hours and hours, and I was not part of it, but
26. I think I will accept the...the will of this Body, because as
27. a member of the Judiciary Committee, there have been many problems
28. of the Department of Children and Family Services over the years
29. and prior Governors, but I want to say that this director is
30. ready, willing, and able to work out the problems within the
31. office. I think he's done a remarkable job, I think there should
32. have been more money committed to the department. Like anything
33. else, you have to live under that eight percent as Senator Schaffer said

1. and I think it's a good compromise.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Rhoads.

4. SENATOR RHOADS:

5. Thank you, Mr. President. Senator Daley, I wouldn't care
6. if Greg Coler were St. Francis of Assisi, the..the character
7. of Greg Coler isn't in question here, the dollars in this...
8. in his agency budget are. I agree with you, I like Greg, I
9. think he's doing a fine job. Now, we had an hour's worth of
10. debate here the other night, Senator Newhouse will recall and
11. others. I got up and made a speech at that time, saying that
12. I had voted very selectively, tried to vote very selectively
13. on the amendments that Senator Sommer offered. And I did so,
14. because I didn't want the vote on this bill or any of its
15. amendments to be a referendum on the Greg...on the work that
16. Greg Coler has tried to do, and I emphasize tried to do. But
17. good intentions aren't enough. Now, while we're speaking of
18. Coler, not twenty minutes after that debate was over, I met
19. him out here in the hall, and I said Greg, will you please go
20. and talk to Senator Sommer, and answer some of his objections
21. on the amendments? Senator Sommer said a few minutes ago, as
22. yet Director Coler has never come to him, that he's never met
23. the man. Now, that's in violation of a promise that he made
24. to me, for one. Secondly, on the question of positions, this
25. is the agency that's put on over a thousand new positions since
26. January the 1st, 1979. In the amendments that Senator Sommer
27. offered some forty-eight hours ago, we had approximately three
28. hundred and eighty-five new positions this year, I think we cut
29. out about half of them. What Senator Buzbee's amendment is doing
30. is shifting around money from...apparently from new positions
31. into some increased grant line items. Senator...Buzbee, you know
32. that this isn't what the Senate agreed to the other night, and
33. you know that this isn't a compromise. It's not a compromise between

1. anybody. So, let's just drop that word right now. We ought
2. to send this bill out of the Senate in the way that the Senate
3. adopted it forty-eight hours ago. If there are differences with
4. the House, work those out in a Conference Committee, don't
5. come in here with an amendment at the last minute striking
6. everything after the enacting clause, that's not responsible,
7. and you know it isn't responsible. I urge the defeat of Amend-
8. ment No. 18.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Rock.

11. SENATOR ROCK:

12. Thank...thank you, Mr. President, and Ladies and Gentlemen
13. of the Senate. I rise in support of Amendment No. 18, for a
14. number of reasons. I think having gone through the various
15. sub-committee hearings that this budget was subjected to, and
16. the full committee hearing at which I was present part of the
17. time, and having conferred with members of the House as we
18. must of necessity in these closing days confer, it seems to
19. me that this is a better approach. I don't know how many of
20. you have ever attempted under some pressure to construct or
21. reconstruct a budget, presuming to work upon an agreement with
22. House and Senate members. If this amendment is not adopted,
23. and if the bill...as some suggest goes out of here, as it will
24. of necessity, in the form in which it now resides, we are auto-
25. matically having a Conference Committee. Because it simply
26. doesn't mesh all the way around, and to try to reconstruct it
27. without starting over, in effect, from scratch, we could have
28. our joint respective staffs working for about the next two
29. day. So, I suggest to you, that if this goes to Conference,
30. the Conference Committee Report as it comes back will look I...
31. I am sure, virtually sure, almost exactly like Amendment No.
32. 18 looks currently. My suggestion is, it should be adopted.
33. We have in the past Session, mandated this department to do a great

1. number of things. I think given the fact that the director is
2. new, he has made, I think, a bona fide effort to comply with
3. the wishes and the demands, and yes, the mandates of the General
4. Assembly. And I think Amendment No. 18 ought to be adopted over-
5. whelmingly, and I urge you to do so.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Regner.

8. SENATOR REGNER:

9. Well, Mr. President, and members. I rise in support of
10. Amendment 18, I was part of the team, if you want to call it
11. that, in putting this agreement together. Yes, there are a
12. great number of new jobs that are being asked for in this budget.
13. But maybe it's our fault, and I was part of that last year when
14. we passed legislation mandating various programs and assignments
15. to this agency. So, before we start talking about cutting
16. the requirements that we have made, maybe we should go back and
17. change the legislation. But...maybe we should backtrack, but
18. it's too late for that now this year. One of the agreements
19. that the director reached with us in committee, after my questioning,
20. I questioned the projections they had on increased number of
21. child abuse cases, because he was projecting almost a doubling
22. of that amount by a year from now. What the director agreed to
23. do, is to furnish us on the Appropriations Committee, the Chairman
24. and the Minority Spokesman, with monthly reports as to what the
25. caseload really was. And if, in fact, I was right, and he was
26. wrong as to what the case were going to be, he was not going
27. to hire those people, because he would be putting them aboard
28. as the caseloads increased. So, I think the Gentleman does
29. have integrity, in other words, questions...there were several
30. questions the other day about the airplane. What we are doing
31. in there, we're taking the money out of Contractual Services
32. and Children and Family Services, and probably in Conference
33. Committee it'll be put in Department of Transportation, for the

1. leasing of aircraft, and it won't be just for this agency, it
2. will be for other agencies also. So, like I said, maybe we
3. should go back and change the legislation that we passed last
4. year, mandating these programs before we start cutting...talk
5. about cutting back here. And I urge the adoption of Amendment
6. No.18.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Johns.

9. SENATOR JOHNS:

10. My name was mentioned in...and he said I would become a
11. shrinking violet. You know, Ladies and Gentlemen of the Senate,
12. I'd gladly become that, I would gladly become that, I would
13. remain in this seat forever silent if you can show me a great
14. percentage of efficiency, if you can show me better care for
15. our kids, get them out of the foster homes where they languish
16. year after year, where they're not placed out for adoption.
17. If you do that for me, Senator Jack Schaffer, you're my friend
18. already, you'll be solid with me for life. What we want to do
19. is add four hundred more jobs to an already...agency that's
20. overstuffed, you talk about the reputation of the director,
21. I don't like to talk about him, but he's the man. He's the
22. head of the agency, who else could you talk to? If he's going
23. to add four hundred jobs to an already inefficient organization,
24. how in the hell do you expect him to do any better, just by
25. adding jobs and money, that won't get it, that won't get it
26. at all. Buzbee wants to cut thirty jobs, those are regional
27. jobs, those are not administrative jobs. The big boys are
28. still climbing to the top, the big money is still going to the
29. guys up on...upper echelons and not to the kids. You do this
30. for me, look at this agency over and over. Look at it to make
31. sure that these kids are off the streets and in decent places
32. instead of hotels and places where they're near prostitution and
33. dope, and peddling in Chicago. That's all I ask, you do that
for me, and I'll fight for Coler everyday on the steps of this

1. Capital. That's all I want. I'm not supporting this amend-
2. ment, I jested when I said that I was going to, because Egan wanted
3. to leave, I wanted to let him get away from here. But I'm not
4. going to support the amendment, I want to clarify that. Too
5. many members have come over here and wanted a clarification,
6. said no, I was just saying that in jest. Thank you, Mr. President.
7. PRESIDING OFFICER: (SENATOR SAVICKAS)
8. Is there further discussion? If not, Senator Buzbee may
9. close debate.
10. SENATOR BUZBEE:
11. Roll call.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. The question is, shall Amendment No. 18 to House Bill 3044
14. be adopted. Those in favor will vote Aye. Those opposed will
15. vote Nay. The voting is open. Have all voted who wish? Have
16. all voted who wish? Take the record. On that question, the
17. Ayes are 40, the Noes are 18. None Voting Present. Amendment
18. No. 18, having received the majority is declared adopted. Any
19. further amendments?
20. SECRETARY:
21. Amendment No. 19, offered by Senator Johns.
22. PRESIDING OFFICER: (SENATOR SAVICKAS)
23. Senator Johns.
24. SENATOR JOHNS:
25. I can see by a 40 to 19 vote what the mood is, you want to
26. go ahead and let them do as they please. That's all right, but
27. I'm going to offer this amendment to get those thirty top jobs,
28. seventeen brand new, twelve clerical, one lawyer. This amend-
29. ment..Buzbee's already given them a quarter of a million dollars
30. more than last time, this amendment would cut three hundred and
31. eighty-eight thousand dollars out. It makes reductions and that...
32. all from General Revenue, and I move for the adoption of this
33. amendment, to strip thirty administrative jobs out of this already

1. ballooning department. I don't expect a favorable roll call,
2. but I had...I'm compelled do it.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Is there further discussion? Senator Knuppel.

5. SENATOR KNUPPEL:

6. Well, I'm...you know, I...I sit here and feel like Alice
7. in Wonderland when I watch how the people's money is spent and
8. on what basis. You wouldn't handle your own affairs that way,
9. you talk about...some of the people here talk about Chrysler
10. being in trouble, I'll tell you one thing, you know New York
11. State, and New York City were in trouble, we're going to
12. be in trouble. And what happens, I...I think the Governor thinks
13. that these people will help him patronage-wise, I'll tell
14. him something, they're youngsters out of college, they're
15. not politically wise, they're not going to help him. You can
16. put them all on, and every agency we have, you know, we could
17. peel out some of these people. I think this is a good amendment,
18. and it should be supported. The people who are out in the field
19. working with these people, believe me, know that the Department
20. of Children and Family Services aren't getting the job done. I've
21. called...I've had to call Coler at night, and you know, I'm one
22. of these people, by God I'd call you, you work for the State I'll
23. find out where you're at, and I'll call you Thanksgiving Day and
24. I'll raise hell with you all day till I get...get done what
25. has to be done. He may be a nice men...man, but you know what
26. Leo Durochersaid, I never pretended to be a nice guy myself, and
27. neither did Billy Martin, you know, Billy Martin and the marshmallow
28. salesman. By God, what we need is a few more Billy Martins in
29. the Legislature, Leo Durochersaid nice guys finish last, and I'll
30. tell you something, you'll be back here next year bathing in
31. dollar bills the same way, and there'll be children that ought
32. to be placed for adoption as Senator Johns says, languishing in
33. foster homes. There'll be policemen babysitting with children at

1. night because when you call the 800 number you won't be able
2. to get anybody that's on action you'll get...you'll get some-
3. body to answer the telephone but that's not action. Some policeman
4. or somebody will sit there or take the kid home with him until
5. two or three o'clock the next day. It's time we woke up, the
6. hour is late.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Further discussion? Senator Buzbee.

9. SENATOR BUZBEE:

10. Thank you, Mr. President. This agency seems to generate
11. as much emotion as the Department of Transportation or the
12. Department of Public Aid. It's a little strange to me that
13. it generates that kind of emotion, because it's an agency that's
14. very near and dear...its...its task is very near and dear to
15. the hearts of all of us. Now, as to whether the director is
16. able to...do it correctly or not is a matter of opinion, of
17. course. My opinion is, in the eight years I've been here, this
18. is the premier director this department has had. If...if anybody
19. thinks that he is soft, you don't know him very well, he's about
20. as hard a nosed a guy as I have ever met in my life. He has
21. reflected that by the firing of inefficient managerial employees,
22. the disciplinary action he's taken against various employees that
23. he finds lacking. He doesn't hesitate to do that, that's beside
24. the point at this time. In addressing myself to this particular
25. amendment, I would point out that this amendment would reduce
26. thirty current positions in the Central Office. These are
27. not new position cuts, these are the ones that are already on
28. board in the Central Office. It also reduces two new adoption
29. specialists, that's the folks that are going to be working in
30. the area of trying to replace...or trying to place, rather,
31. those hard to place kids. We're not talking about the cute little
32. newborn babies that are white, and that everybody that is of...
33. a white parent would like to have an adopted child, that they can

1. get those kids. That's not the kind of kids we're talking about.
2. We're talking about twelve and thirteen year old severely mentally
3. retarded children. Those are the ones that the director is
4. trying to get out of the foster care homes, and get into adoptive
5. homes. Your average run of the mill social worker is not able
6. to place those kind of kids. So, he is asking for an increase
7. of two adoption specialists to try to get those kind of kids
8. placed in homes that are willing to deal with the severe problems
9. those children have. I think that this amendment ought to be
10. rejected out of hand.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Rhoads.

13. SENATOR RHOADS:

14. Thank you, Mr. President, and members of the Senate.
15. Senator Buzbee, I've got to hand it to you, you're...you're
16. a master, you really are beautiful. You tell us about how
17. emotional an issue this is, and then you go right ahead and
18. use all the emotion you can think of to say what a bad person
19. Senator Johns is for trying to cut out a couple of bureaucrats.
20. We're hurting kids by cutting out these thirty new positions,
21. not current positions, Senator, and I think Senator Johns can
22. speak to that, but we're hurting these kids by going after
23. bureaucrats, a thousand new bureaucrats since January 1, 1979.
24. Senator Buzbee, I don't know how many times I have to say it,
25. I said it before, I said it forty-eight hours ago, I'll say
26. it once more now, this has nothing to do with how nice a
27. guy Director Coler may be. He may be the nicest guy in the
28. world, we're talking about one heck of a lot of money here,
29. a quarter of a million over the Governor's budget, that's all
30. right you don't care do you, it's only money, it's only taxpayers'
31. money. Sure the agency generates a lot of emotion, they deal
32. with the most sensitive mission that any social servants' agency
33. could possibly have, and they've been failing that mission,

1. notwithstanding the current director, he is trying, but they
2. have failed in that mission repeatedly for the last eight
3. or nine years. You all know the horror stories as
4. well as I do. Now, getting back to the amendment, thirty
5. new jobs, thirty-eight new jobs, thirty-eight new jobs that
6. the House cut out of five hundred new positions, that's a
7. whale of a cut Senator Buzbee.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Johns. What's your...state your point, Senator.

10. SENATOR BUZBEE:

11. I misspoke, Senator, but you also misspoke, so I'll correct
12. both of us right now. Those thirty jobs that he's talking
13. about cutting out of Central Office, that's not the ones
14. the House cut, they cut the ones out of the Regional Offices,
15. which we're going along with. The thirty jobs are...seventeen
16. of them are new jobs in the Central Office, thirteen of them
17. are current jobs. So, I misspoke, you also misspoke, plus
18. they're cutting two adoption specialists, and one clerk typist.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Johns.

21. SENATOR JOHNS:

22. I'm...I'm ready. Young fellow wanted me to sign something
23. here, hang on. Ladies and Gentlemen, we keep saying we'll do
24. it next year. We're failing to take in...into consideration the
25. task at hand. Yes, I'm asking for the elimination of these
26. jobs. Seventeen are new, twelve are clerical, in the Central
27. Office. Senator Buzbee spoke about an adoption, in 1975 we
28. put out for adoption one thousand and twenty children. I dare
29. say, if you go about your neighborhood or your office area, your
30. district and ask people how many people have been in contact
31. with the department, how many people are on the list today to
32. adopt children, how long they've been there, five, six, seven
33. years. If they don't play just right you're put back on the end

1. of the list, and you start all over. A thousand twenty, they
2. put out for adoption in 1975. The estimated adoptions that
3. they figure under adding all these jobs mind you, two adoption
4. specialists, a clerk, and a lawyer, you know what they're going
5. to shoot for, four hundred and eighty. Thirty-three people
6. I'm trying to cut out, well that's just a little over one for
7. every ten of what he even proposed to adopt. You know how many
8. they got in the State? Thirty-three specialists right now in
9. adoption practices. And they want to add some more, but
10. sixty percent decline in the number that they have available.
11. Now, listen there's something wrong, and I'm continuing, I'm
12. going to continue to pound away till we get improvement. I
13. move for the adoption of this amendment.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Johns moves the adoption of Amendment No. 19 to
16. House Bill 3044. Those in favor will vote Aye. Those opposed
17. will vote Nay. The voting is open. Have all voted who wish?
18. Have all voted who wish? Take the record. On that question,
19. the Ayes are 18, the Nays are 33. 1 Voting Present. Amendment
20. No. 19 having failed to receive a majority is declared defeated.
21. Any further amendments?

22. SECRETARY:

23. No further amendments.

24.
25.
26.
27.
28. (following typed previously)
29.
30.
31.
32.
33.

AP 3046
3rd Reading
6-26-80
[Signature]

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. 3rd reading. With leave to go back to the Order of 3rd Reading
3. on House Bill 3036, is leave granted? House Bill...Senator, do you
4. want...House...House Bill 3045, Senator Davidson. Read the bill, Mr.
5. Secretary.
6. SECRETARY:
7. House Bill 3045.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.
10. PRESIDING OFFICER: (SENATOR SAVICKAS)
11. Senator Davidson.
12. SENATOR DAVIDSON:
13. Mr. President and members of the Senate. This is the annual
14. appropriation for the Department of Aging, fifty-nine million and
15. five hundred and eighty-nine thousand dollars, fifty-three thousand
16. dollars more than last year. Appreciate a...a favorable roll call.
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Is there further discussion? If not, the question is, shall
19. House Bill 3045 pass. Those in favor will vote Aye. Those opposed
20. vote Nay. The voting is open. Have all voted who wish? Have all
21. voted who wish? Take the record. On that question, the Ayes are
22. 48, the Nays are 3, 2 Voting Present. House Bill 3046...45 having
23. received the constitutional majority is declared passed. House Bill
24. 3046, Senator Regner. Read the bill, Mr. Secretary.
25. SECRETARY:
26. House Bill 3046.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. PRESIDING OFFICER: (SENATOR SAVICKAS)
30. Senator Regner.
31. SENATOR REGNER:
32. Mr. President and members of the Senate. This is the annual
33. appropriation for the Department of Law Enforcement, ninety-six

1. million, nine hundred and ninety-seven thousand five hundred
2. and fifteen dollars, which is thirteen million four hundred and
3. eighty thousand dollars over last year. It does include a pay
4. raise for the troopers, the intent of it being for July 1st just
5. like other State employees. I move for a favorable roll call.
6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there further discussion? If not, the question is, shall
8. House Bill 3046 be...shall House Bill 3046 pass. Those in favor
9. will vote Aye. Those opposed will vote Nay. The voting is open.
10. Have all voted who wish? Have all voted who wish? Take the
11. record. On that question, the Ayes are 58, the Nays are none.
12. None Voting Present. House Bill 3046, having received the
13. constitutional majority is declared passed. House Bill 3047,
14. Senator Rhoads. Senator Rhoads seeks leave of the Body to
15. recall House Bill 3047 to the Order of 2nd reading for the
16. purpose of an amendment. Is leave granted? Leave is granted.
17. On the Order of 2nd reading, House Bill 3047. Senator Rhoads.

18. SECRETARY:

19. Amendment No. 5...

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. For what purpose does Senator Buzbee arise?

22. SENATOR BUZBEE:

23. Well, before we adopt No. 5 we have to Table Nos. 2 and 3.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Rhoads moves...

26. SENATOR BUZBEE:

27. Having voted on the prevailing side, I move to reconsider the
28. vote by which Amendments No. 2 and 3 were adopted.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. You've heard the motion. Is leave granted? Leave is granted.
31. Now, Senator Rhoads moves to Table Amendments 1 and 2...2 and 3.
32. You've heard the motion. Is leave granted? Leave is granted.
33. We've just Tabled Amendments 2 and 3 to House Bill 3047. Now, on

1. Amendment No. 5. Senator Buzbee.

2. SENATOR BUZBEE:

3. Thank you, Mr. President. This amendment corrects technical
4. deficiencies that were in Senate Committee Amendment No. 2.
5. The amendment breaks out seventy-four thousand dollars from
6. the GRF grant line for purchase of advocacy...foster care, and
7. shelter care services. The funds have been used to pay five
8. individuals who staff a twenty-four hour telephone response
9. system. Since the Comptroller will not honor Personal Service
10. contracts from a grant line, this amendment changes the account
11. code to allow for their payment. There's no dollar change, and
12. I would move its adoption.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. You've heard the motion. Is there any discussion? If not,
15. Senator Buzbee moves to adopt Amendment No. 5 to House Bill 3047.
16. Those in favor indicate by saying Aye. Those opposed. The
17. Ayes have it. Amendment No. 5 is adopted. Any further amendments?

18. SECRETARY:

19. Amendment No. 6 offered by Senator Buzbee.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Thank you, Mr. President. One of the amendments that we
24. just Tabled, the director indicated to us, she thought it was
25. unconstitutional, illegal, perhaps immoral, and fattening, I
26. don't know, but anyhow we decided that perhaps she had a good
27. point, and so this amendment does basically the same thing that
28. Amendment No. 3 did, except that it does it in a...in a legally
29. acceptable manner. It breaks out grants to juvenile community
30. programs, and there is no dollar change, and I would move its
31. adoption.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there further discussion? Senator Rhoads.

1. SENATOR RHOADS:

2. You said no dollar change, the first committee amendment
3. reduced the total by ten thousand dollars, this one does the
4. same thing?

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Buzbee.

7. SENATOR BUZBEE:

8. I'm sorry, Senator. Again, I misspoke, not because I was
9. trying to mislead you. You'll recall that we reduced by ten
10. thousand dollars the budgeted request with that Amendment No.
11. 3. To give the director the flexibility we had to not name
12. those agencies by dollar amount. So, we put the ten thousand
13. back in with this last amendment, which brings it to a total
14. of two hundred and fifty thousand dollars she has in grant lines,
15. but she now has the flexibility to...to give those grants to
16. the agencies that she deems correct that are named in this
17. Amendment No. 5...or 6:

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? If not, Senator Buzbee moves
20. the adoption of Amendment No. 6 to House Bill 3047. Those in
21. favor will indicate by saying Aye. Those opposed. The Ayes
22. have it. Amendment No. 6 is adopted. Any further amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. 3rd reading. On the Order of House Bills 3rd reading, House
27. Bill 3049, Senator Mitchler. Senator Mitchler seeks leave of
28. the Body to move House Bill 3049 back to the Order of 2nd reading
29. for purpose of amendment. Is leave...I'm sorry, for the
30. purpose of Tabling amendments. Is leave granted? Leave is granted.
31. On the Order of House Bills 2nd reading, House Bill 3049. Senator
32. Buzbee.

33. SENATOR BUZBEE:

1. Thank you, Mr. President. This was an amendment that is...
2. is incorrect now...No. 2. Given that fact that we adopted
3. a later amendment the other day, I've forgotten which amend-
4. ment it was, but anyhow this amendment is technically incorrect
5. and needs to be...or rather needs to be Tabled at this point.
6. So, on Amendment No. 2, having voted on the prevailing side,
7. I move to reconsider the vote by which Amendment No. 2 was
8. adopted.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. You've heard the motion. You've heard the motion. Is
11. leave granted to reconsider the vote by which it was adopted?
12. Leave is granted. Now, on the Order...

13. SENATOR BUZBEE:

14. Okay, at this time, Mr. President, I move to Table Amendment
15. No. 2.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. No on...the motion is to Table Amendment No. 2 to House
18. Bill 3049. Is leave granted? Leave is granted. Any further
19. amendments, Mr. Secretary.

20. SECRETARY:

21. No further amendments.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. 3rd reading. House Bill 3050, Senator Grotberg. House
24. Bill 3051, Senator Schaffer. House Bill 3054, Senator Schaffer.
25. House Bill 3058, Senator Moore. House Bill 3062, Senator Geo-
26. Karis. Read the bill, Mr. Secretary. On the top of page
27. 4, House Bill 3062.

28. SECRETARY:

29. House Bill 3062.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Geo-Karis.

1. SENATOR GEO-KARIS:

2. Mr. President, and Ladies and Gentlemen of the Senate.
3. House Bill 3062 amends the Fiscal Year 1980 appropriations
4. for the Fair Employment Practices Commission to increase it
5. by twenty-two thousand nine hundred dollars. And I ask your
6. ...your favorable consideration.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Is there further discussion? If not, the question is,
9. shall House Bill 3062 pass. Those in favor will vote Aye.
10. Those opposed will vote Nay. The voting is open. Have all
11. voted who wish? Have all voted who wish? Take the record.
12. On that question, the Ayes are 44, the Nays are 4. None
13. Voting Present. House Bill 3062, having received a con-
14. stitutional majority is declared passed. House Bill 3064,
15. Senator Buzbee. Read the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 3064.

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

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Thank you, Mr. President. This is the annual appropriation
24. from the Common School Fund for teacher's retirement of Federal
25. Funds for grants-in-aids from the Driver Education Fund, and
26. it's a total amount of seven hundred twenty-two thousand eight
27. hundred thirty-four thousand four hundred dollars. This goes
28. to fund the Downstate Teacher's Retirement System and the
29. Chicago Teacher's Retirement System, and I would ask for a
30. favorable roll call.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Is there further discussion? If not, the question is, shall
33. House Bill 3064 pass. Those in favor will vote Aye. Those opposed

1. vote Nay. The voting is open. Have all voted who wish?
2. Have all voted who wish? Take the record. On that question,
3. the Ayes are 52, the Nays are none. None Voting Present.
4. House Bill 3064, having received the constitutional majority
5. is declared passed. House Bill 3066, Senator Berman. Read
6. the bill, Mr. Secretary.
7. SECRETARY:
8. House Bill 3066.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. PRESIDING OFFICER: (SENATOR SAVICKAS)
12. Senator Berman.
13. SENATOR BERMAN:
14. Thank you, Mr. President, and Ladies and Gentlemen of
15. the Senate. 3066, is the appropriation for the...I don't think
16. there's any amendment on there, I think it's already been amended.
17. Am I correct? Mr. Secretary.
18. SECRETARY:
19. Two...two amendments, Senator Berman.
20. SENATOR BERMAN:
21. All right. 3066 is the appropriation for the Common
22. School Fund for fiscal '81, it is a...an increase...I don't
23. have the figures in front of me, of seventy-five million dollars
24. more than would be otherwise spent had there been no change
25. in the formula that we passed last...yesterday when...House Bill
26. 3114. The...the appropriation is one billion four hundred and
27. ninety-three million dollars, I believe. Ask for your favorable
28. roll call.
29. PRESIDING OFFICER: (SENATOR SAVICKAS)
30. Is there further discussion? Senator Davidson.
31. SENATOR DAVIDSON:
32. I rise in support of this. This is the funding for the
33. Common School Fund, we sent the formula out of here at fourteen

1. sixty-three, we put the funding at the same level. It's
2. one of the few times we got them going out of here at the
3. same...the Floor at the same level of funding.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Is there further discussion? If not, the question is,
6. shall House Bill 3066 pass. Those in favor will vote Aye. Those
7. opposed vote Nay. The voting is open. Have all voted who wish?
8. Have all voted who wish? Take the record. On that question,
9. the Ayes are 50, the Nays are 7. None Voting Present. House
10. Bill 3066, having received the constitutional majority is
11. declared passed. Do we have leave to go back to House Bill
12. 3050? Leave is granted. House Bill 3050, Senator Grotberg.
13. Read the bill, Mr. Secretary.

14. SECRETARY:

15. House Bill 3050.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Grotberg.

20. SENATOR GROTBORG:

21. Yes, this is the ordinary and contingent expenses and the
22. grant monies for the Dangerous Drug Commission, totaling fifteen
23. million nine hundred and fifteen thousand eight hundred dollars.
24. I would ask for a favorable roll call.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Is there further discussion? If not, the question is
27. shall House Bill 3050 pass. Those in favor will vote Aye.
28. Those opposed vote Nay. The voting is open. Have all voted
29. who wish? Have all voted who wish? Take the record. On
30. that question, the Ayes are 53, the Nays are 2, none Voting
31. Present. House Bill 3050, having received the constitutional
32. majority, is declared passed. For what purpose does Senator
33. Martin arise?

1. SENATOR MARTIN:
2. A point of personal privilege.
3. PRESIDING OFFICER: (SENATOR SAVICKAS)
4. State your point.
5. SENATOR MARTIN:
6. Because of Route 51, I don't get too many visitors from
7. my district; but it is my pleasure to introduce the President
8. of the Municipal League and the Mayor of the City of Rockford,
9. appropriately on the Democratic side, Mayor Bob McGaw.
10. PRESIDING OFFICER: (SENATOR SAVICKAS)
11. House Bill 3051, Senator Schaffer. Read the bill, Mr.
12. Secretary.
13. SECRETARY:
14. House Bill 3051.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Senator Schaffer.
19. SENATOR SCHAFFER:
20. The total appropriation is three million eighty-six thousand
21. dollars, some seven hundred thousand dollars less than it had
22. on it when it reached us from the House.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. Is there further discussion? If not, the question is shall
25. House Bill 3051 pass. Those in favor will vote Aye. Those opposed
26. will vote Nay. The voting is open. Have all voted who wish?
27. Have all voted who wish? Take the record. On that question, the
28. Ayes are 50, the Nays are 7, none Voting Present. House Bill 3051,
29. having received the constitutional majority, is declared passed.
30. House Bill 3054, Senator Schaffer. Read the bill, Mr. Secretary.
31. SECRETARY:
32. House Bill 3054.
33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Schaffer.

4. SENATOR SCHAFFER:

5. This is a transfer and a supplemental for some nine

6. thousand six hundred and fifty-five dollars...nine million.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Is there...is there any discussion? If not, the question

9. is shall House Bill 3054 pass. Those in favor will vote Aye.

10. Those opposed will vote Nay. The voting is open. Have all

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

12. On that question, the Ayes are 46, the Nays are 2 and 6 Voting

13. Present. House Bill 3054, having received the constitutional

14. majority, is declared passed. House Bill...do we have leave

15. to go back to House Bill 3036? At the top of page three, House

16. Bill 3036. Senator Walsh seeks to recall House Bill 3036 to

17. the Order of 2nd reading for the purposes of amendments. Is

18. leave granted? Leave is granted. On the Order of 2nd reading,

19. House Bill 3036.

20. SECRETARY:

21. Amendment No. 3, offered by Senator Carroll.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Buzbee in Carroll's desk.

24. SENATOR BUZBEE:

25. Mr. President, this amendment restores funding for a new commissioner

26. and secretary, which was added in the House...but eliminated

27. by Senate Committee Amendment No. 1, also adds funds to bring

28. unbudgeted...commissioners added in FY-'80 to equal pay with

29. existing commissioners and I would move its adoption.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. You've heard the motion. Any discussion? If not, Senator

32. Buzbee moves the adoption of Amendment No. 3 to House Bill 3036.

33. Those in favor indicate by saying Aye. Those opposed. The Ayes

HB 3067
Amended *6
6-26-80

1. have it. Amendment No. 3 is adopted. Any further amendments?

2. SECRETARY:

3. No further amendments.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. 3rd reading. House Bill 3058, Senator Moore. House Bill

6. 3067, Senator Rock. Senator Rock asks leave of the Body to

7. recall House Bill 3067 to the Order of 2nd reading for

8. purpose of amendment. Is leave granted? Leave is granted.

9. On the Order of 2nd reading, House Bill 3067.

10. SECRETARY:

11. Amendment No. 6 offered by Senator Rock.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Rock.

14. SENATOR ROCK:

15. Thank you, Mr. President, Ladies and Gentlemen of

16. the Senate. House Bill 3067, as amended, in our Senate

17. Appropriations Committee, contains all the categorical grant

18. money for both the mandated and the non...mandated program.

19. By virtue of Senate Floor action, with the adoption of Amend-

20. ment No. 5 we now find ourselves in the position where there

21. is no money at all, no level of funding, for a mandated program,

22. namely Bilingual Education. Amendment No. 6, would among other

23. things, restore the funding for Bilingual Education. Additionally,

24. it does three or four other things, and let me explain what it

25. does, and then I will explain, I hope, the reasonableness of it.

26. In our conversations with the members of the House Leadership,

27. and with representatives of the Governor's Office, it has been

28. indicated that the level at which the education bills, that

29. is the Distributive Aid Formula plus the categorical grants.

30. The level at which they came over from the House, namely, sixty-

31. three million dollars above the Governor's recommendation, simply

32. was not acceptable to the Chief Executive. And he publically

33. stated that he would, if necessary call us...veto the bills outright

1. and call us back into Session in July. Now, there is no
2. one of us, with the possible exception of the Gentleman who
3. is currently presiding, who wishes to be back here in July
4. and I know, only because he's a dedicated public servant,
5. would he come back. So, I have attempted, over the past four
6. or five days, to enter into some negotiations with the education
7. community and members of the House Leadership and the Governor's
8. representatives, in an attempt to effect a reasonable compromise.
9. And I think with every amendment we are getting, frankly, closer
10. and closer. Amendment No. 6, would make five changes to the
11. bill as it currently is before us with the five amendments we
12. have already adopted. The changes are these, it would reinstate
13. the funding for the Bilingual Education Program, not at the level
14. that the House had it, nor at the level, frankly, that we had
15. it in the Senate Committee. We had, as you recall, provided
16. funding at a level of fifteen million dollars for Chicago, and
17. five million dollars for downstate. There were members of
18. the House, frankly, and members of the Senate, obviously, who
19. felt that level was too high. So, in Amendment No. 6 we are
20. proposing a level of funding of thirteen million one hundred
21. and twenty-five dollars for Chicago, an increase of only four
22. percent over FY'80, and a level of forty-three...four million
23. three hundred and seventy-five thousand for downstate, an
24. increase of some ten percent over FY '80. For a total, for the
25. Bilingual Education Program, of seventeen million five hundred
26. thousand dollars, the amount recommended by the Governor under
27. his allocation. And two and a half million dollars less than
28. that recommended by the State Board of Education. Additionally
29. we have been...based on the FY'80 claims, we have found and
30. have eliminated five hundred thousand dollars in the Lunch-
31. Breakfast Program on the basis that the Illinois Office of
32. Education given its best estimate, says that, that is probably
33. an overbudgeted figure. We have additionally provided for
only a 12.5 percent increase in the line item called High Impact

1. Employment. So, we will afford that program a level of four
2. hundred and fifty thousand as opposed to the seven hundred and
3. fifty recommended by the State Board of Education. We will
4. provide thirty-one million five hundred thousand dollars in
5. vocational education, an additional half a million dollar cut
6. from what the House recommended, and some five and a half
7. million dollars under what the State Board of Education had
8. recommended. And for Gifted reimbursement, in earlier Senate
9. action, I believe that was Amendment No. 3. We had kind of
10. rather cavalierly raised the level of funding for the Gifted
11. Program to seven million dollars. I thought it was cavalier.
12. The Governor had recommended that the level of funding for
13. that program at some five million dollars. Now, given the
14. testimony in the Education Committee where it was indicated
15. there are some seventy thousand children across the State involved
16. in the Gifted Program, they wished, in fact, to double the
17. current level of funding, double plus. Currently we are providing
18. a level of roughly, sixty dollars per child. They wish to go up
19. to a hundred or better. It simply seems to me that as you go
20. across all these categorical grant lines, each and every one and
21. each and every spokesman for each and every one would like to have
22. more money, so we are confronted, frankly, with a situation where
23. you have a certain amount of available money and the question
24. before us is how do we best divvy it up. The Governor has indicated
25. and the General Assembly, at least, by House action has indicated
26. that we wish to, for the first time, fully fund those programs that
27. everybody agrees are mandated, all the Special Ed lines and he has
28. provided in this year's budget our first real legitimate attempt
29. at that and so those levels of expenditure really can't be changed,
30. shouldn't be changed because then we will be going back on a
31. commitment which I'm sure each of us has made in his respective
32. district and which the Governor made in his budget presentation.
33. So, we have to find the money somewhere. The amendment proposes

1. to fund Gifted reimbursement at a level of 5.7 million dollars
2. or twenty-two percent above the FY'80 level. Additionally, we
3. are deleting 1.7 million dollars from the Special Education
4. Orphanage line, which relates directly to the claim made each
5. and every year by the Department of Corrections for its in-house
6. school district. We feel that the Department of Corrections has
7. enough in its current budget to adequately fund this and so we
8. can change the bottom line number in accordance with the
9. recommendations of both the House Leadership and the Governor's
10. Office. Adding back the bilingual at a lowered level and with
11. these other cuts we come in somewhere around seven million
12. dollars under what I originally proposed the other day. Now, if
13. you add up, as we did...as we have done all along what we have
14. put into the School Aid Formula in excess of the Governor's
15. recommendation and then add up what we have put into the grant
16. lines over the Governor's recommendation, the bottom line is
17. that we will, by virtue of adoption of Amendment No. 6, coupled
18. with the changes made in the formula and the Distributive Aid Bill,
19. we will be some...about twenty-five million eight hundred thousand
20. dollars above the Governor's recommended level. It is not, in my
21. judgment, an unreasonable compromise as with everyone any time you
22. attempt to effect a compromise, no one is completely happy. But,
23. the fact of the matter is, that the level at which the...the House
24. sent us these bills was deemed unacceptable and so we are attempt-
25. ing to come in somewhere in between what the Governor had originally
26. recommended, which virtually all of us felt was unacceptable and
27. somewhere between there and the House action. This amendment will
28. accomplish that and I urge the adoption of Amendment No. 6.
29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. You've heard the motion. Is there any discussion? Senator
31. Schaffer.

32. SENATOR SCHAFFER:

33. Mr. President...

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. He's bigger than you are.
3. SENATOR SCHAFFER:
4. ...I'm sorry, I don't know who's working on this compromise,
5. but if you're telling me you're putting Bilingual back in at what
6. most of us consider an excessive amount and cutting Gifted, well,
7. there's nobody that I've talked to that was involved in those
8. deliberations. That flies in the face of the wishes of my
9. constituents dramatically. I think you'll...if you think you're
10. marching towards a compromise, I think you're marching just the
11. other way.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Senator Rock.
14. SENATOR ROCK:
15. Yes, what...well, you are aware that for FY'80 Gifted
16. reimbursement was at a level of 4.5 million dollars. You're
17. aware of that. This is a million dollar increase that I am
18. proposing. It is less than the Senate amendment, but it is a
19. million dollar increase. It is a twenty-two percent increase
20. in there. I suggest to you there is no single line item that's
21. subject to that kind of increase. It's a twenty-two percent
22. increase.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. Senator Schaffer.
25. SENATOR SCHAFFER:
26. Well, Senator, staff tells me and I believe they're correct, that
27. it's a million three cut from where we are right now and I
28. recognize it, it's an increase, but I think it's an area that...
29. that should be increased and perhaps, a lot more than it is and
30. to do it, to fund Bilingual, well, I'm sorry, you can't sell that
31. in McHenry County.
32.
33. (END OF REEL)

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Rock.

3. SENATOR ROCK:

4. You know, that's the misapprehension, I suggest to you,
5. that was rampant on this Floor when that amendment was adopted
6. earlier. These...these programs are not mutually exclusive,
7. they are both provided for, as a matter of fact, the Bilingual
8. is mandated in the Statutes of our State. And we are providing,
9. in fact, a one million two hundred thousand dollar increase
10. over FY'80 in the Gifted line, twenty-two plus percent. And
11. there is no other line in any other category that's subject
12. to that kind of dramatic increase. So, please, please don't
13. engage in that kind of demagoguery.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Bloom.

16. SENATOR BLOOM:

17. Well, thank you, Mr. President, and fellow Senators. My
18. problem with this amendment, especially the Bilingual part, is
19. programmatic as well as financial. And...and you are correct
20. this is not the vehicle to address the programmatic even though
21. the Statute mandates the teaching of history and culture which appears to
22. me would keep a kid in the Bilingual Program longer. But it
23. tracks back to the financial, because it's structured to create
24. an incentive to keep kids in there longer, and to a degree they
25. benefit, because these same kids are also being used in the head
26. count for Title 1 money as well as the head count for the State
27. Aid Distributive Formula. But the...the unkindest part of
28. it all is, especially with the influx of Cuban refugees, you're
29. going to see...you're going to see kids spilling into downstate
30. communities, not just...you know I've got...some migrant workers
31. in my district, and the proration formula really militates against
32. us downstate. You get ninety percent as an effective rate, we
33. get something in the neighborhood of sixty percent. So, you get,

1. if you will, a double cut at it. Now, this...this really is
2. at...at the core of our objection, and it is...it is truly un-
3. fair because it puts a burden on us. And I don't think you
4. can get around that, when you...the proration...
5. PRESIDING OFFICER: (SENATOR SAVICKAS)
6. Just a moment Senator Bloom. For what reason does Senator
7. Rock arise?
8. SENATOR BLOOM:
9. ...we're stuck at about seventy percent.
10. SENATOR ROCK:
11. Our Transcribing Department is a little behind, I wonder
12. if you could speak up. You said...what's at the core of your
13. problem? I'm...I can't hear you.
14. SENATOR BLOOM:
15. I said, the proration, you understand? You benefit financially
16. more on this. You prorate it over ninety percent, and we
17. prorate it around seventy percent, and that does have a negative
18. financial impact on our districts, and you can't get around it.
19. I...I won't belabor the subject or the Body further, I'm sure
20. Senator Martin has some remarks.
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. Senator Berman. Senator Martin.
23. SENATOR MARTIN:
24. Yes, Mr. President, and members of the Senate. Will the
25. sponsor yield, please?
26. PRESIDING OFFICER: (SENATOR SAVICKAS)
27. Indicates he will.
28. SENATOR MARTIN:
29. President Rock, the proration is a problem. Now, first of
30. all there are people on this side of the aisle that will never
31. vote for Bilingual you know, you lose them on the amendment. Many
32. of us are aware, though, that ultimately a compromise has to be
33. reached. But for any downstater, and I say this to Democrats on

1. the other side of the aisle, the proration in the Bilingual
2. Program is grossly unfair, would you accept, in effect, an
3. amendment that would make it one line item so the proration
4. in the Bilingual Program would be equal downstate and Chicago?

5. SENATOR ROCK:

6. Your...your conclusion I will attempt to deal with once
7. I hear it again. But I suggest to you that your premise is
8. wrong, from which your conclusion obviously, I hope, is based.
9. We have maintained, even in this amendment, a three to one ratio,
10. and in fact, have increased to the tune of ten percent the downstate
11. allocation for Bilingual. Now, there...you know, we had testimony
12. in the committee, that there are seven thousand children in the
13. program in downstate Illinois, and they fully expect that number
14. to increase, given the influx of...of Cambodians and...and
15. Cubans and other unfortunates who will find, I hope, a happy
16. refuge here, and in Chicago the numbers are dramatically higher,
17. it's like twenty-three thousand expected to go up to twenty-nine
18. thousand. So, I...I just don't understand your...the ratio
19. it seems to me is...is consistent, and I know it's consistent
20. in these figures.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Martin.

23. SENATOR MARTIN:

24. Senator Rock, we don't have to worry about ratios if it's
25. in one line. Then we know all of those individuals that we
26. are going to welcome to our shores from Chicago, or in Carbondale,
27. or in Rockford, or in Belvidere, or in Peoria, that those
28. districts will be treated in precisely the same way. My question
29. is meant so this compromise can work, can you accept an amendment
30. that will have the one line so that downstaters of both parties
31. will be sure that their districts are being treated equally in
32. their view, in the Bilingual line?

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Rock.

2. SENATOR ROCK:

3. Well, at what level? Now, it would...it would, I am
4. told, require a dramatic increase in the Bilingual line,
5. because right now our...our information which we receive from
6. the Office of Education, is that the downstate reimbursement
7. per student is five hundred and thirty dollars, and the Chicago
8. reimbursement per student is four hundred and twenty-five dollars
9. and that's a hundred and five dollar difference the way I read
10. it.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Martin.

13. SENATOR MARTIN:

14. Well from no difference, I'm saying right now, in the
15. amendment as you have presented it, you have a total of 17.5
16. million dollars for Bilingual. All I'm saying is, fine, even
17. if...let's agree as part of the compromise to that level, in one
18. line to be divided by a per child basis downstate and Chicago,
19. that's all. And if what you say is true, then that should not
20. be a problem. If, indeed, the proration is equal, but it is not,
21. and what I'm saying is, part of that compromise should be...okay,
22. we'll come up to a level that may be hard for some of us to accept,
23. but we want proration equally.

24. SENATOR ROCK:

25. Well, again, as I understand it, the...the Office of Ed-
26. ucation does not reimburse...those are working figures, but the
27. actual allocation of monies is based on...on a budget that is
28. presented to them by the respective districts.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Martin.

31. SENATOR MARTIN:

32. Then, for whatever reason, Senator Rock, you are saying
33. that such an amendment would not be welcomed by you?

1. SENATOR ROCK:
2. I'm not saying that, I don't know what the effect of it
3. would be, and I certainly don't want to go marching over to the
4. House with the downstate people screaming that Chicago is again
5. attempting to rip them off. They're...they're starting to
6. scream that way now with respect to the formula.

7. SENATOR MARTIN:
8. Well, we all...
9. SENATOR ROCK:
10. I...I don't know.

11. SENATOR MARTIN:
12. Well, at some point we've got to know...
13. SENATOR ROCK:
14. And I suggest to you...at some point I suggest to you, you
15. don't know either.

16. SENATOR MARTIN:
17. That..Senator Rock, I have never claimed either infallibility
18. or the total expertise. And certainly, I would be the first
19. to say, you are often an expert in many areas especially education.
20. What I'm getting at, is not...I'm not trying to do anything
21. like that, I'm trying to work out the compromise. What I'm
22. saying then is, until this area is straightened out, let's
23. put it that way, it is my belief that the downstaters should
24. not vote for this amendment, let it go to Conference Committee
25. and let's try to work out that part of it, not with this amend-
26. ment, because then we lose our lever, we lose it.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)
28. Senator Berman.
29. SENATOR BERMAN:
30. May I respectfully suggest to Senator Martin, that the last
31. thing she would want to do is put all of Bilingual into one line
32. item. I can guarantee you, that if you did that, downstate wouldn't
33. get ten percent of the Bilingual money. You would have more claims

1. justified by more paperwork coming out of the Chicago Board
2. of Education, that would drown them and your downstate wouldn't
3. get ten percent of that money. You are now getting...you are
4. now getting more on a per child basis by separating the line
5. items, than the numbers of children justified. Let me...I
6. don't want to get into a Chicago-downstate dispute regarding
7. the quality of the Bilingual Programs, but if you were going to
8. give money based upon performance, as evidenced by a report
9. submitted to the State Board of Education last year, Chicago
10. has justified even greater percentage than they've gotten in
11. the past based upon performance compared to downstate. I don't
12. think that you want to follow through with what you're suggesting.
13. You would not come out. Let me address, however..and you know
14. every one of these line items, each of us have been contacted by
15. people that are interested in it, and I'm sure that each of
16. us have a different point of view on every one of these line
17. items. I supported Senator Carroll's amendment to raise Gifted
18. to seven million, I think that's a program that could probably
19. justify seven, eight, ten, et cetera, but we deal with a limited
20. pot of money. I think one of the reasons that Bilingual was
21. raised from last year's four and a half million to the House's
22. level of five million, to this level of five million seven
23. hundred and three thousand, was because of the indication that
24. this Body gave in support on a voice roll call to Senator Carroll's
25. amendment. And that strengthened the roll of those who are...
26. who prefer Gifted Programs in the negotiations with the second
27. floor, and therefore we've raised it substantially from four
28. million dollars...four and a half million dollars last year to
29. 5.7 million dollars. I know that that's only...that's only a...
30. million two hundred thousand dollar increase, but it's a sub-
31.stantial percentage increase that any line item would be happy
32. to get. I'd like to seem them get more, and Lynn Martin, if
33. you can walk down to the second floor and raise the Governor's

1. figure above twenty-five eight, I'd be glad to put all that
2. increase into Gifted, but part of that figure also includes the
3. recognition that the school districts have to receive money for
4. Bilingual. Whether we like it or not, it is a necessary program,
5. and this is a modest increase. Chicago is getting a four percent
6. increase. Let me tell you, they could come in with figures
7. that would justify a forty percent increase, but they're being
8. held to four, and downstate is realizing a ten percent increase.
9. If the downstaters don't want to fund their Bilingual Program,
10. I would suggest that they offer an amendment to strike their
11. line item. But speaking for a single Senator from Chicago,
12. I know the problem that Chicago has...with them...between them,
13. the Latino, and other foreign speaking communities that need
14. these programs, and the very difficult position that they
15. find themselves in relation to HEW. We need that money, we
16. need that money both administratively, because of the pressure
17. from Washington, and we need the money more importantly to allow
18. children to understand all of the programs that they are going to
19. be receiving in English, and they are phased out of these programs.
20. So, although I would like to see more money, in almost every one
21. of these, and particularly in Gifted. I urge a Aye vote on
22. Amendment 6, I think it is a reasonable compromise, and if we
23. can get more money from the second floor, I'm sure we could
24. agree where we...can plug it in. But this is a minimum compromise,
25. and I think at this hour it should be accepted.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Philip.

28. SENATOR PHILIP:

29. Thank you, Mr. President, and Ladies and Gentlemen of the
30. Senate. I hope my friend, Senator Rock, is sitting down because I may
31. surprise him and decide to support his position for a change
32. which doesn't happen very often. But I happen to think that he's
33. absolutely correct, and I'm looking at our staff analysis.
Gifted is increased 22.2 percent, the largest single increase by

1. line item, when we come to Bilingual, Chicago increased 4.2,
2. downstate 10.8. Now, personally I am not for the Bilingual
3. I never have been, and after I voted yesterday, somebody came
4. up to me and said, do you realize it's a State mandate, that if
5. you have over twenty children in a school district of some unusual
6. nationality no matter what it would be, that that school has
7. to have that language taught in the school? If the State doesn't
8. reimburse it, the school district pays for it itself. So,
9. in other words, when you cut out this appropriation, your
10. local school district, if they have twenty Mexicans or Japanese
11. or Germans or Polish, they're going to have to pay for that
12. out of their own budget. I happen to have a school that does
13. happen to have twenty of those children. Now, if you want to
14. knock that Bilingual out, and I want to knock it out, knock out the
15. State mandate, don't knock out the money. Now, I understand
16. the second floor has agreed to this, if you want to stay here
17. till Monday or Tuesday, I guess we can get it in Conference
18. Committee and argue and dicker and bargain and trade, but it isn't
19. going to do anybody any good, it's a good program, and I suggest
20. both sides of the aisle should support it.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Shapiro.

23. SENATOR SHAPIRO:

24. Well, Mr. President, and Ladies and Gentlemen of the Senate.
25. I suppose that if you looked over the entire categorical aids
26. and this amendment in particular, you could pick out any one of
27. the items and find something wrong with each and every one, and
28. I really think it amounts to...from the viewpoint of each individual
29. Legislator, whose ox is being gored and what they happen to think
30. is best not only for their own districts but for themselves. But
31. let's not miss the most important point, and that point is that
32. this allocation meets the approval of the Executive Branch or the
33. Governor's Office, it's up to us to make the allocation and it

1. appears to me that this amendment, including the Bilingual, comes
2. within the Governor's allocation of an additional 25.8 million
3. dollars. I personally happen to think that that's way too much
4. money. I really think what we ought to do is go back to the
5. Governor's original budget allocation and cut about twenty-five
6. million back from that, but my thinking has not prevailed this
7. entire Session. So, getting back to the major thrust of the
8. amendment, it brings the entire educational appropriation or
9. budget allocation, as approved by the Governor, to an additional
10. 25.8 million dollars. We ought to adopt the amendment because
11. that seems to be the consensus that that's what the majority
12. wants. What you do when the...on final passage of the bill
13. is another matter, let your conscience be your guide, but for
14. now at least this is a reasonable compromise and should be
15. approved.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Buzbee,

18. SENATOR BUZBEE:

19. Thank you, Mr. President. I...I want to address something
20. that Senator Martin raised, and then I have a question for Senator
21. Rock after that. Senator, as a...as a fellow downstater, let
22. me try to save you from yourself. If we do what you advocate,
23. Chicago is going to get a lot more of the Bilingual money than
24. they would get by...by line-iteming it. I just did the calculation
25. based on the figures...based on the figures that the Office of
26. Education gave us in their initial estimate...pardon me, could
27. you folks right in front of me move over so I can see Senator
28. Martin when I'm talking to her? Thank you. There were going
29. to be seventy-eight hundred and fifty students in downstate
30. served in the Bilingual Program at the rate of five hundred and
31. thirty dollars per student reimbursement. Now, I calculated
32. that out, that comes to four million one hundred sixty thousand
33. five hundred dollars, however, they told us our figures are way

1. off. We now estimate ten thousand students in downstate are
2. going to be served. In Chicago they estimated thirty-two
3. thousand six hundred and thirty-nine students were going to
4. be calculated...or going to be served. Now, if you take their
5. ten thousand students in downstate, and the thirty-two thousand
6. in Chicago, that's not quite a one to three ratio. But the
7. dollars are being allocated in Senator Rock's amendment by
8. one to three. We get a higher per pupil reimbursement and we're
9. going to have less than a one to three ratio for downstate.
10. We are much better off by having it line-itemed than if you throw
11. it all into one. Question of the sponsor. You indicated in your
12. opening remarks, that in the Special Ed Orphanage, you were
13. reducing by a million seven hundred and fifty thousand what
14. had originally been adopted, which would still allow fifteen
15. million nine hundred eighty-five thousand dollars for Special
16. Ed Orphanages, is that correct?

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Rock.

19. SENATOR ROCK:

20. Yes, and the amendment also deletes the words, "and the
21. Department of Corrections." I mean it's eminently clear that
22. this 1.7 relates only to the reimbursement to the Department of
23. Corrections. This is something, frankly, that I have been
24. talking about for a couple of years. It always seemed to me,
25. kind of a charade that the Governor would...would send a bottom
26. line figure to the State Board of Education and about a million
27. plus each and every year goes right back to the Department of
28. Corrections. Now, that doesn't, frankly, make much sense to
29. me.

30. SENATOR BUZBEE:

31. So, in other words, it's your understanding that the balance
32. of the fifteen million nine hundred eighty-five thousand would be
33. spent in those areas that, in fact, children meet the definition of

1. Special Ed Orphanage, whether by Statute or by Attorney General's
2. interpretation, is that correct?

3. SENATOR ROCK:

4. No question about it, that is correct.

5. SENATOR BUZBEE:

6. Thank you.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Ozinga.

9. SENATOR OZINGA:

10. Well, Mr...Mr. President, and members of the Senate. I
11. was taken to task a little bit this morning by one of my school
12. districts in my territory. I could care less about this Bilingual
13. Program, let them start learning American and speak it, and I
14. was told that over the last four or five years they have had
15. mandated to them the necessity of acquiring a staff and everything
16. else that goes with it for a Bilingual Program. Now, under those
17. conditions I have campaigned in the past that at any time when
18. we, the Legislature mandates something, I think we, the Legislature
19. should make up the pay to pay for it. However, just as another
20. word along this very same line, I'm going to vote along with this
21. Bilingual Program, but, this Gifted Program is not a mandated
22. program and as far as I'm concerned this are privileged kids,
23. not handicapped kids, these are things that are an advantage,
24. and as far as I'm concerned they can cut that one all the way
25. down to nothing.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Wooten.

28. SENATOR WOOTEN:

29. Thank you, very much, Mr. President. I think Senator
30. Rock has eloquently explained exactly what has been set forth
31. in his amendment, and I certainly rise to endorse it. Just a
32. couple of things, the Bilingual money in my district has already
33. been committed, contracts signed, people hired, if we don't get

1. the money, we've got to take it out of our hide somewhere else.
2. The thing about Bilingual, and I realize how feelings run against
3. the concept of bilingualism, but Ladies and Gentlemen, it really
4. is a different world in schools than when we were in school.
5. When I was a kid, only thirty percent of the population graduated
6. from high school, and back when Senator Washington was a youngster,
7. only six percent, the previous generation. But now-a-days just about
8. everybody goes to school, and you don't wait for a kid to go
9. to a special school conducted by a civic organization to learn
10. the language and then begin in the first grade and go through.
11. We push them all through at the same time, and that means unless
12. you deliberately want to short change them you've got to be able to
13. communicate with them. And that's why we have the Bilingual
14. Program. Maybe it isn't the best approach, but we've dumped
15. a lot of problems on the schools and this is one that they face
16. up front everyday. If you're going to have the kid in school,
17. and we mandate that they're going to be there, you better be able
18. to communicate and quickly move them to a command of English.
19. That's the way we do the program, that's the way it should be
20. run, and should be funded. As far as the gifted kids go, probably
21. if we didn't do anything they'd come out ahead of everybody else.
22. But we don't know anything other than throwing money at them, and
I think that's a nice increase and I'm all for it.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Lemke.

25. SENATOR LEMKE:

26. I have a question of the sponsor.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. He indicates he will yield.

29. SENATOR LEMKE:

30. Does the...does the Federal...Government mandate these
31. programs in order for us to get HEW Education money?
32.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Rock.

2. SENATOR LEMKE:

3. Bilingual and so forth.

4. SENATOR ROCK:

5. Well...Bilingual is a State Statute mandate, and I think
6. it is also incumbent upon the school districts to offer it under
7. the Federal regulations, yes.

8. SENATOR LEMKE:

9. Yes, they...to offer them a program that they can learn in
10. their...in their language if they can't speak English, which will
11. give them equal opportunity. I personally think it's a good
12. program, one of the problems with it is...is the Office of
13. Education, you fail to get a report to see the transitional
14. trend of bilingual education. I know in my area we see a
15. transitional trend, we see students starting in the first grade
16. who speak Spanish and by the fifth and sixth grade they're in-
17. to the English programs, and they go on to high school and go
18. on to college, they go on to Circle Campus and become good
19. citizens. The only problem we...you have is with administrators,
20. and they fail to get in touch with the parents in the area, to...
21. to see what is necessary. Sometimes they can come up with things
22. that they...they tell the school they have to do which are not
23. in...and the parents know best what these children
24. need. And I think one of the things is lack of communication
25. with the Board of Education. I'm going to vote for the amend-
26. ment to put Bilingual money...back in the budget. I don't think
27. it's enough, I think there should be more, but I'm saying this,
28. to the Chicago Board of Education and the State Board of Ed-
29. ucation, we want some statistics to show what they're doing to
30. aid people to become citizens in this county and to go
31. the American way. Every year we have in the budget a million
32. and a half dollars for Citizenship Programs and yet since I've
33. been here for eight years, the State Board of Education has
not come up with a program how to appropriate and spend the

1. million and a half dollars to have...help people to become
2. American citizens. And it's a shame on this State to see
3. the State Board not do this. I hope when we get a new State
4. Superintendent of Schools, they will come up with a program
5. to make American citizens and use the money as it's set aside
6. to use, and not keep forfeiting at a million and a half.
7. This is where the problem is with the administration, not with
8. the students, we can't deny education to students because if
9. you do, you'll just increase the welfare rolls, and we'll
10. just pay more money in Public Aid, and we'll have another class
11. of people down below who will not be able to work because they're
12. not educated, and not able to do their own thing, and as you
13. can see in some of the areas with migrant camps, the problems
14. that we have because of lack of education, and it's only through
15. those things that we want for these people, is to give them an
16. education and to allow them to work. Yes, Senator Martin,
17. Senator Schaffer, these people work in your area, a lot of them
18. from my neighborhood go to your area to work, and they pay taxes
19. in your area, not just in my area, they work, they shop in your
20. area, they pay taxes in your area, and they help your area. So,
21. don't say, it's...it's against your people, because your people
22. get a benefit because they go out there and do the laboring that
23. your people don't want to do, and can't do. So, I ask for a favorable
24. vote.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Berning.

27. SENATOR BERNING:

28. Thank you, Mr. President. I assume this matter has been
29. beaten to death, but I, in all conscience, cannot sit idly by
30. and not register the protest which I feel represents the position
31. of the people in my district. Yes, Senator Rock, with your present
32. proposal you are offering a twenty-two percent increase in
33. Gifted children, but when you go from one dollar to two dollars,

1. that's a hundred percent increase, but it is very little
2. money. The Gifted Program was non-existent a very short
3. while ago, and was totally inadequately funded at all times.
4. I repeat what I said yesterday, or the day before I've forgotten
5. where the time has gone, the Gifted children, who have long
6. been neglected, are the very ones we must look to for the
7. leadership that we hope is going to be there in the future
8. to prevent this Nation from going into total decline. Now,
9. getting over to the...so I recommend, Mr. President, that
10. you reconsider the figure on the Gifted Program. But on the
11. Bilingual Program, Mr...Senator Rock, no matter what figure
12. you put in there, the one that you have now, or the original
13. figure, it certainly will not be adequate even if it were
14. twice what it was originally with the potential invasion, I
15. guess is the word, that we face. We will not under any stretch
16. of the imagination as I see it, be able to meet the demand.
17. So, we get right back again to the original premise, people
18. are welcome in this country, unfortunately they're going to
19. have to adjust since we are not going to be able to accommodate
20. every language group where there are twenty children in school.
21. The original legislation I was proud to introduce, we had a
22. sunset provision, now I realize that that was one of the mistakes
23. that we made, that I suggested, just as the Illinois Arts
24. Council, a continuing drain on our limited resources and it is
25. not going to be able to be adequately funded, the time has come
26. to get rid of it, and if it's statutorally...unable to be
27. done at this point, I will be introducing the legislation next
28. year to strike that from the Statute.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Collins.

31. SENATOR COLLINS:

32. Thank you, Mr...thank you, Mr. President. I move the
33. previous question. I think all of this debate is unnecessary
this is not a new issue, we all know how we want to vote.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. The previous...previous question has been moved, if you
3. would hold that motion, Senator Collins, we only have one
4. more member wishing to speak and that's Senator Geo-Karis.

5. SENATOR GEO-KARIS:

6. Mr. President, and Ladies and Gentlemen of the Senate.
7. The other day I got carried away with the eloquence of the
8. sponsor of the amendment which wiped off Bilingual, and I want to say
9. that I was wrong. I am for Bilingual, I'm also for the
10. gifted children. I speak in favor of the amendment.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Rock may close debate.

13. SENATOR ROCK:

14. Well, thank you, Mr. President, and Ladies and Gentlemen
15. of the Senate. I don't expect that each and everyone of the
16. fifty-nine of us who sit here are totally happy with Amendment
17. No. 6, I personally am not totally happy with Amendment No. 6,
18. but I am, in fact, a realist. I think we have effected a
19. reasonable compromise between House action, Gubernatorial
20. suggestion or recommendation, and so we are at the line at
21. which, I think, both Houses can accept and the Governor approve.
22. We have afforded, in fact, in each of these lines a relatively
23. modest increase for Fiscal '81 over the claims for reimbursement
24. for Fiscal '80. I think that's our duty, if we are going to
25. mandate a program as we have done by State Statute with respect
26. particularly to the Bilingual and the Special Ed and a number
27. of the other ones. We have a duty to fund it, the funding
28. goes up every year, it never goes up enough when the bottom
29. line comes out. But I think it's something we have to do,
30. and I urge the adoption of Amendment No. 6.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Rock moves the adoption of Amendment No. 6 to House
33. Bill 3067. Those in favor will signify by saying Aye. Those

1. opposed Nay. The Ayes have it. A roll call has been requested.
2. On the adoption of Amendment No. 6, those in favor will vote
3. Aye. Those opposed will vote Nay. The voting is open. Have
4. all voted who wish? Have all voted who wish? Take the record.
5. My hearing...my hearing was pretty good. The Ayes are 50, the
6. Nays are 7. None Voting Present. Amendment No. 6 is adopted.
7. Any further amendments?

8. SECRETARY:

9. Amendment No. 7 offered by Senator Berman.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Berman.

12. SENATOR BERMAN:

13. Thank you, Mr. President, and Ladies and Gentlemen of the
14. Senate. The Amendment No. 7, is a appropriation to comply with
15. what this Senate did earlier this year in the passage of House
16. Bill...Senate Bill 569. As all of us are aware one of the things
17. that we hear from all of our local school districts is that
18. programs are required by State legislation, and then there is a
19. delay in payment of anywhere from twelve months to eighteen months
20. to twenty-four months in the reimbursement of those monies. One
21. of the major areas of concern because of the mandates of...on the
22. State level and the delay in payment and the amount of payment
23. that is involved, is in the area of Special Education. We have
24. passed out House...Senate Bill 569, as I indicated, and the House
25. has passed a similar bill on a similar subject regarding current
26. funding of Special Education Programs. This amendment is submitted
27. to this bill in order to fund the shift for current funding of
28. Special Education Programs. The...the Special Education Programs
29. included in this bill, in this amendment, would be private tuition,
30. extraordinary personnel, reimbursement, and also included is a
31. small item of a million two hundred and fifty thousand dollars
32. for reimbursement of orphanage claims. These are the claims that
33. school districts had when three years ago we shifted to the current

1. funding but never paid them for the 1976-77 claim. Now, let
2. me explain for a second what's involved here. What this amend-
3. ment...what this appropriation will do, is to take the money
4. that we owe the school districts for last year, and spread
5. that payment out over the next five years. So, that in the
6. end of five years they will have been paid in full for their
7. '79-'80 claims and under this amendment all of their current costs
8. for the '80-'81 year will be paid during the '80-'81 year. The cost
9. of this amendment is forty-eight million nine hundred and ninety
10. ...ninety thousand dollars. I ask for your favorable vote.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Is there discussion? Senator Rock.

13. SENATOR ROCK:

14. Thank you, Mr. President, and Ladies and Gentlemen of
15. the Senate. I rise,reluctantly,but rise nonetheless to oppose
16. Amendment No. 7. This is a forty-nine million dollar add-on,
17. the House has seen fit to send a bill back for our concurrence
18. with an identical amendment. I have suggested to the Senate
19. sponsor that we should not accept that House amendment, that
20. it's forty-nine million dollars unbudgeted, that the proposals
21. to accelerate and...and get current with respect to the Special
22. Ed reimbursement is undoubtedly a good one and one with which we
23. all agree, but that that first year lump sum ought to be spread
24. out over three or four or five or six or seven years so that we
25. don't get...our State in a position of fiscal trouble. The
26. amendment,obviously,is like motherhood and Lawrence Welk, but
27. I just think at this time, given the fact that we have now
28. with some degree of...of reasonableness attempted to accommodate
29. both the House and the State Board of Education and the Governor's
30. recommendation, where we are only twenty-five million eight
31. hundred thousand dollars over what the Governor originally re-
32. commended to slap on or add on at this moment an additional
33. forty-nine million dollars, it simply won't wash and I...I urge

1. a No vote on Amendment No. 7.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Shapiro.

4. SENATOR SHAPIRO:

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

6. I just want to repeat the remarks made by the President, this
7. amendment, if adopted, would cost almost forty-nine extra...
8. million extra dollars, and would set back everything that's
9. been accomplished in attempting to reach some reasonable figure
10. to compromise the appropriation for the common schools and I
11. would urge everyone to vote against the amendment.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

14. SENATOR BERMAN:

15. Thank you, Mr. President. I thought Senator Rock, after
16. I spoke so eloquently for your Amendment 6, you certainly would
17. get up and support Amendment 7. But that's the way things are
18. around here. All kidding aside however, I do want to point out
19. that what we are doing in this amendment is, in fact, spreading
20. out the obligation to get onto current funding. You can't go
21. to current funding without picking up the price, and as we often-
22. times hear, that our school districts are screaming at us that
23. we're quick to mandate programs, but we're very slow to fund them.
24. This bill...what this...let me explain how we get to this forty-
25. nine million dollar figure. We've taken the amount that was
26. owed in Special Education reimbursement for private tuition
27. reimbursement, extraordinary reimbursement, and personnel re-
28. imbursement that was owed to the school districts for last
29. year. You add that...those three items together, that's over
30. a hundred and fifty million...I'm sorry, over a hundred and sixty
31. million dollars. You divide that over a five year period of
32. payback plus the increase that is going to be made this year
33. under our current budget and spreading that out over five years,

1. that's a forty-nine million dollar price tag. Now, I think
2. you've got...I think this is interesting because it points
3. up what we hear from our school districts. The school districts
4. are paying interest on this amount of money, a hundred and
5. sixty million plus dollars every year because we don't pay
6. them on a current basis. Your local real estate taxpayers are
7. paying that in interest because they've got to borrow money
8. until we pay them back. Now, sure this is a lot of money,
9. and I don't dispute the arguments of Senator Rock and Senator
10. Shapiro, but this is, in effect, what we've done when we've
11. refused to currently fund these mandates. And this is the
12. price tag, and if we're going to be honest with the real
13. estate taxpayers, honest with the school districts, this is
14. a five year program, but we're going to pay them currently
15. under this amendment. And I think to be honest, and bite the
16. bullet, I would suggest an honest Aye vote.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Buzbee, for what purpose do you arise?

19. SENATOR BUZBEE:

20. I'm sorry, was he closing? Well, I...

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. He has closed.

23. SENATOR BUZBEE:

24. May I have leave for fifteen seconds? Given the fact that
25. it's a hundred and sixty million dollars, I wonder if he'd
26. be willing to accept the...accept an amendment that would allow
27. the payback to be done over a period of a hundred and sixty
28. years. Maybe that way the Governor would be willing for
29. one more million dollars to...to go in there and we wouldn't...
30. we wouldn't break the Treasury.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. I didn't give you leave for the fifteen seconds but he
33. took it anyway. The question is...the question is, shall Amendment

1. No. 7 to House Bill 3067 be adopted. Those in favor vote
2. Aye. Those opposed Nay. The voting is open. Have all those
3. voted who wish? Have all those voted who wish? Have all those
4. voted who wish? Take the record. On that question, the Ayes
5. are 17, the Nays are 33. Amendment No. 7 to House Bill 3067
6. fails. Are there further amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. 3rd reading. House Bill 3068, Senator Rock. Read the
11. bill, Mr. Secretary.

12. SECRETARY:

13. House Bill 3068.

14. (Secretary reads title of bill)

15. 3rd reading of the bill.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Rock.

18. SENATOR ROCK:

19. Thank you, Mr. President, and Ladies and Gentlemen of
20. the Senate. This is the FY'81 appropriation for the ordinary
21. expenses of the Illinois Office of Education, the State Board
22. of Education. The total amount of thirty-two million five hundred
23. and seventy-seven thousand dollars of which fifteen million
24. three hundred and sixty-eight is General Revenue Funds. The
25. committee saw fit to reduce the General Revenue Fund appropriation
26. by approximately one hundred and eighty thousand dollars in the
27. office expense. There were two other amendments of a rather
28. technical nature, one of which pertained to some Federal monies.
29. I know of no objection, and I seek a favorable roll call.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is there discussion? The question is, shall House Bill
32. 3068 pass. Those in favor vote Aye. Those opposed Nay. The
33. voting is open. Have all those voted who wish? Have all those
voted who wish? Take the record. On that question, the Ayes

1. are 47, the Nays are 8. House Bill 3068, having received a
2. constitutional majority is declared passed. House Bill 3083,
3. Senator Coffey-Shapiro. Read the bill, Mr. Secretary.
4. SECRETARY:
5. House Bill 3083.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator Coffey.
10. SENATOR COFFEY:
11. Yes, Mr. President, and members of the Senate. This
12. is the FY'81 appropriation for DOT. This bill needs to be
13. approved and signed before June 30th so the construction
14. payments can be continued for work in progress. It's...the
15. total of this budget is one billion three hundred and five
16. million nine hundred and eighty-seven thousand nine hundred
17. and sixty-seven dollars. And I'd ask for a favorable roll
18. call.
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Is there discussion? The question is, shall House Bill 3083
21. pass. Those in favor vote Aye. Those opposed Nay. The
22. voting is open. Have all those voted who wish? Have all those
23. voted who wish? Take the record. On that question, the Ayes
24. are 48, the Nays are 8. 1 Voting Present. House Bill 3083,
25. having received the constitutional majority is declared passed.
26. On the Order of House Bills 3rd reading, 3084. Senator Coffey,
27. is it your desire to have the bill returned to the Order of
28. 2nd reading for the purpose of amendment? Leave is granted.
29. Proceed. Just a moment. Senator...Senator Coffey.
30. SENATOR COFFEY:
31. Yes, Mr. President, and members of the Senate. I'd move
32. to Table Amendments 1, 4, 6, and 9.
33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Having voted on the prevailing side of Amendments 1, 4, 6,
2. and 9, Senator Coffey now moves to...just a moment. Senator
3. Carroll.

4. SENATOR CARROLL:

5. Thank you, Mr. President, and Ladies and Gentlemen of the
6. Senate. There's a question behind me that didn't hit the mike
7. but it was what do these do, and it's a good question at all times.
8. These were break-outs of the Road Program by districts, et cetera.
9. There were some technical problems with them, there are amendments
10. on file on the Secretary's Desk to correct those deficiencies.
11. That's the reason for seeking leave to reconsider, and thereby
12. Table Amendments 1, 4, 6, and 9, and then we will come back with
13. three amendments, one for each of the sections to correct those
14. defects.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Well, Senator Coffey moves to...having voted on the prevailing
17. side, moves to reconsider the vote by which those amendments
18. passed. Those in favor indicate by saying Aye. Those opposed.
19. The matter is now reconsidered. Senator Coffey now moves that
20. Amendments 1, 4, 6, and 9 be Tabled. Those in favor indicate
21. by saying Aye. Those opposed. The Ayes have it. Amendment...
22. those amendments are now Tabled.

23. SECRETARY:

24. Amendment No. 13 offered by Senator Lemke.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Lemke. Senator Lemke.

27. SENATOR LEMKE:

28. This...this is the amendment that Senator Becker and
29. I want...we've been promised several times to have 39th
30. Street paved, which runs between Stickney and Berwyn and
31. Cicero, and I ask for its adoption.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Is there discussion? Senator Coffey.

1. SENATOR COFFEY:
2. Yes, Mr. President, and members of the Senate. Amendment
3. 14 is an unbudgeted...item, and I would ask the members of
4. ...General Assembly to oppose this amendment.
5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Is there further discussion? The question is, shall
7. Amendment No...Senator...Senator Knuppel.
8. SENATOR KNUPPTEL:
9. What is Amendment 14?
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Well, it was explained...I'm sorry, the...it was Amendment
12. No. 13 and not 14.
13. SENATOR KNUPPTEL:
14. Okay, I understood him to say 14.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Well, he did, and I think he realizes that he...it was
17. in fact, Amendment No. 13.
18. SENATOR KNUPPTEL:
19. Okay.
20. PRESIDING OFFICER: (SENATOR DONNEWALD)
21. Is there further discussion? Senator Lemke may close if
22. he so desires.
23. SENATOR LEMKE:
24. I ask for a favorable adoption of the amendment.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. The question is, shall Amendment No. 13 to House Bill 3084
27. pass. Those in favor indicate by saying Aye. Those opposed.
28. In the opinion of the Chair, the...the Noes have it, and the
29. Amendment No. 13 fails. Are there further amendments?
30. SECRETARY:
31. Amendment No. 14 offered by Senator Philip.
32. PRESIDING OFFICER: (SENATOR DONNEWALD)
33. Senator Philip. Senator Philip. Well, we'll have to move on.

1. Are there further amendments?

2. SECRETARY:

3. Amendment No. 14 offered by Senator Carroll.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Carroll.

6. SENATOR CARROLL:

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

8. Senate. As we had indicated when we Tabled the amendment before,

9. this amendment is for the district break-out of the Road Program

10. based on what is now known to be the slippage from the FY'80 into

11. the FY'81 as well as the new FY'81. We have broken it out by

12. districts, by the DOT districts and within District 1 we have

13. identified that which was from the...Inter-State Cross-Town

14. Transfer Projects, and the remainder of District 1 Projects,

15. both by carry-over or slippage and by new, and I would move

16. adoption of Amendment No. 14.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Coffey.

19. SENATOR COFFEY:

20. Mr...Mr. President, and members of the Senate. I'd ask

21. this side of the aisle to support that. This replaces 1, 4,

22. and 9 Amendments we just Tabled, and I'd ask them to support

23. the amendment.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Is there discussion? The question is, shall Amendment No.

26. 14 be adopted. Those in favor indicate by saying Aye. Those

27. opposed. The Ayes have it. Amendment No. 14 is adopted. Are

28. there further amendments?

29. SECRETARY:

30. Amendment No. 15 offered by Senator Carroll.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Carroll.

33. SENATOR CARROLL:

1. Thank you, Mr. President, and Ladies and Gentlemen of
2. the Senate. This does basically the same thing with the A
3. Bonds breaking them down and showing what the fall-back position
4. was. I would move adoption of Amendment No. 15.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Carroll moves the adoption of Amendment No. 15 to
7. House Bill 3084. Those in favor indicate by saying Aye. Those
8. opposed. The Ayes have it. Amendment No. 15 is adopted. Are
9. there further amendments?

10. SECRETARY:

11. Amendment No. 16 offered by Senator Carroll.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Senator Carroll.

14. SENATOR CARROLL:

15. Thank you, Mr. President, and Ladies and Gentlemen of the
16. Senate. This is a technical correction, identifying a line
17. number. I would move adoption of Amendment 16.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Is there discussion? The question is, shall Amendment No.
20. 16 to House Bill 3084 be adopted. Those in favor indicate by
21. saying Aye. Those opposed. The Ayes have it. Amendment No.
22. 16 is adopted. Are there further amendments?

23. SECRETARY:

24. Amendment No. 17 offered by Senator Philip.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Philip.

27. SENATOR PHILIP:

28. Thank you...thank you, Mr. President, and Ladies and
29. Gentlemen of the Senate. This once again is the ten million
30. dollars for the Elmhurst-Chicago Stone Quarry. This is a...
31. recommendation of the Department of Transportation, I have a
32. letter from the Governor suggesting to put it in the budget,
33. although he does not know whether he'll sign it or not. It's a

1. lot of money. It involves flooding along Salt Creek in three
2. counties, Cook County, DuPage County, and Will County. All
3. the municipalities along Salt Creek have agreed to add money
4. into the fund, I'll assure you it will be in court for at least
5. four or five years. The Elmhurst-Chicago Stone Quarry does
6. not think it's worth ten million, the State does, they think
7. it's worth sixty million. So, we will be adjudicating that for
8. a good many years, and...but I'd like to get the negotiating
9. for that quarry...started now. So, I'd ask for your support
10. and a...a favorable vote.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. The motion is to adopt Amendment No. 17. Discussion?
13. Senator Carroll.

14. SENATOR CARROLL:

15. Thank you, Mr. President, and Ladies and Gentlemen of the
16. Senate. I rise in opposition to this amendment as I did
17. ten amendments ago when it was numbered No. 7. It was the
18. identical amendment as Amendment 7, and smartly failed. I would
19. hope ten more numbers doesn't change its dynamics any...any at all.
20. It is a sixty million dollar project, this is the first ten,
21. or as Senator Mitchler has said in the past, it is the nose
22. of the camel sneaking into the tent. More than that, I think
23. we read last time, and maybe we ought to repeat it, the letter
24. from the Governor, and I really do appreciate Senator Philip
25. adding some ingenuity to the process. As others have done, he
26. attempted to go to Doctor Bob for approval of an add-on on the
27. budget. Doctor Bob turned him down, so as we said on Amendment
28. 7 he went to Doctor Bob's assistant who signs as the Governor
29. of the State of Illinois, and the assistant to the Director of the Bureau of
30. the Budget, not using the Doctor Bob yes or no, but using the
31. political ambiance, has said, I have no opposition to you putting
32. the amendment on the legislation, however I'm not going to say
33. I'm going to sign it. So, he's saying to the Legislature, go ahead

1. do your thing, there is no agreement of any kind, and of course,
2. he wouldn't try and stop Senator Philip from trying. Obviously
3. this is the wrong way to go. Obviously we're talking about
4. what's going to be a sixty million dollar commitment well
5. over the Governor's budget. I don't think the General Assembly
6. should be overspending this way unless Senator Philip wanted to
7. find something else. It's identical to No. 7, which we defeated,
8. and I would hope we would defeat this.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator Philip may briefly close.

11. SENATOR PHILIP:

12. Thank you, Mr. President, and Ladies and Gentlemen of
13. the Senate. I never even thought about going to Doctor Bob,
14. quite frankly, because the Mayor of Elmhurst happened to talk
15. to the Governor about it personally, and I talked to the
16. Governor about it personally. But it was after the budget was
17. made up, and it was after the fact, quite frankly. So, I went
18. to the second floor which I thought was appropriate. And I,
19. quite frankly, think that he will probably sign it down the
20. road. But I really don't know, and I'm not sure what it's going
21. to cost. The court is going to end up deciding what those
22. quarries are worth. I have no idea, DOT thinks they're worth
23. ten million, I don't know what they're worth. They're having
24. a hard time finding an appraiser that can appraise stone quarries,
25. quite frankly. There is no such animal in the State of Illinois,
26. they're looking now in Oklahoma and in Texas to find a person
27. who is qualified to appraise what a quarry is worth, quite frankly.
28. So, it's going to be a long drawn out affair, at least, four
29. years, so all I want is the authorization to start those negotiations.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. The question is on the adoption of Amendment No. 17 to House
32. Bill 3084. Those in favor say Aye. Opposed Nay. Opinion of
33. the Chair, the...negatives prevail. Do you wish a roll call,
Senator Philip? All right...there's been a request for a roll call.

1. Those in favor will vote Aye. Those opposed will vote Nay.
2. The voting is open. Have all voted who wish? Have all voted
3. who wish? Take the record. On that question, the Ayes are
4. 26, the Nays are 29. Amendment No. 17 is lost. Are there
5. further amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. 3rd reading. House Bill 3126, Senator Philip. For what
10. purpose does Senator Lemke arise?

11. SENATOR LEMKE:

12. I was outside talking to the disabled veterans, and had I
13. been here I would have voted Yes on 3068.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The record will so show. 3126, Senator Philip. Senator
16. Philip. Do you wish it read?

17. SENATOR PHILIP:

18. Yes, please.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Read the bill, Mr. Secretary, please.

21. SECRETARY:

22. House Bill 3126.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Philip.

27. SENATOR PHILIP:

28. Thank you, Mr. President, and Ladies and Gentlemen of the
29. Senate. House Bill 3126 is the appropriation of the Judicial
30. Inquiry Board, it's two hundred and fifty thousand seven hundred
31. dollars. . . 6.3 percent increase over next year. I'd ask for a very
32. favorable consideration, hasn't got anything to do with
33. the fire engine or the Elmhurst-Chicago Stone Quarry.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there discussion? Senator DeAngelis. The question is
3. on the adoption of House Bill 3126. Those in favor vote Aye.
4. Those opposed vote Nay. The voting is open. Have all voted
5. who wish? Have all voted who wish? Have all voted who wish?
6. Take the record. On that question, the Ayes are 53, the Nays
7. are none. 1 Voting Present. House Bill 3126, having received
8. the required constitutional majority is declared passed. House
9. Bill 3135, Senator Egan. Read the bill, Mr. Secretary, please.
10. SECRETARY:

11. House Bill 3135.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Egan.

16. SENATOR EGAN:

17. Yes, thank you, Mr. President, and members of the Senate.
18. This appropriation is necessary to update all of the antiquated
19. language, correct the improper cross references, and clean up
20. a myriad of technical errors and technical changes that are
21. necessary in the entire Pension Code. As you know, it's a lengthy
22. Code, there are several Articles and this hasn't been done to
23. my knowledge since the beginning of the Pension Systems for
24. State employees. I know that the...the Reference Bureau would
25. be grateful for this, the systems do need it, and it would
26. certainly help us in the General Assembly. I ask your favorable
27. vote.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there discussion? The question is, shall House Bill 3135
30. pass. Those in favor vote Aye. Those opposed vote Nay. The
31. voting is open. Have all voted who wish? Have all voted who
32. wish? Take the record. On that question, the Ayes are 50,
33. the Nays are 5. None Voting Present. House Bill 3135, having

1. received the required constitutional majority is declared passed.
2. House Bill 3143, Senator Nedza. Read the bill, Mr. Secretary.
3. please.

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(END OF REEL)

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1. SECRETARY:
2. House Bill 3143.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Nedza.
7. SENATOR NEDZA:
8. Yes, thank you, Mr. President, Ladies and Gentlemen of
9. the Senate. The total appropriation is eight million, two
10. hundred and eighty-five thousand, eight hundred dollars and
11. I have to say this with some pride because the...Senator Carroll
12. and the Auditor General sat down and they...with a total of
13. budget of a decrease of one hundred and forty-one thousand
14. dollars.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Is there discussion? The question is shall House Bill
17. 3143 pass. Those in favor vote Aye. Those opposed vote Nay.
18. The voing is open. Have all voted who wish? Have all voted
19. who wish? Take the record. On that question the Ayes are 58,
20. the Nays are 1, none Voting Present. House Bill 3143, having
21. received the required constitutional majority is declared passed.
22. House Bill 3180, Senator Lemke. Read the bill, Mr. Secretary,
23. please.
24. SECRETARY:
25. House Bill 3180.
26. (Secretary reads title of bill)
27. 3rd reading of the bill.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Senator Lemke.
30. SENATOR LEMKE:
31. What this...bill does, is appropriates a million three five...
32. three-fifty for the appellate service part of the State's Attorneys.
33. It's about forty thousand dollars less than they requested. I
34. ask for a favorable roll call.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. The question is shall House Bill 3180 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 52, the Nays are 4, 1
6. Voting Present. House Bill 3180, having received the required
7. constitutional majority is declared passed. For what purpose
8. does Senator DeAngelis arise?
9. SENATOR DeANGELIS:
10. Thank you, Mr. President. I think we may require some
11. bilingual funds for the Senate, my...my Scottish seatmate
12. misunderstood my Italian instructions and on 3083, I would
13. like to be shown as Yes instead of No in the manner of which
14. I was voted.
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. All right. The electronic record will reflect that.
17. House Bill 3201. Senator Rhoads asks leave of the Senate
18. to return to the order of 2nd reading for the purpose of
19. amendment. The bill...is there leave? Leave is granted.
20. Are there amendments, Mr. Secretary?
21. SECRETARY:
22. Amendment No. 3 offered by Senator Rhoads.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. For what purpose does Senator Rhoads arise?
25. SENATOR RHOADS:
26. Mr. President, having voted on the prevailing side, I'd
27. move to reconsider the vote by which Amendment No. 2 was adopted.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. The motion is to reconsider. Those in favor say Aye.
30. Opposed Nay. The Ayes have it, the vote by which Amendment No. 2
31. was adopted is reconsidered. Now, Senator Rhoads moves to Table
32. Amendment No. 2. Discussion on the motion? All in favor say
33. Aye. Opposed Nay. The Ayes have it, Amendment No. 2 is Tabled.
34. Further amendments?

1. SECRETARY:
2. Amendment No. 3 offered by Senator Rhoads.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Rhoads.
5. SENATOR RHOADS:
6. Thank you, Mr. President and members of the Senate. Amend-
7. ment No. 3 appropriates one hundred and sixty million dollars
8. to the Elmhurst Port Authority for a...no, Mr. President, that
9. isn't what the amendment does.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Senator Rhoads.
12. SENATOR RHOADS:
13. No, it's a technical amendment. No dollar change, we
14. simply are clarifying that all counties and municipalities
15. which have Boards of Election Commissioners would qualify
16. for the ten dollar per judge training fee that we had added
17. in the other day. It's four hundred thousand dollars, no
18. dollar change. I move for its adoption.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Is there discussion? The question is on the adoption
21. of Amendment No. 3. Senator Wooten, technical amendment.
22. SENATOR WOOTEN:
23. Yeah, I know, but it's just a question. You're normally
24. precise and complete. What did we Table in Amendment 2 ? Out
25. of curiosity.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Senator Rhoads.
28. SENATOR RHOADS:
29. The same thing. It was...it was a...four hundred thousand
30. was technically deficient.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. The question is on the adoption of Amendment No. 3. All
33. in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 3

1. is adopted. Further committee...further amendments?
2. SECRETARY:
3. No further amendments.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. 3rd reading. House Bill 3208, Senator Berning. You wish
6. to recall that, Senator? The motion...asks leave to return
7. the bill to the Order of 2nd reading. Is there leave? Leave
8. is granted. The bill is on the Order of 2nd reading. Are
9. there amendments, Mr. Secretary?
10. SECRETARY:
11. Amendment No. 6 offered by Senator Bloom.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Senator Bloom is recognized. Senator Bloom on the Floor?
14. Is there leave for Senator Sommer to handle...Senator Bloom
15. is on the Floor. Amendment No. 6, Senator, to...Court of Claims.
16. SENATOR BLOOM:
17. Yes, thank you, Mr. President and fellow Senators. This
18. amends the Court of Claims...appropriation and...what it does
19. is basically...appropriates on claims that are in process and
20. will be out of the process within the next ten days or so
21. and so it basically says that this...these amounts...a hundred
22. and eighty-two thousand, five hundred and eighty-four, will
23. be appropriated but cannot be expended until the Court of
24. Claims...acts on these pending claims in process.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. The motion is to adopt. Discussion? All in favor say
27. Aye. Opposed Nay. The Ayes have it. Amendment No. 6 is
28. adopted. Further amendments?
29. SECRETARY:
30. No further amendments.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. 3rd reading. House Bill 3241, Senator Maragos. Senator
33. Maragos asks leave of the Senate to return House Bill 3241 to

1. the Order of 2nd reading for the purpose of amendment. Is
2. there leave? Leave is granted. The bill is on the Order of
3. 2nd reading. Are there amendments, Mr. Secretary, please.

4. SECRETARY:

5. Amendment No. 1 offered by Senator Carroll.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Carroll on the Floor? Senator Maragos, can
8. you explain...the amendment?

9. SENATOR MARAGOS:

10. It's just an additional amendment to deal with the
11. Atomic Energy Commission and...here's Senator Carroll right
12. now.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Carroll.

15. SENATOR CARROLL:

16. Thank you, Mr. President and Ladies and Gentlemen of
17. the Senate. This is a transfer in order to pay a salary,
18. there had been a retirement, they had to give some retirement
19. benefits, and now we're transferring within the commission
20. some money so that they can meet their payroll for the end
21. of the month. I would move adoption.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. The motion is...the motion is to adopt. Discussion?
24. All in favor say Aye. Opposed Nay. The Ayes have it,
25. Amendment No. 1 is adopted. Further amendments?

26. SECRETARY:

27. No further amendments.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. 3rd reading. House Bill 3249, Senator...Jerome Joyce.
30. Read the bill, Mr. Secretary, please.

31. SECRETARY:

32. House Bill 3249.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Jerome Joyce. May we have some order, please,

4. Ladies and Gentlemen. Senator Jerome...for what purpose

5. does Senator Rock arise?

6. SENATOR ROCK:

7. Thank...pardon me, thank you, Mr. President, Ladies

8. and Gentlemen of the Senate. Before Senator Joyce begins, and

9. I apologize for interrupting, a number of members have come

10. over and asked questions with respect to Secretary's Desk

11. Concurrence. It is our intent, after discussions this morning

12. with the joint leadership that we will handle only appropriation

13. bills on 3rd reading. For those of you who did not remember,

14. today is the deadline for appropriation bills. Once the

15. appropriation bills are out of here and on their way to the

16. House, we will adjourn until...ten o'clock tomorrow morning.

17. So the more quickly we keep going, the better off we will

18. be. We will not get to the Order of Concurrence today.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Jerome Joyce. The bill has been read, Senator.

21. SENATOR JEROME JOYCE:

22. Yes, thank you, Mr. President. This bill appropriates

23. a hundred and...a million, one hundred and seventy-five

24. thousand dollars from the General Revenue Fund to the Board

25. of Education. There's eight hundred and twenty-five thousand

26. dollars for the completion of the Kankakee area Special

27. Education Cooperative and three hundred and fifty thousand

28. for the completion of...of one in...Tazewell County and Mason

29. County, Senator Sommer's districts. As you remember, Senator

30. Gitz passed legislation last year that would put ten million

31. dollars in a bonding fund to complete these and it was vetoed

32. and we overrode it, but the...CDB will not issue the bonds

33. to do it. These two facilities got caught in a...they were a...

1. approved by the...the...by Doctor Bakalis, when he was...Office
2. of Education. And...they got caught, now they're not being
3. funded. They were told that they would be...be funded to the
4. tune of...of one thousand dollars per...member of professional
5. employees in the district. And they...they have not been
6. funded since 1977. This would complete the projects and
7. I would be happy to answer any questions if I could.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Is there discussion? The question is shall House Bill
10. 3249 pass. Those in favor vote Aye. Those opposed vote Nay.
11. The voting is open. Have all voted who wish? Have all voted
12. who wish? Take the record. On that question the Ayes are
13. 54, the Nays are none, none Voting Present. House Bill 3249,
14. having received the required constitutional majority is
15. declared passed. House Bill 3290, Senator Buzbee. Read the
16. bill, Mr. Secretary, please.

17. SECRETARY:

18. House Bill 3290.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Buzbee.

23. SENATOR BUZBEE:

24. Thank you, Mr. President. This is an appropriation of
25. three million, three hundred fifty-one thousand dollars or
26. so much thereof as may be necessary for the Capital Development
27. Board for the remodeling of the women's gymnasium at SIU,
28. Carbondale. This was number fifteen on the Board of Higher
29. Education's priority list, it was one of the projects skipped
30. over by the Governor. However, the Senate approved the addition
31. of this project by way of Senate Bill 1665, Amendment No. 1
32. and if this bill is...is passed, I will make sure that appropriation
33. is taken out of the Capital...Bill and I would ask for a favorable

1. roll call.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there discussion? Senator Martin.

4. SENATOR MARTIN:

5. I regret having to ask Senator Buzbee a question, but
6. that one went so quickly. It's in the Capital Development Board
7. Bill, is that what you're saying?

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Buzbee.

10. SENATOR BUZBEE:

11. Yes, that's correct, Senator. And...and if we pass
12. this bill, which the House sponsor asked that I try to
13. get this bill passed because...and I'll take it out of the
14. Capital Bill when it comes back on the...concurrence.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Martin.

17. SENATOR MARTIN:

18. It is a little silly, you know.

19.

20.

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Continued on next page.

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33.

H.B. 3290
of 261
Carroll

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- 2. Further discussion? The question is shall House Bill 3290
- 3. pass. Those in favor vote Aye. Those opposed vote Nay. The
- 4. voting is open. Have all voted who wish? Have all voted who
- 5. wish? Take the record. On that question the Ayes are 33, the
- 6. Nays are 10, 1 Voting Present. House Bill 3290, having...having
- 7. received a constitutional majority is declared passed. House
- 8. Bill 3301, Senator Carroll...asks leave of the Senate to return
- 9. House Bill 3301 to the Order of 2nd reading. Is there leave?
- 10. Leave is granted. The bill is on the Order of 2nd reading.
- 11. Are there amendments, Mr. Secretary, please.
- 12. ACTING SECRETARY: (MR. FERNANDES)
- 13. Amendment No. 4 offered by Senator Carroll.
- 14. PRESIDING OFFICER: (SENATOR BRUCE)
- 15. Senator Carroll, on Amendment No. 4.
- 16. SENATOR CARROLL:
- 17. Thank you, Mr. President and Ladies and Gentlemen of the
- 18. Senate. This amendment would be to delete the appropriation
- 19. of...for the Board of Law Examiners and for the Attorney's
- 20. Registration and Disciplinary Commission. Eddie, would you
- 21. put the number on please. 2nd reading. Thank you. Amendment
- 22. 4.
- 23. PRESIDING OFFICER: (SENATOR BRUCE)
- 24. Go ahead, Senator Carroll, we'll get with you.
- 25. SENATOR CARROLL:
- 26. Okay. Deletes the appropriation that was added in the
- 27. House of a hundred and ninety-three thousand, two seventy to
- 28. the Board of Law Examiners and of six hundred and fifteen thousand,
- 29. nine hundred and thirty-five dollars to the Attorney's Registration
- 30. and Disciplinary Commission. I would move adoption of Amendment
- 31. No. 4. Answer any questions.
- 32. PRESIDING OFFICER: (SENATOR BRUCE)
- 33. The motion is to adopt Amendment No. 4. Discussion?
Senator Sommer.

1. SENATOR SOMMER:

2. Mr. President and members. This is a relatively important
3. issue. Currently attorneys in the State of Illinois are assessed
4. a fee in order to practice law for...for a very worthy purpose.
5. That money then goes into the Disciplinary Fund and that money
6. then is used to investigate complaints for...unethical practice
7. against attorneys. The problem is that this is one of the few
8. funds that the State does not appropriate and therefore we do
9. not have any real control over what occurs. It's our under-
10. standing from a report recently made public that the employees
11. of this fund have used part of this money to set up a Pension
12. Fund for themselves, for example, outside of our...our Pension...
13. Pension Funds. We would like to have the opportunity to simply
14. appropriate this money, we're not claiming that there's any...
15. any misuse of it in any way, it's simply an opportunity for
16. us to capture these outside funds as we have done with almost
17. every other fund like this in the past number of years in the
18. General...

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Further discussion? Senator Keats. Further discussion?
21. Senator Knuppel.

22. SENATOR KNUPPEL:

23. He's explained it, that's all I wanted.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Berning.

26. SENATOR BERNING:

27. Question of the...question of the sponsor. Inasmuch as
28. one of our...appointed officials has been having difficulty in
29. getting cooperation from the Supreme Court..having to do with
30. the auditing of certain funds, wouldn't it be somewhat effective,
31. Senator, to just temporarily hold this bill until we have an opportunity
32. to get some cooperation?

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Carroll.

2. SENATOR CARROLL:

3. Well, I don't think if we held it beyond midnight, we'd
4. get much cooperation, 'cause there would be no appropriation
5. for the operations of the court system.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Berning.

8. SENATOR BERNING:

9. Senator Carroll, you are very eloquent. It wouldn't take
10. till midnight, it wouldn't take until six o'clock...for you to
11. get the point across. There has been, in my opinion, a gross
12. challenge to the...to this Body, to the General Assembly, on
13. the part of the Supreme Court and its unwillingness to furnish
14. audit material to the Auditor General. And I think this is
15. an ideal time to emphasize the point that we established the
16. Office of Auditor General, made the appointment, as the result
17. of the constitutional provision and that that gentleman has
18. not only the right, but the duty, to audit all funds.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Mitchler.

21. SENATOR MITCHLER:

22. Thank you, Mr. President and members of the Senate. As
23. a member of the Legislative Audit Commission, I had a communication
24. from the Auditor General, Bob Cronson. I'd like to share it with
25. you, it's really sent to Ted Leverenz, the Chairman. I'd just
26. like to read in the record."As required by Section 312 of the
27. Illinois State Auditing Act, I'm reporting that the Illinois
28. Supreme Court has refused to cooperate promptly and fully and
29. provide the records and information required for the biennial
30. financial audit of the court directed by Section 32 of the Illinois
31. State Auditing Act and the audit of public funds required by
32. Section 3 of Article VIII of the Constitution of the State
33. of Illinois. As a result of the court's refusal, it will not

1. be possible to conduct the biennial audit of the court for
2. the two years ending, June 30, 1980." Now, how about that,
3. you use your own judgment.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. All right. Just for the record, we are discussing
6. Amendment No. 3, the explanations and everything. It was
7. only the number that was in error. It is Amendment No. 3
8. and Senator Bloom is recognized.

9. SENATOR BLOOM:

10. Well, thank you, Mr. President and fellow Senators. I...I
11. think to clear up some misconceptions had by the prior speakers,
12. this amendment would remove those two funds from the appropriation
13. process. And for all the reasons stated by Senator Sommer, I'd
14. join him in opposition to this amendment, which would remove
15. the power of the Auditor General...from doing this. Thank you.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Geo...Senator Geo-Karis.

18. SENATOR GEO-KARIS:

19. Would the sponsor yield for a question?

20. PRESIDING OFFICER: (SENATOR BRUCE)

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

22. SENATOR GEO-KARIS:

23. Senator Carroll, under your amendment, are you saying
24. then that your amendment prohibits the Auditor General from
25. ...auditing the funds? I don't quite understand the amendment.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Carroll.

28. SENATOR CARROLL:

29. No, Senator Geo-Karis. And to clarify, probably further,
30. these funds have never been appropriated in the past. The House,
31. in its wisdom, infinite wisdom, sought to add this amount of
32. money, strictly a guess, they plucked the figures out of the
33. air, to these two accounts, in order to indicate that there will

1. be an appropriation for these two items. These two are specifically
2. designated boards that are under the auspices, but not really the
3. control of either the General Assembly or the Supreme Court. There's
4. nothing in this amendment, substantively that will give the right
5. to the Auditor General to audit these accounts. It is the theory
6. of the House that by now identifying these two accounts, and
7. having plugged in a figure to appropriate for these two accounts,
8. that that will give another argument for the Auditor General in
9. attempting to audit these two accounts. Obviously, he has
10. attempted to audit them in the past. He has attempted to audit
11. them in the past without any specific appropriation by the
12. General Assembly for these two fees type accounts. These are
13. monies that are generated strictly by fees and not by General
14. Revenue Funds of the State. So the fact that he attempted
15. to audit them before, without an appropriation, this does not,
16. in any way, directly affect that. The Houses' wisdom is that
17. if you do identify it, then that even gives more reason to
18. the Auditor General.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Geo-Karis.

21. SENATOR GEO-KARIS:

22. Then, if I'm...if I understand correctly, the fees of
23. which you speak are the fees that we pay. Is that right?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Carroll.

26. SENATOR GEO-KARIS:

27. If I understand correctly, then, the fees to which you
28. refer, are those the fees that we pay, as registration, as
29. you know, to be in business as an attorney?

30. SENATOR CARROLL:

31. There are two fees involved. One is the fee an applicant
32. for the Bar Exam pays in order to take the exam and that's the
33. appropriation of a hundred and ninety-three thousand, two

1. hundred and seventy to the Board of Law Examiners. The other is
2. the fees that the attorneys of the State of Illinois pay,
3. which is to the Registration and Disciplinary Commission and
4. it's projected to be six hundred and fifteen thousand dollars.
5. Those are the two items specifically identified in the bill
6. as it came over from the House, that this would eliminate.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Further...Senator Geo-Karis.
9. SENATOR GEO-KARIS:
10. In other words, we are not appropriating any money for
11. these fees, are we?
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Senator Carroll.
14. SENATOR CARROLL:
15. From 1818 until this year, we have not appropriated any
16. money for these fees. The House has said, from 1980 on, they
17. want to, this amendment would keep it as it has been.
18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Further discussion? Senator Netsch...oh, Senator Geo-
20. Karis, I'm sorry.
21. SENATOR GEO-KARIS:
22. I'd like to speak against the amendment. As long as
23. we don't have to appropriate any money for these fees and
24. as long as those fees come off of the lawyers who practice
25. law and have to pay that and for the other amounts, I...I
26. don't see the...I don't see the purpose why we have to
27. waste the taxpayer's money...taxpayers' money and appropriate
28. fees for them. I...yes, I'm in favor of the amendment, I
29. take it back.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Senator Netsch.
32. SENATOR NETSCH:
33. The amendment then, deletes the appropriation, right?

1. All right. I'm opposed to the amendment. Despite the fact
2. that I'm a...I consider...I...I'm sorry, Senator Bruce, I'm
3. opposed to the amendment. The...I consider myself as strong
4. a supporter of the sanctity and independence of the Judiciary
5. as anyone, but it seems to me that these fees are...are...it
6. is not a violation of the independence of the Judiciary for
7. the fees to be audited and...and now, subject to appropriation,
8. if that is a necessary part of the process, and the reason is
9. very simple. Everyone in the State, as we pointed out several
10. times yesterday, is licensed. And everyone, be he a horse-
11. shoer or a doctor or a whatever, pays fees out of their own
12. funds. Those fees go into a State registration system and
13. are, I assume, subject to audit, because they are considered
14. part of a...the public monies of the State, and I don't see
15. why attorneys should be in any different position.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Egan.

18. SENATOR EGAN:

19. Yes, thank you, Mr. President, members of the Senate.
20. I...I think it should be noted that this issue is not new.
21. We had the same argument when the Appropriation's Committee
22. wished to appropriate the money for the Retirement Systems
23. to administer those systems. And based on an Attorney
24. General's ruling, that those systems were not State funds,
25. they were private funds, they were owned by the individuals
26. in the systems, that we therefore took the position that
27. those funds were not to be appropriated. only because they're
28. not ours to appropriate them. And the same money...in...in
29. like...position, is the money that is paid by the attorneys.
30. That just doesn't happen to belong to the people. It belongs
31. to the donors and that's really what it is. It does not belong
32. to the people. That money, therefore, should not be appropriated.
33. It's simply that and as far as license fees, these are not
34. license fees, Senator Netsch. They are monies that are donated

1. by the legal profession, to...to police its own organization.
2. And I don't know anybody that's been sued or has been reprimanded
3. for not paying the fee. In addition to which the money that is
4. paid for the examiners is paid by the people that are taking
5. the exam, it is not paid into the General Revenue Fund, therefore
6. it should not be appropriated.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Rock.

9. SENATOR ROCK:

10. Thank you, Mr. President, Ladies and Gentlemen of the
11. Senate. I too, rise in support of Amendment No. 3. It just
12. seems to me that if we start this kind of practice of rather
13. willy-nilly appropriating private monies, we might just as
14. well appropriate the money from the White Sox Ballpark gate
15. receipts. We have about the same amount of authority over
16. those, I happen to agree. This...this issue has been under
17. study for three or four years, at least that I'm aware of.
18. And there is some concern, rightful constitutional concern,
19. between the Illinois Supreme Court and the Auditor General.
20. I carry one of these cards and I think it costs thirty dollars
21. a year of my money that I send to the Registration Commission.
22. It is in no respect, State funds. If we're going to do something
23. like this, we might just as well ask for appropriation to the
24. Illinois Bar Association for the hundred or so dollars I
25. send to them each and every year. The Auditor General simply
26. should not traffic in these private monies. They are independently
27. audited, that much I can tell you, and that audit is of a public
28. record and each attorney who pays his fee, and as a matter of
29. fact it's on file with the Office of the Registration Commission.
30. Anybody can go in and look at it. I don't know why the Auditor
31. doesn't take a little walk over there and take a look at it.
32. But to mandate that the Auditor General somehow is involved
33. in this private money fund, it's simply wrong. We have suggested

1. that very strongly to the Auditor General. This...appears to
2. me, at least, to be the age old war cry of the members of the
3. House in particular, it's lawyers versus nonlawyers. This is
4. simply a private fund. It is, in fact, independently audited,
5. it has nothing whatever to do with the Auditor General and
6. his duties and I happen to agree with the Illinois Supreme
7. Court. I urge adoption of Amendment No. 3.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator...Senator Netsch, for what purpose do you
10. arise?

11. SENATOR NETSCH:

12. When it's appropriate. I hadn't finished by remarks before
13. and I would like an opportunity to finish them. I will defer
14. to others and then pick up if you want me to.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. There are many that wish to address themself to this issue
17. and...your name is down and there are about six...as I see.
18. Senator Bowers is next.

19. SENATOR BOWERS:

20. Would the sponsor yield to a question?

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Indicates he will.

23. SENATOR BOWERS:

24. The question has been raised on this side of the aisle,
25. which seems to me to be a pretty good one, what's the difference
26. between the application fees for the doctors and the application
27. fees for the lawyers? As I understand it, we do appropriate
28. the application fees for the doctors, is that correct?

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Carroll.

31. SENATOR CARROLL:

32. Yes. Yes.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator...Senator Bowers.

2. SENATOR BOWERS:

3. Well...well I suspect that the...whether we adopt the amend-

4. ment or not, we're probably in a...in a exercise of futility.

5. But I would kind of like to take that exercise, so I'm going

6. to oppose the amendment. I think we ought to give it a try

7. anyway.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Martin.

10. SENATOR MARTIN:

11. Just...will the sponsor yield?

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Indicates he will.

14. SENATOR MARTIN:

15. For those of us who by lack of a law degree, are not members

16. of the good old boys club, if we wish the Auditor General to have

17. a better chance of auditing those books, we would vote No on

18. your amendment. And if we shared, I am sure the deep constitutional

19. worries that some of you attorneys have, we would be voting yes.

20. Is that basically how it goes? And I think I'm giving you a nice

21. view there.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Carroll.

24. SENATOR CARROLL:

25. Well, Senator Martin, I don't wish to be the Supreme

26. Court of this matter. I don't know that this will add anything

27. to the Auditor General's ability to audit those two accounts.

28. Or if we fail to appropriate it, that it will deny him the

29. ability to audit those accounts. However, in fairness to you,

30. it is the Houses' opinion that by identifying and appropriating

31. the Auditor General will have another argument to use in his

32. efforts to audit these accounts. I don't know that he's right.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Martin.

2. SENATOR MARTIN:

3. So in nonlawyer's language, the answer is yes?

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Carroll.

6. SENATOR CARROLL:

7. No, I can't honestly tell you the answer is yes, and

8. I mean that sincerely. I offered this amendment, by the way

9. in committee, it was a tie vote there, which is why we're

10. offering it again...at the Floor of the Senate at the

11. request of the court. But I'm not saying, you know, I don't

12. think honestly, this will say automatically, that the Auditor

13. General can now run in and audit them. I don't think that

14. changes it.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Bruce.

17. SENATOR BRUCE:

18. Well, thank you, Mr. President and members of the Senate.

19. This is the last day, but I...I guess we're getting a little

20. goofy here today. I don't care what fight the Auditor General

21. has with the Supreme Court, I hope he wins, God bless him, give

22. him another three hundred thousand dollars, a million bucks,

23. have him take away the black robes, do whatever he has to do

24. to audit the Supreme Court, that's fine. Hooray, hooray, and

25. we've all done that and we're all on his side because he's

26. our guy. The problem is you...I'm all in support of this

27. amendment because you can't appropriate my money. I don't know

28. how many attorneys we got here, but by June 30...or by January

29. 30th, of every year, I sit down and right out a little check

30. and send it to this group that we're all worried about here.

31. And that's my money, it's not a dime of your money. They discipline

32. attorneys all over the State of Illinois for illegal or inappropriate

33. conduct. Supreme Court just oversees their activity. They have

1. no role. Several years ago, Senator Netsch, before the Illinois
2. Bar Association was smart enough to put this on all attorneys,
3. those of us who are members of the Illinois Bar paid it out
4. of our Bar fees. And that...some of us said, hey, there are a
5. lot of attorneys out there that aren't members of the Illinois
6. Bar Association. So we got a little law together and said,
7. everybody who practices law is controlled and they have to
8. be over this...this commission controls. And we, you know
9. what we said, we don't want any State dough, none of it,
10. we don't take it...any your money. It is all money that we
11. privately send in. They don't...they're not in a State
12. facility, they're ours. Now, the...the Board of Commissioners
13. is a similar situation and that is students who are going to
14. try to pass the Bar Examination send in a fee and that fee pays
15. for the printing, regulation, grading and sending out of the
16. notice of whether or not you passed, not one dime of that by
17. either Educational Testing Service of Princeton or anybody
18. else. And so if you want to audit it, that's fine. But this
19. amendment ought to be supported because simply the money here
20. is not yours, it never was yours, it's never been the State's
21. and we ought to just leave it alone and let the Auditor and
22. the Supreme Court Justices go to dinner sometime, look at
23. one another's checkbooks and decide whether or not they've
24. been doing a good job. But this amendment ought to be supported.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Jeremiah Joyce.

27. SENATOR JEREMIAH JOYCE:

28. I...I just have a question. Sponsor...or Senator Egan,
29. who raised the point.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. He indicates he'll yield.

32. SENATOR JEREMIAH JOYCE:

33. This money that we pay...you said this is a donation?

1. Oh...It's a donation like a donation to a ward organization. You
2. can't practice...you can't practice law without paying your dues,
3. right? All right.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Knuppel...For what purpose do you arise, Senator Egan?

6. SENATOR EGAN:

7. I did want to ask, in addition to another question, Senator
8. Joyce, to answer your question what ward organization do you belong
9. to?

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. All right. Senator Knuppel.

12. SENATOR JEREMIAH JOYCE:

13. I don't know who wants...never mind.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Knuppel.

16. SENATOR KNUPPEL:

17. Mr. Chairman, I have a question. Maybe the Parliamentarian can
18. answer it for me. Doesn't every lawyer in this Body then have a
19. conflict of interest?

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Well, some...I'm...I'm the Parliamentarian and Presiding
22. Officer, some of...some of them say we do, but I don't think so.

23. SENATOR KNUPPEL:

24. You know, after listening to all of this, I...after listening
25. to all this, I still don't know which way helps the Auditor and
26. I'll ask Senator Carroll. If I vote Yes, do I support the position
27. of those who want to have it audited?

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Carroll.

30. SENATOR CARROLL:

31. No.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Knuppel.

1. SENATOR KNUPPEL:
2. If I vote No, I do support that position?
3. SENATOR CARROLL:
4. No. That's the problem, Senator Knuppel. The House feels
5. that if you appropriate these line items, that says that they
6. will be audited. That just isn't accurate. It is their opinion,
7. but it just isn't accurate.
8. SENATOR KNUPPEL:
9. Yeah.
10. SENATOR CARROLL:
11. There is still nothing, in my opinion, there is nothing either
12. way we go on this...
13. SENATOR KNUPPEL:
14. All right...
15. SENATOR CARROLL:
16. ...but it stops the Auditor General or lets him.
17. SENATOR KNUPPEL:
18. Yeah, but...but I think we finally got it clear. I think
19. Senator Lynn Martin tried to get this answer. So, you're...
20. you're between a rock and a hard place, so to speak, if you vote
21. for it or against it, so it's just so much money and you probably
22. ought to vote No. But, I'll tell you something and I love you
23. fellows from Chicago, but you've got about thirteen lawyers in
24. your twenty-one members here and you've got a conflict of interest
25. and I just get scared as hell when I know what power that Judiciary
26. has up there in Chicago and I don't ask you fellows for a comment.
27. You've got to go in their courts and I know how they euchred me, as
28. the sponsor of the pay raise bill and I'll never get over that rape.
29. I'll...I'll always be traumatic. I'll...it was a hell of a traumatic
30. experience what they did to me because those guys...those guys euchred
31. me into it and I just...when I see...when I see a Chicago lawyer...
32. when I see a Chicago lawyer down here talking about something and it
33. involves judges, I just figure, by God, I'd better vote the other way.

1. SENATOR CARROLL:
2. Was that a question, Senator Knuppel?
3. PRESIDING OFFICER: (SENATOR DONNEWALD)
4. Senator...Senator Vadalabene.
5. SENATOR VADALABENE:
6. Yes, thank you, Mr. President and members of the Senate.
7. I'm been paying dues now for two years and...and I'm wondering
8. with all this confusion whether I should...quit paying dues.
9. I don't know whether I should be a lawyer or not.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Senator DeAngelis.
12. SENATOR DeANGELIS:
13. (Machine cutoff)of the sponsor.
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Indicates he will respond.
16. SENATOR DeANGELIS:
17. I've heard the...said many times that everybody here is writing a
18. check. Can anybody tell me who that check is made out to?
19. PRESIDING OFFICER: (SENATOR DONNEWALD)
20. Senator Carroll.
21. SENATOR CARROLL:
22. The...yes, Senator DeAngelis, your check is made out to the
23. Attorney's Registration and Disciplinary Commission...
24. PRESIDING OFFICER: (SENATOR DONNEWALD)
25. Senator DeAngelis.
26. SENATOR CARROLL:
27. ...and the checks that the students pay to take the Bar Exam
28. is paid to the Board of Law Examiners...the Board of Law Examiners.
29. SENATOR DeANGELIS:
30. Is that group that the check is made out...the attorney so and
31. so and so and so?
32. SENATOR CARROLL:
33. Attorney's Registration and Disciplinary Commission.

1. SENATOR DeANGELIS:
2. Is that an agency of the State of Illinois?
3. SENATOR CARROLL:
4. No.
5. SENATOR DeANGELIS:
6. Is it an agency of the Illinois Supreme Court?
7. SENATOR CARROLL:
8. Yes.
9. SENATOR DeANGELIS:
10. It is?
11. SENATOR CARROLL:
12. Well, no..that's not quite accurate. It is a...not a
13. State agency, it is a byproduct of an agreement reached between
14. the Supreme Court, various Bar Associations, to give the Supreme
15. Court the authority to have a register of lawyers.
16. SENATOR DeANGELIS:
17. Can the...can the Supreme Court disband that without our
18. authority?
19. SENATOR CARROLL:
20. I believe they can, yes. Yes, there's no Statutory
21. authority for it that I know, it's established by rule of
22. the Supreme Court.
23. SENATOR DeANGELIS:
24. So there's no linkage between the State of Illinois and
25. that authority? None whatsoever.
26. SENATOR CARROLL:
27. Not by Statute...to the best of my knowledge, not by
28. Statute.
29. SENATOR DeANGELIS:
30. So, if they were to disband, there'd be no disciplinary
31. action against lawyers in the State of Illinois?
32. SENATOR CARROLL:
33. That is correct. The prior disciplinary action before

1. this was created, just a mere few years ago, was through the
2. Bar Associations themselves.

3. SENATOR DeANGELIS:
4. Well...

5. SENATOR CARROLL:
6. They had their own disciplinary action.

7. SENATOR DeANGELIS:
8. Senator Carroll, would you be in favor then of us disbanding
9. that and then...and creating an agency of the State of Illinois
10. to discipline lawyers?

11. SENATOR CARROLL:
12. Very possible. Unlikely, but possible.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Senator Lemke.

15. SENATOR LEMKE:
16. Well, Senator Carroll, this...this is a commission set up
17. by the Illinois Supreme Court, right?

18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Senator Carroll.

20. SENATOR CARROLL:
21. I understand it, by the rule of the court, yes.

22. SENATOR LEMKE:
23. And the Illinois Supreme Court is one of the three Bodies
24. of the State of Illinois, isn't it? It's government? The
25. Judiciary Branch?

26. SENATOR CARROLL:
27. One of at least three, yes.

28. SENATOR LEMKE:
29. So why do you say that the Attorney Registration Commission
30. is not a commission of this State, when it is?

31. SENATOR CARROLL:
32. It's created...what I said is, it's created by rule of the
33. court and not by Statute, as the other commissions are.

1. SENATOR LEMKE:

2. Well...

3. SENATOR CARROLL:

4. All of our legislatives are created by Statute, this
5. one is not...or joint resolutions, this one is not.

6. SENATOR LEMKE:

7. It's...that's true, that the...the commission itself
8. is set up by rules of court and that's in their judicial
9. realm under their decisions of...of separation of powers.
10. But it...the Attorney Registration Commission is still
11. a branch of this State Government. It's supposed to be...
12. discipline it. I pay dues, we all pay dues, we never get
13. an accounting where the money is spent. How do you run
14. a corporation or any kind of business without an accounting?
15. There should be a...every year, an accounting, we should know
16. what the salaries of these individuals are, what's being done
17. with the money. I mean, does the Supreme Court have complete
18. jurisdiction? And that's what I think the question in the
19. House is. As far as I'm concerned, I'm not going to vote
20. No and I'm not going to vote Yes, I'm voting Present.
21. 'Cause I want to have a decision from this...this...attorney...
22. we want to know how the money is spent. I understand they
23. got a plan to raise the twenty-five dollars now to a hundred
24. dollars a year, which I have no objection to as long as the
25. money is being used properly. But listen, you know, sometimes
26. the biggest crooks in government are judges. And it's always
27. been down in history. Just remember Judge Roy Bean, you know,
28. that's the guy. He was a judge, he took care of everybody.
29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Netsch.

31. SENATOR NETSCH:

32. Thank you, Mr. President. The question that Senator Bowers
33. asked a little bit ago, really was my concluding point in raising

1. the questions that I did. It seems to me that the...there really
2. is no basic difference between the fees that we pay to the
3. Attorney Registration Commission and the fees that are paid by
4. barbers, or doctors or anyone else to the State of Illinois. The
5. fact that they are put through a different device of government
6. is simply because, we the lawyers, have managed to perpetuate
7. the myth that we are...that we are officers of the court and
8. no one else can touch us. If there were not that set of
9. rules, we would...we would be licensed by Registration and
10. Education just like all the other professions. But it is
11. a substitute for that other form of registration. And it
12. seems to me that it is perfectly appropriate that our license
13. fees be...and they are really, our license fees, be treated
14. like those of all of the other licensed occupations of the
15. State. They ought to be subject to appropriation and they
16. ought to be subject to audit.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Carroll may close.

19. SENATOR CARROLL:

20. Why, thank you, Mr. President, Ladies and Gentlemen of
21. the Senate.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Just a moment. Senator Berning,...do you wish to speak
24. again?

25. SENATOR BERNING:

26. No, I would just like to ask a question.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Well, that...

29. SENATOR BERNING:

30. ...To see whether or not there is any correlation here, if
31. we did follow through on a suggestion here some couple of years
32. ago that we audit the Illinois...High School Athletic Association.
33. It seems to me this is a somewhat parallel situation. How was

1. that one resolved, does anybody remember?

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Carroll.

4. SENATOR CARROLL:

5. Best of my recall, we didn't..did not...did not...did not.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Carroll may close.

8. SENATOR CARROLL:

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

10. Senate. Merely to answer a few of the commentaries made.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. He is closing, yes. Well, your light wasn't lit at

13. the proper time, Senator, if you wish leave from the Body

14. to speak or address yourself to this issue, you have that

15. right. You wish leave? Leave is granted. Fifteen others

16. have done it, you may as well, too.

17. SENATOR GROTBORG:

18. Well, I...I appreciate that, Mr. President. We've

19. ...we've listened to lawyers for a half hour and I thought

20. maybe the laymen should have a minute or two. We...

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. The laymen had more speeches than the lawyers. You

23. may proceed.

24. SENATOR GROTBORG:

25. Thank you. Mr. President, in the words of Ann Landers,

26. friends that count, don't count. Now...what I want to know as

27. a layman, is the Supreme Court part of the State of Illinois?

28. 'Cause I have a membership card of that distinguished organization,

29. the Attorney's Registration and Disciplinary Commission with

30. the Great Seal of the Supreme Court on it and I don't really

31. care about all the drivel I've heard. Either they are part

32. of Illinois or they're not part of Illinois and I'm here to

33. tell you that we should be able to audit them and...and take

1. a close looksee and do the whole thing. They're either in
2. Illinois or they're out of Illinois and we appropriate everything
3. else. You know, just the horseshoers, and...and the nurses,
4. and the doctors and everybody else.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)
6. Senator Hall.

7. SENATOR HALL:
8. Thank...thank you, Mr. President and Ladies and Gentlemen.
9. I just want to ask a question here, so I'll know how I'm
10. voting. Now, if I want them to be audited, then I vote No?
11. If I don't want them, I vote Aye, is that right?

12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. Senator Carroll.

14. SENATOR CARROLL:
15. To the third person who asked that question, the answer
16. is no to both of your questions.

17. SENATOR HALL:
18. Oh, well now...

19. SENATOR CARROLL:
20. There's nothing in this legislation that gives the right
21. to the Auditor General to audit these two accounts. There is
22. nothing in this legislation that denies the Auditor the right
23. to audit these two accounts. It is merely an opinion by the
24. House. Can we have some order?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator Hall. Senator Carroll is trying to address your
27. question.

28. SENATOR CARROLL:
29. Justice Netsch may have answered it to him. But there's
30. nothing in here that deals specifically with the words, audit.
31. There are members...let's put it this way, of both Chambers,
32. who feel that if we line item appropriation this amount, even
33. though we don't know what it is, even though we don't know

1. whether they spend more or less than this, as the State appropriation,
2. there are people who believe that by saying that, that will give
3. the Auditor General an additional tool to use in his attempt
4. to audit, but there is nothing that assures him that that's
5. going to happen.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Well, he's apparently...listening to...Senator Netsch.
8. Senator Carroll, you may close.

9. SENATOR CARROLL:

10. Why, I thank you, Mr. President. Anybody else, before we try
11. it for the fourth time?

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. I think not.

14. SENATOR CARROLL:

15. Good.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Proceed.

18. SENATOR CARROLL:

19. Okay. A couple things are really in here. Those who
20. discuss the difference between this for example and R and E,
21. those checks go right into the State Treasury, they're payable
22. to the State. This is a separate and distinct entity that
23. the checks are paid to. They do not go into the State Treasury.
24. The items in these accounts are audited, those audits are
25. published, they are published by both the law examiners and
26. Attorney's...Registration and Disciplinary Commission. We do
27. not now, for example, even appropriate all of the funds the
28. State receives. We've been fighting with the Governor, for
29. example, the Executive Branch, a coequal branch like the court,
30. on appropriating Federal funds that flow into this State. We
31. don't have the right to do that...according to the Executive.
32. Here, we have, two separate independent arms of the third branch
33. of government, who...for whom we are attempting to pick a figure,

1. a figure over which we have no real justification...and attempt
2. to appropriate the funds. I...I just happen to think that we're
3. going the wrong way. The court feels that way, obviously, and
4. I would urge the adoption of the amendment.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. The question is shall...the question is shall Amendment NO. 3 to House
7. Bill 3301 be adopted. Those in favor vote Aye. Those opposed Nay.
8. The voting is open. (Machine cut-off)...voted who wish? Have
9. all those voted who wish? Take the record. On that question
10. the Ayes are 18, the Nays are 32. Amendment No. 3 fails. Are
11. there further amendments?

12. SECRETARY:

13. Amendment No. 4 offered by Senator Daley.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Daley.

16. SENATOR DALEY:

17. Yeah, Mr. President and fellow Senators. This deals with
18. a problem...that passed last year in regards to the guardianship
19. question. I think every Senator has received many letters in
20. their district about the guardianship problem, dealing with
21. disabled individuals in nursing homes. The question is once
22. they go to court, who's going to pay the fee. We're going
23. to appropriate four hundred and fifty thousand dollars. It's
24. become a serious problem in the State. I think everybody knows
25. about...the nursing homes are calling, the lawyers, everybody
26. else is calling. And this would appropriate, I think it's
27. four hundred and twenty-five thousand dollars into the Supreme
28. Court budget who wants to pay the fees out.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Wooten.

31. SENATOR WOOTEN:

32. Senator Daley, you're right, this...I don't think I've
33. had more letters on any subject, not even Workmen's Comp.

1. than on this. And the question that is asked me, have we...have
2. we by 1881, by action in the Senate or in the House, removed
3. the lawyer from that process?
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. Senator Daley.
6. SENATOR DALEY:
7. It's impossible to ever remove a lawyer.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
9. Senator Wooten.
10. SENATOR WOOTEN:
11. Well, I noted that leach like quality before, Senator
12. Daley, but...there was...there was an aspect in...in that bill,
13. and unfortunate...when it turned out in part to be a lawyer's
14. relief bill and...well.
15. PRESIDING OFFICER: (SENATOR DONNEWALD)
16. Senator Daley.
17. SENATOR DALEY:
18. Senator Wooten, when we talk about the...the legal rights
19. of an individual...adjudicate them...insane or...any other problem
20. going to a nursing home, taking...taking away his rights, he
21. does need protection of an attorney.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
23. Senator Wooten.
24. SENATOR WOOTEN:
25. All right. Now, this can be ruled not germane, but, Mr.
26. President and colleagues, I don't know anywhere else I can
27. get a straight answer to this 'cause I've tried. And you are
28. on this subject. I want to know, in that bill is there any
29. possibility for anybody else other than a lawyer to take
30. care of that?
31. PRESIDING OFFICER: (SENATOR DONNEWALD)
32. Senator Daley.
33. SENATOR DALEY:

1. I think a...a member of the family can go into court
2. and request it.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Senator Wooten.

5. SENATOR WOOTEN:

6. That's the problem. They have to go to court to do it.
7. Can't they just, as a relative, sign a paper for them and be
8. done with it?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Daley.

11. SENATOR DALEY:

12. No, you just can't sign papers for anybody, no.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Wooten. Further discussion? Senator Geo-Karis.

15. SENATOR GEO-KARIS:

16. Mr. President, Ladies and Gentlemen of the Senate. I...I
17. approve that amendment and I'll tell you, the reason you need
18. a lawyer is to safeguard a person's right. Now, let me tell
19. you something, Senator Wooten, I've handled a couple
20. of these guardianships lately and you can have them. If you
21. only knew how detailed and how very touchy they are and the
22. work and time that's involved, believe me, if you want to be
23. a layman and handle them, fine. But you've got to know your
24. rules of evidence to protect the person, who another person
25. wants to confine. And it's not easy, you are taking away
26. rights so you can blame the lawyers, let them be your whipping
27. posts, but where would you be without us.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Further discussion? Senator Nimrod.

30. SENATOR NIMROD:

31. Thank you, Mr...thank you Mr. President. Speaking about
32. all these lawyers, I thought I just might bring you up to a
33. statistic that came my way this morning. I understand that

1. in 1960, there was one attorney for every eighteen hundred
2. and thirty-seven individuals, 1970, one attorney for every
3. twelve hundred individuals, 1980, one attorney for every
4. six hundred and thirty-one individuals. This means that
5. very shortly we're going to have a one to one basis pretty
6. soon if we keep up all the regulations.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion on Senator Wooten's question of
9. germaneness? The Chair is willing to...is ready to rule
10. that the amendment is germane and it...that it's an appropriation...

11. SENATOR WOOTEN:

12. No...no...no, Mr...President, I...I'm sorry, I..that
13. was misconstrued. My question was that I wanted to ask about
14. the bill which prompts this appropriation. I would like to
15. ask a question about this appropriation now. Senator Daley,
16. the funds you are seeking, are they available for everybody
17. or for those in need? And if it's just for those in need,
18. what's the test?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Daley.

21. SENATOR DALEY:

22. I...I believe it's those in need who cannot pay the fee, period.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Wooten.

25. SENATOR WOOTEN:

26. Sorry to belabor it, but as I say, this is a "biggin" for me.
27. Who has to be in need, the elderly person, or...their relatives?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Daley.

30. SENATOR DALEY:

31. The legal responsibility is on the elderly person. It's
32. all...you cannot make a mother-in-law or a father-in-law or
33. anybody else or a friend to pay anybody's bills.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Wooten.
3. SENATOR WOOTEN:
4. Then what is the test for need?
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Daley.
7. SENATOR DALEY:
8. I would say the person can't pay the bill.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Senator Wooten.
11. SENATOR WOOTEN:
12. Well, the tendency on the part of most people is to pay
13. what they have to pay and somebody in the family will pay it.
14. The unfortunate thing about that...the bill that we passed was,
15. that we have levied legal fees on all kinds of people and they
16. just either weren't there before or everybody ignored it before
17. and it's been nothing but trouble. I think as a Legislator,
18. I've taken more abuse for that than anything else we've done.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Further discussion? Senator Daley.
21. SENATOR DALEY:
22. Mr. President and fellow Senators, you have to file a
23. petition before the court. They have to okay the fee.
24. I'd ask for a favorable roll call.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. The question is on the adoption of Amendment No. 4 to
27. House Bill 3301. Discussion? All in favor say Aye. Opposed
28. Nay. The Ayes have it, Amendment No. 4 is adopted. Are there
29. further amendments?
30. SECRETARY:
31. No further amendments.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. 3rd reading. House Bill 3311, Senator Rock asks leave
34. of the Senate to return the bill to the order of 2nd reading
35. for the purpose of an amendment. Is there leave? Leave is granted.

1. The bill is on the Order of 2nd reading. Are there amendments,
2. Mr. Secretary, please.

3. SECRETARY:
4. Amendment No. 1 offered by Senators Carroll and Rock.

5. PRESIDING OFFICER: (SENATOR BRUCE)
6. ...Senator Rock to explain Amendment No. 1.

7. SENATOR ROCK:
8. Thank you, Mr. President and Ladies and Gentlemen of
9. the Senate. Amendment No. 1 is rather technical in nature.
10. It eliminates a reappropriation of three hundred million
11. dollars for the fire safety improvements, the stairwells,
12. if you will, on the House side of the building. These
13. funds were added, and rightfully so, to the Capital Development
14. Board...reap. bill, Senate Bill 1664, so that it's just
15. surplusage in this bill. It...it removes that and it provides
16. additionally for a July 1, 1980 effective date and I would move
17. adoption of Amendment No. 1.

18. PRESIDING OFFICER: (SENATOR BRUCE)
19. Is there discussion? Senator DeAngelis.

20. SENATOR DeANGELIS:
21. Senator Rock, did you say three hundred million?

22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Senator Rock.

24. SENATOR ROCK:
25. I...I beg your...three hundred thousand, yeah.

26. PRESIDING OFFICER: (SENATOR BRUCE)
27. The motion is to adopt Amendment No. 1...

28. SENATOR ROCK:
29. I'm seeing too many big numbers today, I can't handle it.

30. PRESIDING OFFICER: (SENATOR BRUCE)
31. ...the motion is to adopt. Discussion? All in favor
32. say Aye. Opposed Nay. The Ayes have it, Amendment No. 1
33. is adopted. Further amendments?

1. SECRETARY:
2. Amendment No. 2 by the same sponsor.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Rock.
5. SENATOR ROCK:
6. Yeah, they were probably...I'm sure they were identical.
7. That...just withdraw that. There is only one amendment.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. They...they were filed in duplicate, Senator.
10. SECRETARY:
11. No further amendments.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. 3rd reading. House Bill...House Bill 3320, Senator
14. Carroll asks leave of the Senate...asks leave of the Senate
15. to return the bill to the Order of 2nd reading for the purpose
16. of amendment. Is there leave? Leave is granted. The bill
17. is on the Order of 2nd reading. Are there amendments,
18. Mr. Secretary, please.
19. SECRETARY:
20. Amendment No. 12...offered by Senator Carroll.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Senator Carroll on Amendment No. 12.
23. SENATOR CARROLL:
24. Thank you, Mr. President and Ladies and Gentlemen
25. of the Senate. This is to delete the funds for the Local
26. Government Finance Commission, which failed yesterday. Should
27. that ever be restored, of course, this will probably also
28. be in conference and then we would deal with it at that time.
29. I would move adoption...Amendment No. 12.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. The motion is to adopt Amendment No. 12. Discussion?
32. All in favor say Aye. Opposed Nay. The Ayes have it. Amend-
33. ment No. 12 is adopted. Are there further amendments?

HB 2831
Recalling
6-26-69

1. SECRETARY:
2. Amendment No. 13 offered by Senator Carroll.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Carroll.
5. SENATOR CARROLL:
6. Thank you, Mr. President, and Ladies and Gentlemen of the
7. Senate. This is a technical amendment in the area of
8. Administrative Rules, technical in nature only, no substantive
9. impact. I would move adoption of Amendment 13.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. The motion is to adopt Amendment No. 13. Discussion?
12. All in favor say Aye. Opposed Nay. The Ayes have it.
13. Amendment No. 13 is adopted. Further amendments?
14. SECRETARY:
15. Amendment No. 14 offered by Senator Regner.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Senator Regner.
18. SENATOR REGNER:
19. Mr. President and members of the Senate. This is replacing
20. an amendment that was Tabled yesterday after a misunderstanding
21. with the Supreme Court and what it does, it appropriates sixty
22. thousand dollars for the implementation of the data processing
23. system for the Supreme Court with the Legislative Information
24. System doing the work for them. The sixty thousand is to
25. LIS. Move its adoption.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. The motion is to adopt. Discussion? All in favor say
28. Aye. Opposed Nay. The Ayes have it. Amendment No. 14 is
29. adopted. Further amendments?
30. SECRETARY:
31. No further amendments.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. 3rd reading. Senator Knuppel, you had not called 2831.

1. Did you wish to return that to the Order of 2nd reading?
2. That's the only bill we haven't amended. Senator Knuppel
3. asks leave of the Senate to return 2831 to the Order of
4. 2nd reading for the purpose of an amendment. Is there leave?
5. Leave is granted. The bill is on the Order of 2nd reading.
6. Are there amendments, Mr. Secretary, please.

7. SECRETARY:

8. Amendment No. 1 offered by Senator Knuppel.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Knuppel is recognized.

11. SENATOR KNUPPEL:

12. Mr. Chairman and members of the Body, we passed the...the
13. Chrysler Bill out of here yesterday...under the condition...
14. there was a little bit of a misunderstanding, but I think it's
15. cleared up now, with the understanding that if the Chrysler
16. Corporation can meet all the conditions of the...of the
17. enabling legislation that the General Assembly would have
18. to...or would appropriate the twenty million dollars. Now,
19. I'd like leave...this bill is going to be...left to die
20. otherwise, because the appropriation for the agricultural...
21. soil surveys' is in the Department of Agriculture budget.
22. I'd like to amend the twenty million dollar appropriation
23. on House Bill 2831. Now, this bill will then be returned to
24. 3rd reading and I'd...I'd ask leave to suspend the rules...
25. suspend the rules and leave it on 3rd reading until we
26. return here in November. It will not be called to see whether
27. or not, in fact, Chrysler is able to meet the...the conditions
28. of the enabling legislation with respect to a first mortgage
29. lien on their Belvidere Plant, et cetera. Now, that's what
30. the amendment is about and I'd ask...I'd move the adoption of
31. the amendment...to 2831 and to have it returned to 3rd reading
32. to stay there until we return in November.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there discussion? Senator Buzbee.

2. SENATOR BUZBEE:

3. Thank you, Mr. President. I...I think Senator Knuppel has
4. struck a...a...a great compromise. And...and he came up with
5. this idea, I think it's a great idea, it accomplishes everything
6. that I believe everybody that has an interest in this wants to
7. accomplish. And that is that we have the vehicle available, if
8. we put this amendment on his bill, we have the vehicle available,
9. come November or if it's earlier than that if the Governor wants
10. to call us back into a Special Session. It's a House Bill that
11. would be on the Order of 3rd reading in the Senate with the amend-
12. ment already on it. If we decide we want to do this, we can pass
13. the bill in one day...at anytime in a Special Session or in
14. November, get it back over to the House for the House's concurrence.
15. I think it's a...a great compromise. We still have the final
16. say so on appropriating the money. I would point out to
17. you that apparently this afternoon the House went ahead and
18. added twenty million dollars to an appropriation bill and
19. passed it with that on there. If we take this position
20. and then just simply say to the House, we're not going
21. to accept that method, we want to have the final say. Senator
22. Knuppel has the bill and...and that can do it this way. We
23. can reject their...we can reject their add-on, we can have
24. this one ready to go and...and handle it that way. I think
25. it's a good idea.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Discussion? Senator Philip.

28. SENATOR PHILIP:

29. Thank you, Mr. President and Ladies and Gentlemen of the
30. House...Senate. I want to compliment Senator Knuppel, I think
31. it's a very good idea. As you probably heard on the news
32. yesterday, they're losing five million dollars a day. By
33. the time we get back here, November, they'll be completely
34. down the drain. And at that rate at five million

1. a day, our...our twenty million dollar appropriation is only
2. going to last four days. But I think it's a good idea and
3. I think we ought to support it.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The motion is to adopt. Discussion? All in favor
6. say Aye. Opposed Nay. The Ayes have it, Amendment No.
7. 1 is adopted. Are there further amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. 3rd reading. We are now ready to proceed back through
12. the Calendar picking up those bills that were either amended
13. or not called. On page 2 of your Calendar is House Bill
14. 3001, Senator Savickas. Read the bill, Mr. Secretary, please.

15. SECRETARY:

16. House Bill 3001.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Savickas.

21. SENATOR SAVICKAS:

22. Yes, Mr. President and members of the Senate. This is
23. the annual budget for the State Comptroller and I would
24. approve your...I would appreciate your support of the bill.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. The question is shall House Bill 3001 pass. Those in
27. favor vote Aye. Those opposed vote Nay. The voting is open.
28. Have all voted who wish? Have all voted who wish? Take
29. the record. On that question the Ayes are 58, the Nays
30. are none, 1 Voting Present. Senate Bill...House Bill 3001,
31. having received the required constitutional majority is
32. declared passed. House Bill 3014. Read the bill, Mr. Secretary,
33. please.

1. SECRETARY:
2. House Bill 3014.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Is Senator Rock on the Floor? Senator...Senator Donnewald,
7. do you wish to...handle this in his absence? Expenses of the
8. General Assembly.
9. SENATOR DONNEWALD:
10. Well, it...it does exactly what the Calendar says and
11. I would...strongly urge a favorable roll call.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. The question is shall House Bill 3014 pass. Those in
14. favor vote Aye. Those opposed vote Nay. The voting is open.
15. Have all voted who wish? Have all voted who wish? Take the
16. record. On that question the Ayes are 54, the Nays are none,
17. none Voting Present. House Bill 3014, having received the
18. required constitutional majority is declared passed. House
19. Bill 3021, Senator Rock. Read the bill, Mr. Secretary, please.
20. SECRETARY:
21. House Bill 3021.
22. (Secretary reads title of bill)
23. 3rd reading of the bill.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator Rock.
26. SENATOR ROCK:
27. Thank you, Mr. President, Ladies and Gentlemen of the
28. ...the Senate. This is the appropriation of four million dollars
29. for the district office allowance for the two hundred and thirty-
30. six members of the Assembly. I would move for your favorable
31. action.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. The question is shall House Bill 3021 pass. Those in

1. favor vote Aye. Those opposed vote Nay. The voting is open.
2. Have all voted who wish? Have all voted who wish? Take the
3. record. On that question the Ayes are 57, the Nays are none,
4. none...1 Voting Present. House Bill 3021, having received
5. the required constitutional majority is declared passed.
6. House Bill 3024, Senator Regner. Read the bill, Mr. Secretary,
7. please.

8. SECRETARY:

9. House Bill 3024.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Regner.

14. SENATOR REGNER:

15. Mr. President and members. This is the annual appropriation
16. for the Department of Administrative Services. Appropriates
17. one hundred and twenty-seven thousand, five hundred and ten...
18. one hundred and twenty-seven million, five hundred and ten
19. thousand, eight hundred and seventy-five dollars.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. The question is shall House Bill 3024 pass. Those in favor
22. vote Aye. Those opposed vote Nay. The voting is open. Have
23. all voted who wish? Have all voted who wish? Take the record.
24. On this question the Ayes are 50, the Nays are 5, none Voting
25. Present. House Bill 3024, having received the required constitutional
26. majority is declared passed. House Bill 3026, Senator Regner.
27. Read the bill, Mr. Secretary, please.

28. SECRETARY:

29. House Bill 20...or 3026.

30. (Secretary reads title of bill)

31. 3rd reading of the bill.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Regner.

1. SENATOR REGNER:
2. Mr. President and members. This is the annual appropriation
3. for the Department of Commerce and Community Affairs, appropriates
4. one hundred, sixty-four million, one hundred and forty-six
5. thousand and thirty-three dollars. Ask for a favorable roll
6. call.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. The question is shall House Bill 3026 pass. Those in
9. favor vote Aye. Those opposed vote Nay. The voting is
10. open. Have all voted who wish? Have all voted who wish?
11. Take the record. On that question the Ayes are 51, the Nays are 5,
12. none Voting Present. House Bill 3026 having received the required
13. constitutional majority is declared passed. House Bill 3027,
14. Senator Nimrod. Read the bill, Mr. Secretary, please.
15. SECRETARY:
16. House Bill 3027.
17. (Secretary reads title of bill)
18. 3rd reading of the bill.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Senator Nimrod.
21. SENATOR NIMROD:
22. Thank you, Mr. President. This is the ordinary and contingent
23. expenses for the Institute of Natural Resources in the amount
24. of forty-seven thousand, one hundred and . . . forty-seven million,
25. one hundred and sixty-seven thousand, nine hundred and seventy-
26. four dollars. Ask for a favorable roll call.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. The question is shall House Bill 3027 pass. Those in
29. favor vote Aye. Those opposed vote Nay. The voting is open.
30. Have all voted who wish? Have all voted who wish? Take the
31. record. On that question the Ayes are 41, the Nays are
32. 14, 2 Voting Present. House Bill 3027 having received the
33. required constitutional majority is declared passed. House

1. Bill 3029, Senator Bloom. Read the bill, Mr. Secretary, please.

2. SECRETARY:

3. House Bill 3029.

4. (Secretary reads title of bill.)

5. 3rd reading of the bill.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Bloom is recognized.

8. SENATOR BLOOM:

9. Thank you, Mr. President, fellow Senators. This is the

10. annual appropriation for the Department of Registration and

11. Education.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. The question is...

14. SENATOR BLOOM:

15. It appropriates seven million, eight hundred thousand.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. The question is shall House Bill 3029 pass. Those in

18. favor vote Aye. Those opposed vote Nay. The voting is open.

19. Have all voted who wish? Have all voted who wish? Take the

20. record. On that question the Ayes are 47, the Nays are 7, 1 Voting

21. Present. House Bill 3029 having received the required constitutional

22. majority is declared passed. House Bill 3036, Senator Walsh.

23. Read the bill, Mr. Secretary, please.

24. SECRETARY:

25. House Bill 3036.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Walsh.

30. SENATOR WALSH:

31. Mr. President, members of the Senat . This is the annual

32. appropriation to the Court of Claims in the amount of three

33. million, four hundred and fifty thousand dollars for the payment

34. of claims and approximately five hundred and fifteen thousand

1. dollars for operations. If there are any questions, I'd be
2. happy to answer them.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Berning.

5. SENATOR BERNING:

6. Thank you, Mr. President, members of the Senate. I'd
7. like to just make a couple of comments and call the attention
8. of the Body to some information that you may have forgotten
9. or may never have been...have had called to your attention.
10. Some little while back, our Auditor General did an audit of
11. the Court of Claims. One of the criticisms was that an
12. audit report had been ordered by the court...paid for, as
13. a matter of fact, and it was never received. In January, 1980,
14. the Auditor General submitted a management audit of the court
15. and the audit was in response to an earlier compliance audit
16. which cited findings of inadequacies in operational efficiency
17. and effectiveness, organization, planning...management and
18. internal control. And I exhibit a copy of that here. I respectfully
19. suggest that some of you take a look at it, it's very interesting.
20. The audit report, however, directed a great deal of criticism
21. to the Attorney General's handling of the Court of Claims in
22. the manner in which the functions of the court are fragmented
23. among different State entities. And as an example, Ladies and
24. Gentlemen, of what has become of increasing concern to me is
25. the tardiness of the court in handling the claims that are
26. referred to them, or presented to them. Many of you will recall
27. an old friend, John Galue, he served as a contract engineer
28. for the Commission on the Fox River and Chain of Lakes. His
29. letter of May 2nd, 1980, while not directed toward the Court
30. of Claims, in passing says, our Court of Claims' action was filed
31. in November 1977 and the matter still is not settled because
32. of an apparent lack of interest...apparent lack of interest on
33. the part of the State of Illinois to resolve the issues.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Berning, your time has expired. If you will
3. conclude your remarks, please.
4. SENATOR BERNING:
5. Thank you, Mr. President and members of the Senate.
6. What I am trying to do is emphasize that here we have an
7. agency of this Body and in my opinion it is not carrying
8. out its responsibilities to us or to those to whom it is
9. ...for whom it was set up to provide service.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Further discussion? Senator Walsh.
12. SENATOR WALSH:
13. Mr. President and members of the Senate. I would like
14. to point out that the audit report to which Senator Berning
15. referred will...is to be delivered next week, according
16. to the advice I received. I shall also like to point out
17. that this appropriation is some forty thousand plus below
18. the House...the House Bill as it came over to the Senate
19. and over twenty thousand below the Governor's recommendation.
20. I urge your support.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. The question is shall House Bill 3036 pass. Those in
23. favor vote Aye. Those opposed vote Nay. The voting is open.
24. Have all voted who wish? Have all voted who wish? Take
25. the record. On that question the Ayes are 39, the Nays are
26. 10, 1 Voting Present. House Bill 3036, having received the
27. required constitutional majority is declared passed. House
28. Bill 3037, Senator Nimrod. Read the bill, Mr. Secretary,
29. please.
30. SECRETARY:
31. House Bill 3037.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Nimrod.

3. SENATOR NIMROD:

4. This is the ordinary and contingent expenses for the
5. Arts Council. I would ask for a favorable roll call in
6. the amount of three million, seven hundred and fifty-five
7. thousand, six hundred and eighteen dollars.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. The question is, shall House Bill 3037 pass. Those
10. in favor vote Aye. Those opposed vote Nay. The voting
11. is open. Have all voted who wish? Have all voted who wish?
12. Take the record. On that question the Ayes are 41, the Nays
13. are 14, none Voting Present. House Bill 3037, having received
14. the required constitutional majority is declared passed.
15. House Bill 3044, Senator Schaffer. Read the bill, Mr. Secretary,
16. please.

17. SECRETARY:

18. House Bill 3044.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Schaffer. Senator Schaffer.

23. SENATOR SCHAFFER:

24. Yes, this is the Department of Children and Family Services.
25. I think we understand this budget better than most. I move for
26. a favorable roll call.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. The question is shall House Bill 3044 pass. Those in
29. favor vote Aye. Those opposed vote Nay. The voting is open.
30. Have all voted who wish? Have all voted who wish? Take the
31. record. On that question the Ayes are 41, the Nays are 9,
32. 6 Voting Present. House Bill 3044, having received the required
33. constitutional majority is declared passed. House Bill 3047,
34. Senator Rhoads. Read the bill, Mr. Secretary, please.

1. SECRETARY:
2. House Bill 3047.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Rhoads.
7. SENATOR RHOADS:
8. Thank you, Mr. President and members of the Senate.
9. This is the annual appropriation for the Commission on Delinquency
10. Prevention. The current amount is three million, five hundred
11. and four thousand, nine hundred dollars. And I ask for a
12. favorable vote.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. The question is shall House Bill 3047 pass. Those in
15. favor vote Aye. Those opposed vote Nay. The voting is open.
16. Have all voted who wish? Have all voted who wish? Take the
17. record. On that question the Ayes are 50, the Nays are 7, none
18. Voting Present. House Bill 3047, having received the required
19. constitutional majority is declared passed. House Bill 3049,
20. Senator Mitchler. Read the bill, Mr. Secretary, please.
21. SECRETARY:
22. House Bill 3049.
23. (Secretary reads title of bill)
24. 3rd reading of the bill.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Senator Mitchler.
27. SENATOR MITCHLER:
28. This is the budget, Mr. President and members of the
29. Senate, for the appropriation for the Department of Veteran's
30. Affairs. We've had the amendments kicked back and forth and I'd
31. appreciate a favorable roll call.
32. PRESIDING OFFICER: (SENATOR BRUCE)
33. Senator Mitchler has moved the passage of House Bill
34. 3049...Senator Gitz. Do you have a question?

1. SENATOR GITZ:

2. Very briefly...Mr. President and members of the Senate.
3. For the record, I'd like to submit, there were some problems
4. with a particular institution in this department, those were
5. discussed with the director of that department. After we met
6. at length, I have still not heard from him. I would like to
7. commend Senator Buzbee and Senator Rock for their diligence.
8. It seems to me the least he could have done is to come back
9. and indicate what his desires were. For that reason, I'm
10. going to vote Present. And because of the nature of that
11. agency, Senator Mitchler, I wanted to submit to the record, why
12. I was doing so.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. The question is shall House Bill 3049 pass. Those in
15. favor vote Aye. Those opposed vote Nay. The voting is open.
16. Have all voted who wish? Have all voted who wish? Take the
17. record. On that question the Ayes are 55, the Nays are none,
18. Voting Present. House Bill 3049, having received the
19. required constitutional majority is declared passed. House
20. Bill 3067, Senator Rock. Someone wish to...is Senator Berman
21. on the Floor? Senator...is there leave for Senator Donnewald
22. to handle that...in the absence of Senator Rock? Leave is
23. granted. House Bill 3067. Read the bill, Mr. Secretary, please.

24. SECRETARY:

25. House Bill 3067.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Donnewald is recognized.

30. SENATOR DONNEWALD:

31. Move for a favorable roll call.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The question is shall House Bill 3067 pass. Those in

1. favor vote Aye. Those opposed vote Nay. The voting is open.
2. Have all voted who wish? Have all voted who wish? Take
3. the record. On that question the Ayes are 47, the Nays are
4. 11, none Voting Present. House Bill 3067, having received
5. the required constitutional majority is declared passed.
6. House Bill 3084, Senator Coffey. Read the bill, Mr. Secretary,
7. please.
8. SECRETARY:
9. House Bill 3084.
10. (Secretary reads title of bill)
11. 3rd reading of the bill.
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Senator Coffey.
14. SENATOR COFFEY:
15. Yes, Mr. President and members of the Senate. This is
16. a...a FY'81 budget for new highway and waterway construction
17. for the Department of Transportation. The...amount of the
18. budget is one billion, sixty-six million, five hundred and
19. twenty-nine thousand and four hundred dollars. I'd ask for
20. a favorable roll call.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. The question is shall House Bill 3084 pass. Those in
23. favor vote Aye. Those opposed vote Nay. The voting is open.
24. Have all voted who wish? Have all voted who wish? Take the
25. record. On that question the Ayes are 45, the Nays are 9,
26. 3 Voting Present. House Bill 3084, having received the
27. required constitutional majority is declared passed. House
28. Bill 3201, Senator Rhoads. Read the bill, Mr. Secretary, please.
29. SECRETARY:
30. House Bill 3201.
31. (Secretary reads title of bill)
32. 3rd reading of the bill.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Rhoads.

2. SENATOR RHOADS:

3. Thank you, Mr. President. This is the annual appropriation
4. for the State Board of Elections with the amendments added in
5. the last two or three days. The amount is six million, eight
6. hundred and one thousand, eight hundred and forty-four dollars.
7. I ask for a favorable vote.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. The question is shall House Bill 3201 pass. Those in
10. favor vote Aye. Those opposed vote Nay. The voting is open.
11. Have all voted who wish? Have all voted who wish? Take
12. the record. On that question the Ayes are 58, the Nays are
13. none, none Voting Present. House Bill 3201, having received
14. the required constitutional majority is declared passed. House
15. Bill 3208, Senator Berning. Read the bill, Mr. Secretary, please.

16. SECRETARY:

17. House Bill 3208.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Berning.

22. SENATOR BERNING:

23. Thank you, Mr. President and members of the Senate. The
24. final tabulation now on the awards by the Court of Claims is
25. two million, three hundred sixty-eight thousand, nine hundred
26. forty-one dollars. Some of these claims date back to 1973.
27. I want to point that out. This is part of the reason that
28. I raised the issue on the appropriation for the Court itself.
29. If there are any questions about these appropriations...these
30. awards, I will attempt to answer them. However, these...I have
31. gone through the court. The last amendment put on, Floor
32. Amendment No. 6, provides for a hundred and eighty-two
33. thousand dollars for claims which are pending...which probably
34. will be the result of a favorable award by the Court and the

1. amendment states, they can't be paid until the award is made.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The question is shall House Bill 3208 pass. Those in
4. favor vote Aye. Those opposed vote Nay. The voting is open.
5. Have all voted who wish? Have all voted who wish? Take the
6. record. On that question the Ayes are 51, the Nays are 3,
7. 3 Voting Present. House Bill 3208, having received the
8. required constitutional majority is declared passed. House
9. Bill 3241, Senator Maragos. Read the bill, Mr. Secretary,
10. please.

11. SECRETARY:

12. House Bill 3241.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Maragos.

17. SENATOR MARAGOS:

18. Mr. President and members of the Senate. This is a
19. supplemental appropriation for the Illinois Legislative
20. Investigating Commission. The amount is thirty-six thousand,
21. six hundred dollars plus four hundred and forty dollars we
22. put on earlier today. And I ask for your support.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The question is shall House Bill 3241 pass. Those in
25. favor vote Aye. Those opposed vote Nay. The voting is open.
26. Have all voted who wish? Have all voted who wish? Have all
27. voted who wish? Take the record. On that question the Ayes
28. are 32, the Nays are 18, 2 Voting Present. House Bill 3241,
29. having received the required constitutional majority is declared
30. passed. House Bill 3301, Senator Carroll. Read the bill, Mr.
31. Secretary, please.

32. SECRETARY:

33. House Bill 3301.

1. (Secretary reads title of bill)
2. 3rd reading of the bill.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Carroll.
5. SENATOR CARROLL:
6. Thank you, Mr. President and Ladies and Gentlemen of the
7. Senate. This is the annual appropriation of some seventy-three
8. million dollars for the Judicial Branch of Government, which
9. may now be audited or may not be. I would move...adoption and
10. favorable roll call.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. The question is shall House Bill 3301 pass. Those in
13. favor vote Aye. Those opposed vote Nay. The voting is open.
14. Have all voted who wish? Have all voted who wish? Take the
15. record. On that question the Ayes are 45, the Nays are 12,
16. none Voting Present. House Bill 3301, having received the
17. required constitutional majority is declared passed. House
18. Bill 3311, Senator Rock. Read the bill, Mr. Secretary, please.
19. SECRETARY:
20. House Bill 3311.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Senator Rock.
25. SENATOR ROCK:
26. Thank you, Mr. President. House Bill 3311, as we just
27. amended it, now provides the sum of two hundred and sixty-
28. five thousand dollars or so much thereof as may be necessary,
29. from Capital Development Board Funds for the planning, design,
30. site development and cost estimates of a new State Library
31. Building. The effective date is July 1, 1980. I solicit your
32. favorable support.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there discussion? Senator Philip.

2. SENATOR PHILIP:

3. Thank you, Mr. President and Ladies and Gentlemen of
4. the Senate. As you know, this is unbudgeted...I happen to
5. be co-chairman of the Space Needs Commission, we've had...just
6. had a study done on a new State Office Building site and
7. I really think there's no necessity for a new State Library
8. at this point and I'd suggest we...we do the right thing
9. and...defeat this.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there discussion? Senator Rock.

12. SENATOR ROCK:

13. Well, just to close, I would just suggest that it was
14. felt by the Speaker and the Minority Leader that this subject
15. should be studied and they have asked me to solicit your favorable
16. support.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. The question is shall House Bill 3311 pass. Those in
19. favor vote Aye. Those opposed vote Nay. The voting is open.
20. Have all voted who wish? Have all voted who wish? Have all
21. voted who wish? Take the record. On that question the Ayes
22. are 32, the Nays are 25, 1 Voting Present. House Bill 3311,
23. having received the required constitutional majority is
24. declared passed. House Bill 3320, Senator Carroll. Read
25. the bill, Mr. Secretary, please.

26. SECRETARY:

27. House Bill 3320.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Carroll.

32. SENATOR CARROLL:

33. Thank you, Mr. President and Ladies and Gentlemen of
34. the Senate. This is the appropriation for the ongoing Legislative

1. Commissions. It is commissions only, with nothing else on
2. there but the commissions. Comes in at...a little over twelve
3. million dollars. I would move...for a favorable roll call.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. The question is shall House Bill 3320 pass. Those in favor
6. vote Aye. Those opposed vote Nay. The voting is open.
7. Have all voted who wish? Have all voted who wish? Take
8. the record. On that question the Ayes are 40, the Nays are
9. 18, none Voting Present. House Bill 3320, having received
10. the required constitutional majority is declared passed. In...
11. in my haste, the Chair intentionally skipped...House Bill 3058.
12. I believe that is the last appropriation bill on the Calendar.
13. It's the bottom of page 3. And Senator Moore, do you wish to
14. call that? Read the bill, Mr. Secretary, please.
15. SECRETARY:
16. House Bill...
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. For what purpose...for what purpose does Senator
19. Newhouse arise?
20. SENATOR NEWHOUSE:
21. Democratic caucus, please.
22. PRESIDING OFFICER: (SENATOR BRUCE)
23. Senator Newhouse.
24. SENATOR NEWHOUSE:
25. Yes, I'm...I'm requesting a Democratic caucus at this
26. stage, Mr...Mr. President.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Senator Johns. Do you have an announcement concerning
29. a Democratic caucus?
30. SENATOR JOHNS:
31. There's been a request for a Democratic caucus in Room
32. 212, immediately...immediately.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. There's been a request for a caucus in Room 212, immediately.
2. The Senate will stand in recess pending the...for what purpose
3. does Senator Bowers arise?

4. SENATOR BOWERS:

5. Wonder if it's possible at all to give us a little bit
6. of an estimate, some of us on this side of the aisle...I
7. might even go eat, if it's going to be a couple of hours.
8. I...I...I...I would like to hear from the President, if he
9. doesn't mind. I...we really, seriously...it's...it's...can
10. you give us a guesstimate?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Rock.

13. SENATOR ROCK:

14. There...there is no question but that all of us are anxious
15. to leave and get out of here and that's probably one of the reasons
16. why the sponsor saw fit to keep this bill until the last
17. bill because this is the only thing between us and the deadline
18. or us and adjournment for today's business. My reasonable
19. estimate is, less than fifteen minutes. If ever...up on time,
20. right now, quick.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Rock moves that the Senate...the Senate stand
23. in recess subject to the call of the Chair. Favor say Aye.
24. Opposed Nay. The Ayes have it. The Senate stands in recess
25. subject to the call of the Chair.

26. RECESS

27. AFTER RECESS

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. The Senate will come to order. Earlier in the day we
30. adopted Senate Joint Resolution...yesterday, we adopted
31. Senate Joint Resolution 101 sponsored by Senator Regner,
32. and Senator Regner has a motion concerning that resolution
33. and that...an amendment was inadvertently not adopted. Senator Regner.

1. SENATOR REGNER:
2. Yes, Mr. President and members. There was a committee...
3. amendment that was not adopted. I, therefore, would move that having
4. voted on the prevailing side by which the vote on Senate Joint
5. Resolution 101 passed, that that vote be reconsidered.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. The motion is to reconsider the vote by which Senate
8. Joint Resolution 101 passed. Those in favor vote Aye. Opposed Nay.
9. The Ayes have it and the vote by which that resolution was
10. adopted is now reconsidered. Senator Regner, do you have an
11. amendment?
12. SENATOR REGNER:
13. Yes, it...it is a committee amendment. There was an
14. error...error in the way the resolution was drafted and the
15. committee amendment was a technical amendment correcting the
16. wordage in the amendment. It makes no substantive changes
17. at all and that was the one on the auxiliary enterprises.
18. And I would move the adoption of Committee Amendment No. 1
19. to Senate Joint Resolution 101.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Mr. Secretary, are there committee amendments?
22. ACTING SECRETARY: (MR. FERNANDES)
23. Committee on Executive offers Amendment No. 1.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Senator Regner adopt...moves the adoption of Amendment No. 1.
26. All in favor say Aye. Opposed Nay. The Ayes have it. Committee
27. Amendment No. 1 is adopted. Are there further committee amendments?
28. ACTING SECRETARY: (MR. FERNANDES)
29. No further amendments.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Are there...no further amendments? Senator Regner on
32. Senate Joint Resolution 101.
33. SENATOR REGNER:

1. I move the adoption of Senate Joint Resolution 101.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. The motion is on the adoption of Senate Joint Resolution
4. 101. Those in favor say Aye. Opposed Nay. The Ayes have it,
5. Senate Joint Resolution 101 is adopted. Is there leave to
6. return to the Order of House Bills 3rd reading? Leave is
7. granted. Return to House Bill 3058. Read the bill, Mr. Secretary,
8. please.
9. ACTING SECRETARY: (MR. FERNANDES)
10. (Machine cut-off)...3058.
11. (Secretary reads title of bill)
12. 3rd reading of the bill.
13. PRESIDENT:
14. Senator Moore.
15. SENATOR MOORE:
16. Thank you, Mr. President. I would appreciate before we
17. go ahead with this bill, if the members that are in their
18. offices would be on the Floor inasmuch as the...the last
19. bill of the evening, I hope. Mr. President, members of the
20. Senate. House Bill 3058 appropriates the ordinary and contingent
21. ...ordinary and contingent expenses for the Illinois Department
22. of Public Aid...for the Fiscal Year 1981 in the amount of two
23. billion, six hundred ninety-four million, three hundred and
24. fifty-one thousand dollars. I want to call to the attention
25. of the Body, one very important fact. Now, I know there's a
26. cost of living of five percent involved in this bill, but overall,
27. this appropriation bill, as compared with last year's appropriation
28. bill, is 9.8 percent increase over last year's appropriation bill.
29. Those figures include the five percent cost of living increase.
30. The other additions that we had to make for the Cuban refugees,
31. for the Oak Forrest Hospital, the other things that are involved.
32. I think this is a sparse budget when we consider the double
33. digit inflation that we have had in our country and in our State

1. over the last fiscal year. Mr. President, I'd be happy to
2. answer any questions. If not, I would ask for a favorable
3. roll call.

4. PRESIDENT:

5. Is there any discussion? Senator Martin.

6. SENATOR MARTIN:

7. Very briefly, just because I think these things should
8. be in the record. Obviously, we all know about the cost of
9. living, but additionally, in the General Assistant line items,
10. the Chicago area, which is run by our State Department, the
11. only area in the State that is, has less than a third of
12. the population, yet all the rest of downstate, including
13. all the rest of Cook County, have ten thousand General Assistance
14. ...people on the General Assistance Rolls. Yet, in Chicago,
15. there are sixty-five thousand. That kind of ratio definitely
16. means different standards as run by our State Department.
17. I think that is wrong, not only for the people in Chicago as
18. taxpayers but for the people downstate. I think it is still a
19. terrible budget.

20. PRESIDENT:

21. Further discussion? Senator Keats. Senator Newhouse.

22. SENATOR NEWHOUSE:

23. Thank you, Mr. President. I will be brief, I had not
24. intended to speak on this bill, but I want to rise to...to...
25. in support of Senator Moore and his...his interpretation of
26. the bill. I would just like to say, parenthetically to...to
27. Senator Martin that I did get a letter from her...outlining
28. the situation as she sees it. I'm...I'm...I...I haven't had
29. a chance to check the facts, but I don't necessarily think
30. that the conclusion that is drawn is necessarily an accurate
31. conclusion. There might be many reasons other than different
32. standards for such a thing to happen. I'll just point out
33. to you folks that what we've tried to do in this budget, including

1. the five percent increase, our staff worked long and hard. It
2. is a bare bones budget, it is a budget that we hope will keep
3. people who are, unfortunate for the time being, from doing
4. other kinds of things in order to feed themselves. I'd like
5. to point out to you that Wisconsin Steel went belly up the
6. other day and they are about thirty-five hundred people who've
7. been working hard for a long, long, time, who are going to
8. be on these rolls. There were no pension funds. There are
9. no union benefits. They're out on the streets. So, if you
10. think for one moment that what is being characterized as
11. takers, are the recipients of all this money, it just is absolutely
12. fallacious. I would appreciate a favorable roll call on the
13. bill.

14. PRESIDENT:

15. Further discussion? Senator Johns.

16. SENATOR JOHNS:

17. Just about one second. Too many people...it's been called
18. to my attention...too many people have designated and stereotyped
19. Public Aid as a black issue. I want to assure you that from
20. where I come to twelve counties in the southeastern part of
21. southern Illinois, there's a high amount of Public Aid and
22. reciprocity of General Assistance. This is not a black issue,
23. this is a State-wide issue.

24. PRESIDENT:

25. Is there any further discussion? Senator Moore may close.

26. SENATOR MOORE:

27. Thank you, Mr. President and members of the Senate. I
28. want to reiterate that this is a 9.8 increase over last fiscal
29. year. And I also want to call one thing to the attention of
30. the membership. This is a large appropriation bill, it always
31. has. But I want to call to your attention one thing. Fifty-two
32. percent of the monies that we are appropriating here today
33. go for medical expenses. Let me just give you a few examples.

1. We're paying doctors a hundred and nineteen million, or a hundred
2. and nineteen million, three hundred and seventy, or ninety-seven
3. thousand dollars. Hospital inpatients, three...or six hundred
4. and thirty-four million, a hundred and thirty-eight thousand.
5. Prescription drugs, a hundred and two million. Dentists, thirty-
6. one million. Group care facilities, three hundred and seventy-
7. five million, five hundred thousand. All of this money...are
8. not going on AFDC, Ladies and Gentlemen of this Senate. Fifty-
9. two percent of it is going for health and medical care of needy
10. people in this State. The balance is for the other line items,
11. be they GAA, FDC, MANG, you could go on with the alphabet.
12. I think this is a reasonable bill. The department is not
13. entirely happy with it because of the severe cuts that they
14. ...they did take and the additional jobs and so forth they
15. wanted, they got absolutely nothing, as a result of the compromise
16. we worked out. To attempt to keep the administrative costs
17. down we have done an excellent job and I'm sure that the
18. director of the department, the new director, hopefully, tomorrow,
19. will continue to do the fine job he has. And...another thing
20. as far as the department is concerned, for the last three or
21. four years, those of you that have been down here for a long
22. time recall, we're always back here for a supplemental. We
23. haven't been for the last two or three years, we have lapsed
24. money, Because they've come in with an honest document. Ladies
25. and Gentlemen of the Senate, I believe this is an honest document
26. and I respectfully request at least thirty votes on the...on
27. the roll...

28. PRESIDENT:

29. The question is shall House Bill 3058 pass. Those in favor
30. will vote Aye. Those opposed will vote Nay. The voting is open.
31. Have all voted who wish? Have all voted who wish? Have all
32. voted who wish? Have all voted who wish? Take the record. On
33. that question the Ayes are 26, the Nays are 27, 4 Voting Present.

1. House Bill 3058, having failed to receive the required constitutional
2. majority is declared lost. Senator Donnewald.

3. SENATOR DONNEWALD:

4. Mr. President, I move the Senate stand adjourned until
5. Friday, June the 27th at 10:00 a. m.

6. PRESIDENT:

7. You heard the motion. All in favor signify by saying Aye.
8. All opposed. The Ayes have it. The motion carries. The Senate
9. stands adjourned.

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