81ST GENERAL ASSEMBLY

REGULAR SESSION

JUNE 27, 1979

PR:	ESIDING OFFICER: (SENATOR DONNEWALD)
	The hour of nine having arrived the Senate will come
to	order. Will the guests in our galleries please rise.
Pr	ayer by, Father Eugene L. Bungay, of Saint Augustine's
Chi	urch, Breeze, Illinois. Father Bungay.
FA'	THER EUGENE L. BUNGAY:
	(Prayer by Father Bungay)
PR:	ESIDING OFFICER: (SENATOR DONNEWALD)
	Reading of the Journal.
SE	CRETARY:
	Tuesday, June the 19th, 1979, Wednesday, June the 20th, 1979,
and	d Thursday, June the 21st, 1979.
PRI	ESIDING OFFICER: (SENATOR DONNEWALD)
	Senator Vadalabene.
SE1	NATOR VADALABENE:
	Yes, Mr. President, I movethe Journals just read by
the	e Secretary, be approved, unless some Senator has additions
or	corrections to offer.
R	ESIDING OFFICER: (SENATOR DONNEWALD)
	You've heard the motion. Those in favor indicate by saying
Aye	e. Those opposed Nay. The Ayes have it. The motion carries.
Sei	nator Vadalabene.
SE	NATOR VADALABENE:
	Yes, Mr. President, I move that the reading and approval
of	the Journals of Friday, June 22nd, Saturday, June 23rd,
Sui	nday, June 24th, Monday, June 25th, and Tuesday, June 26th,
in	the year 1979, be postponed pending arrival of the printed
Jo	urnal.
PRI	ESIDING OFFICER: (SENATOR DONNEWALD)
	You've heard the motion. Those in favor indicate by
sa:	ying Aye. Those opposed. The Ayes have it. Messages from
the	e House.
SE	CRETARY:

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

ı. Mr. President - I am directed to inform the Senate that the House of Representatives has concurred with the Senate 2. 3. in the adoption of Amendment No. 2 to House Bill 2328, and refused to concur with the Senate... I mean on No. 1 and refused 4. to concur with the Senate on Amendment No. 2. A like message 5. on House Bill 1272, with Senate Amendment No.1. A like message 6. on 1357, with Senate Amendment No. 1. A like message on 7. House Bill 1990, with Senate Amendment No. 1. 8. PRESIDING OFFICER: (SENATOR DONNEWALD) 9. Secretary's Desk Non-concurrence. 10. SECRETARY: 11. A Message from the House by Mr. O'Brien, Clerk. 12. Mr. President - I am directed to inform the Senate the 13. House of Representatives has adopted the following Joint 14. Resolution in the adoption in which I am instructed to ask 15. concurrence of the Senate, to-wit: 16. House Joint Resolution 13,, and 59. 17. PRESIDING OFFICER: (SENATOR DONNEWALD) 18. Executive. 19. SECRETARY: 20. A Message from the House by Mr. O'Brien, Clerk. 21. Mr. President - I am directed to inform the Senate the 22. House of Representatives has concurred with the Senate in the 23. passage of Senate Bills with...together with the request for 24. concurrence in House amendments. 25. Senate Bill 47, with House Amendments No. 2, 3, and 4. 26. Senate Bill 375, with House Amendments No. 1, and 4. 27. PRESIDING OFFICER: (SENATOR DONNEWALD) 28. Secretary's Desk Concurrence. Resolutions. 29. SECRETARY: 30. Senate Resolution 240, offered by Senator Shapiro, and all 31. Senators, it's congratulatory. Senate Resolution 241, offered 32. by Senators Moore, Daley, De Angelis, and all Senators, and it's 33. congratulatory. Senate Resolution 242, offered by Senator Mitchler,

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l.
       Vadalabene, Geo-Karis, and others, and it's congratulatory.
2.
       Senate Resolution 243 offered by Senator Mitchler, Nimrod, and
       Geo-Karis, and others and it's congratulatory. Senate
3.
       Resolution 244, offered by Senator Mitchler, and it's con-
4.
       gratulatory. Senate Resolution 245, offered by Senators
5.
       Lemke, Daley, Savickas, and Joyce, and it's congratulatory.
6.
       Senate Resolution 246, offered by Senator Mitchler, and it's
7.
       congratulatory. Senate Resolution 247, offered by Senators
8.
       Rhoads, Davidson, Grotberg, and others and it's congratulatory.
9.
       PRESIDING OFFICER: (SENATOR DONNEWALD)
10.
           Consent Calendar.
11.
       SECRETARY:
12.
           Senate Joint Resolution 66, offered by Senators Mithcler,
13.
       Knuppel, Nimrod, Johns, and Buzbee.
14.
       PRESIDING OFFICER: (SENATOR DONNEWALD)
15.
           Executive. On page 20 of your Calendar, go to the Agreed
16.
       Bill List. Secretary will read the bills. House Bills 3rd
17.
       reading.
18.
       SECRETARY:
19.
           House Bill 324.
20.
                ( Secretary reads title of bill )
21.
           458.
22.
                ( Secretary reads title of bill )
23.
24.
                ( Secretary reads title of bill )
25.
           742.
26.
                ( Secretary reads title of bill )
27.
           832.
28.
                ( Secretary reads title of bill )
29.
            866.
30.
                ( Secretary reads title of bill )
31.
            941.
32.
                ( Secretary reads title of bill )
33.
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HB160H dings

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936.
l.
               ( Secretary reads title of bill )
2.
            1537.
3.
               ( Secretary reads title of bill )
4.
            1543.
5.
               ( Secretary reads title of bill )
6.
            1551.
7.
                ( Secretary reads title of bill )
8.
            1604.
9.
                ( Secretary reads title of bill )
10.
            1677.
11.
                ( Secretary reads title of bill )
12.
            1743.
13.
                ( Secretary reads title of bill )
14.
15.
                ( Secretary reads title of bill )
16.
            1913.
17.
                ( Secretary reads title of bill )
18.
            1915.
19.
                ( Secretary reads title of bill )
20.
            1965.
21.
                ( Secretary reads title of bill )
22.
23.
                ( Secretary reads title of bill )
24.
            1979.
25.
                ( Secretary reads title of bill )
26.
             1991.
27.
                ( Secretary reads title of bill )
28.
             2053.
29.
                ( Secretary reads title of bill )
30.
31.
                 ( Secretary reads title of bill )
32.
             2091.
33.
                 ( Secretary reads title of bill )
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l.
            2323.
2.
               ( Secretary reads title of bill )
3.
            2324.
4.
               ( Secretary reads title of bill )
5.
            2327.
               ( Secretary reads title of bill )
6.
7.
               ( Secretary reads title of bill )
8.
            2390.
9.
               ( Secretary reads title of bill )
10.
            2392.
11.
               ( Secretary reads title of bill )
12.
            2422.
13.
               ( Secretary reads title of bill )
14.
            2472.
15.
                ( Secretary reads title of bill )
16.
            2643.
17.
                ( Secretary reads title of bill )
18.
            2746.
19.
               ( Secretary reads title of bill )
20.
            2780.
21.
                ( Secretary reads title of bill )
22.
       ACTING SECRETARY: (MR. FERNANDES)
23.
            House Bill 15.
24.
               ( Secretary reads title of bill )
25.
            129.
26.
               ( Secretary reads title of bill )
27.
            413.
28.
               ( Secretary reads title of bill )
29.
            525.
30.
               ( Secretary reads title of bill )
31.
            551.
32.
               ( Secretary reads title of bill )
33.
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Alt Lang

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l.
           611.
2.
               ( Secretary reads title of bill )
3.
            956.
                ( Secretary reads title of bill )
4.
5.
           753.
               ( Secretary reads title of bill )
6.
7.
            1083.
               ( Secretary reads title of bill )
8.
           1363.
9.
               ( Secretary reads title of bill )
10.
           1564.
11.
               ( Secretary reads title of bill )
12.
           1763.
13.
               ( Secretary reads title of bill )
14.
           1768.
15.
              ( Secretary reads title of bill )
16.
17.
               ( Secretary reads title of bill )
18.
           1777.
19.
              ( Secretary reads title of bill )
20.
           1901.
21.
               ( Secretary reads title of bill )
22.
           1966.
23.
               ( Secretary reads title of bill )
24.
25.
               ( Secretary reads title of bill )
26.
            2298.
27.
               ( Secretary reads title of bill )
28.
           2332.
29.
              ( Secretary reads title of bill )
30.
            2376.
31.
              ( Secretary reads title of bill )
32.
33.
                ( Secretary reads title of bill )
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Hipas Heading

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ı.
             2548.
  2.
                 ( Secretary reads title of bill )
  3.
             24...2740.
  4.
                 ( Secretary reads title of bill )
  5.
             2779.
  6
                 ( Secretary reads title of bill )
  7.
        3rd reading of the bills.
        SENATOR VADALABENE:
  Ω.
             Let's give these Pages a round of applause for all the
  9.
        hard work they've done.
 10.
        SECRETARY:
 11.
             House Bill 26... House Bill 2642.
 12.
                 ( Secretary reads title of bill )
 13.
        3rd reading of the bill.
 14.
        PRESIDING OFFICER: (SENATOR DONNEWALD)
 15.
             Senate will stand at ease. Senate will come to order.
 16.
        The question is, shall the bills just read by the Secretary,
 17.
        subject to the votes recorded in the Secretary's Office, pass.
 18.
        Those in favor vote Aye. Those opposed Nay. The voting is open.
                                                                             Have
 19.
        all voted who wish? Have all voted who wish? Take the record. On that
 20.
        question, the Ayes are 55, the Nays are 1. 1 Voting Present. The bills
 21.
        just read by the Secretary, subject to the noted votes, having received
 22.
        a constitutional majority are declared passed.
 23.
        PRESIDING OFFICER: (SENATOR BRUCE)
 24.
             Senator Rock.
 25.
        SENATOR ROCK:
 26.
             Thank you, Mr. President, and Ladies and Gentlemen of the
 27.
        Senate. I think it might be in our best interest this morning
 28.
        to just start with the Appropriation bills and go right through them
 29.
        so we can send them back to the House for their concurrence, and
 30.
        I would ask that that be done at this time with leave of the Body.
 31.
        PRESIDING OFFICER: (SENATOR BRUCE)
. 32.
             Is there leave to consider the Appropriation bills on
 33.
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3rd reading? Leave is granted. First bill is on page 4, at

3. SECRETARY: House Bill 382. 4. (Secretary reads title of bill) 5. 3rd reading of the bill. 6. PRESIDING OFFICER: (SENATOR BRUCE) 7. Senator Rock. 8. SENATOR ROCK: 9. Thank you, Mr. President, and Ladies and Gentlemen of 10. the Senate. This is the FY'80 appropriation in the amount 11. of five hundred and eighty-eight thousand dollars. I would 12. ask your favorable consideration. 13. PRESIDING OFFICER: (SENATOR BRUCE) 14. Is there discussion? The question is, shall House Bill 382 15. pass. Those in favor vote Aye. Those opposed vote Nay. The 16. voting is open. Have all voted who wish? Have all voted who 17. wish? Take the record. On that question, the Ayes are 52, 18. the Nays are none. None Voting Present. House Bill 382, having 19. received the required constitutional majority is declared passed. 20. On page 8, is House Bill 1132, by Senator Rhoads. Read the 21. bill, Mr. Secretary, please. 22. SECRETARY: 23. House Bill 1132. 24. (Secretary reads title of bill) 25. 3rd reading of the bill. 26. PRESIDING OFFICER: (SENATOR BRUCE) 27. Senator Rhoads. 28. SENTOR RHOADS: 29. Thank you, Mr. President, and members of the Senate. This 30. is the annual appropriation for the General Assembly retirement 31. system, in the amount of one million, six hundred and seventy-32. seven thousand dollars. I would appreciate a favorable roll 33. call.

the top of that page is, House Bill 382. Senator Rock. Read

the bill, Mr. Secretary, please.

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Question is, shall House Bill 1132 pass. Those in favor
 2.
       vote Aye. Those opposed vote Nay. The voting is open. Have
 3.
       all voted who wish? Have all voted who wish? Take the record.
 4.
       On that question, the Ayes are 52, the Nays are none. 1 Voting
 5.
       Present. House Bill 1132, having received the required con-
 6.
       stitutional majority is declared passed. House Bill 1168.
 7.
       Read the bill, Mr. Secretary, please.
 8.
       SECRETARY:
 9.
           House Bill 1168.
10.
                ( Secretary reads title of bill )
11.
        3rd reading of the bill.
12.
       PRESIDING OFFICER: (SENATOR BRUCE)
13.
            Senator Geo-Karis.
14.
        SENATOR GEO-KARIS:
15.
            Mr. President, and Ladies and Gentlemen of the Senate.
16.
        The...House Bill...House Bill 1168, is the appropriation
17.
        for the equal...Department of Equal Employment Opportunity,
18.
        and I urge its favorable consideration.
19.
        PRESIDING OFFICER: (SENATOR BRUCE)
20.
            Question is, shall House Bill 1168 pass. Those in favor
21.
       will vote Ave. Those opposed vote Nay. The voting is open.
22.
        Have all voted who wish? Have all voted who wish? Take the
23.
        record. On that question, the Ayes are 45, the Nays are
24.
        6. 3 Voting Present. House Bill 1168, having received the
25.
        required constitutional majority is declared passed. House
26.
        Bill 1170, Senator Geo-Karis. Read the bill, Mr. Secretary,
27.
        please.
28.
        SECRETARY:
29.
            House Bill 1170.
30.
                ( Secretary reads title of bill )
31.
        3rd reading of the bill.
32.
        PRESIDING OFFICER: (SENATOR BRUCE)
33.
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PRESIDING OFFICER: (SENATOR BRUCE)

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Senator Geo-Karis.

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Mr. President, and Ladies and Gentlemen of the Senate.
2.
       House Bill 1170, relates the appropriation for the Fair
3.
       Employment... Employment Practices Commission, and I urge
4.
       a favorable consideration of this bill.
5.
       PRESIDING OFFICER: (SENATOR BRUCE)
6.
           Question is, shall House Bill 1170 pass. Those in favor
7.
       vote Aye. Those opposed vote Nay. The voting is open. Have
8.
       all voted who wish? Have all voted who wish? Take the record.
9.
       On that question, the Ayes are 45, the Nays are 9.
                                                            1 Voting
10.
       Present. House Bill 1170, having received the required con-
11.
       situtional majority is declared passed. House Bill 1171, Senator
12.
       Geo-Karis. Read the bill, Mr. Secretary, please.
13.
       SECRETARY:
14.
           House Bill 1171.
15.
                ( Secretary reads title of bill )
16.
        3rd reading of the bill.
17.
        PRESIDING OFFICER: (SENATOR BRUCE)
18.
           Senator Geo-Karis.
19.
        SENATOR GEO-KARIS:
20.
           Mr. President, and Ladies and Gentlemen of the Senate.
21.
       House Bill 1171, relates to the appropriations for the
22.
       Pollution Control Board for the 19. Fiscal Year 1980.
23.
        urge its favorable consideration.
24.
        PRESIDING OFFICER: (SENATOR BRUCE)
25.
           Question is, shall House Bill 1171 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? Take the record.
28.
        On that question, the Ayes are 52, the Nays are none. None
29.
        Voting Present. House Bill 1171, having received the required
30.
        constitutional majority is declared passed. House Bill 1172,
31.
        Senator Berning. Read the bill, Mr. Secretary, please.
32.
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SENATOR GEO-KARIS:

SECRETARY:

House Bill 1172.

l. (Secretary reads title of bill) 2. 3rd reading of the bill. 3. PRESIDING OFFICER: (SENATOR BRUCE) 4. Senator Berning. 5. SENATOR BERNING: 6. Thank you, Mr. President. This is the annual appropriation 7. for the Civil Service Commission, in the amount of two hundred 8. and twenty-six thousand, three hundred dollars. PRESIDING OFFICER: (SENATOR BRUCE) 9. Question is, shall House Bill 1172 pass. Those in favor 10. vote Aye. Those opposed vote Nay. The voting is open. Have 11. all voted who wish? Have all voted who wish? Take the record. 12. On that question, the Ayes are 52, the Nays are none. None 13. Voting Present...l Voting Present. House Bill 1172, having 1.4. received the required constitutional majority is declared 15. passed. House Bill 1174, Senator Davidson. Read the bill, 16. Mr. Secretary. 17. SECRETARY: 18. House Bill 1174. 19. (Secretary reads title of bill) 20. 3rd reading of the bill. 21. PRESIDING OFFICER: (SENATOR BRUCE) 22. Senator Davidson. 23. SENATOR DAVIDSON: 24. That's just what the Calendar says, it's two million, eight 25. hundred and nine thousand, fifty dollars. I move for adoption. 26. PRESIDING OFFICER: (SENATOR BRUCE) 27. Question is, shall...question is, shall House Bill 1174 pass. 28. Those in favor will vote Aye. Those opposed vote Nay. The voting 29. is open. Have all voted who wish? Have all voted who wish? 30. Take the record. On that question, the Ayes are 53, the Nays are 31. none. None Voting Present. House Bill 1174, having received 32. the required constitutional majority is declared passed. House, 33. Bill 1175, Senator Egan. Read the bill, Mr. Secretary, please.

l.	SECRETARY:
2.	House Bill 1175.
3.	(Secretary reads title of bill)
4.	3rd reading of the bill.
5.	PRESIDING OFFICER: (SENATOR BRUCE)
6.	Senator Egan.
7.	SENATOR EGAN:
8.	Eight hundred thousand, for the Chicago Public School Teachers,
9.	roll call please.
10.	PRESIDING OFFICER: (SENATOR BRUCE)
11.	Question is, shall House Bill 1175 pass. Those in favor
12.	vote Aye. Those opposed vote Nay. The voting is open. Have
13.	all voted who wish? Have all voted who wish? Take the record.
14.	On that question, the Ayes are 50, the Nays are 1. None Voting
15.	Present. House Bill 1175, having received the required con-
16.	stitutional majority is declared passed. House Bill 1176. Read
17.	the bill, Mr. Secretary.
18.	SECRETARY:
19.	House Bill 1176.
20.	(Secretary reads title of bill)
21.	3rd reading of the bill.
22.	PRESIDING OFFICER: (SENATOR BRUCE)
23.	Senator Nimrod.
24.	SENATOR NIMROD:
25.	Thank you, Mr. President. Two hundred and thirty-two
26.	thousand, five hundred, Medical Center Commission Fund
27.	PRESIDING OFFICER: (SENATOR DONNEWALD)
28.	Question is, shall House Bill 1176 pass. Those in favor
29.	vote Aye. Those opposed vote Nay. The voting is open. Have
30.	all voted who wish? Have all voted who wish? Take the record.
31.	On that question, the Ayes are 50, the Nays are 2. None Voting
32.	Present. House Bill 1176, having received the required con-
33.	situtional majority is declared passed. House Bill 1177. Read
	the bill, Mr. Secretary, please.

ı. SECRETARY: 2. House Bill 1177. 3. (Secretary reads title of bill) 4. 3rd reading of the bill. 5. PRESIDING OFFICER: (SENATOR BRUCE) Senator Bloom. 6. SENATOR BLOOM: 7. Thank you, Mr. President. This appropriates seven hundred 8. and forty thousand for the ordinary and contingent expenses 9. of the Liquor Control Commission. 10. PRESIDING OFFICER: (SENATOR BRUCE) 11. Question is, shall House Bill 1177 pass. Those in favor 12. vote Aye. Those opposed vote Nay. The voting is open. Have 13. all voted who wish? Have all voted who wish? Take the record. 14. On that question, the Ayes are 50...51, the Nays are none. None 15. Voting Present. House Bill 177, having received the required 16. constitutional majority is declared passed. Senator Vadalabene 17. on the Floor? Is there leave for Senator Carroll to handle that 18. ...in the absence of Senator Vadalabene? Leave is granted. 19. Bill 1191, Senator Carroll. Read the bill, Mr. Secretary, please. 20. SECRETARY: 21. House Bill 1191. 22. (Secretary reads title of bill) 23. 3rd reading of the bill. 24. PRESIDING OFFICER: (SENATOR BRUCE) 25. Senator...Senator Carroll. 26. SENATOR CARROLL: 27. Thank you, Mr. President, and Ladies and Gentlemen of 28. the Senate. This is the ordinary and contingent... Legislative 29. Audit Commission, nine hundred thousand...ninety-six thousand, 30. excuse me. I move adoption... 31. PRESIDING OFFICER: (SENATOR BRUCE) 32.

33.

to handle the bill?

Senator Vadalabene's on the Floor. Is there leave for he

The question is, shall House Bill 1191 pass.

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Those in favor vote Aye. Those opposed vote Nay. The
2.
       voting is open. Have all voted who wish? Have all voted
       who wish? Take the record. On that question, the Ayes are
3.
       52, the Nays are none. None Voting Present. House Bill
4.
       1191, having received the required constitutional majority
5.
       is declared passed. House Bill 1205, Senator Demuzio. Read
6.
       the bill, Mr. Secretary, please.
7.
       SECRETARY:
8.
           House Bill 1205.
9.
                ( Secretary reads title of bill )
10.
       3rd reading of the bill.
11.
       PRESIDING OFFICER: (SENATOR BRUCE)
12.
           Senator Demuzio.
13.
       SENATOR DEMUZIO:
14.
           Thank you, Mr. President, and members of the Senate. Six
15.
       hundred and forty-four thousand, to replace those structures
16.
       at various fairgrounds that were destroyed or damaged by ice
17.
       or snow storms. I move for the adoption.
18.
       PRESIDING OFFICER: (SENATOR BRUCE)
19.
           Question is, shall House Bill 1205 pass. Those in favor vote
20.
       Aye. Those opposed vote Nay. The voting is open. Have all voted
21.
       who wish? Have all voted who wish? Take the record. On that
22.
       question, the Ayes are 48, the Nays are 5. None Voting Present.
23.
       House Bill 1205, having received the requried constitutional
24.
       majority is declared passed. On page 10, at the top of the page,
25.
       is House Bill 1288. Read the bill, Mr. Secretary, please.
26.
       SECRETARY:
27.
           House Bill 1288.
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32. SENATOR NEGA:

3rd reading of the bill.

Senator Nega.

PRESIDING OFFICER: (SENATOR BRUCE)

28.

29.

30.

31.

33.

1.

Mr. President, and members of the Senate. This is appropriation of...for five hundred and sixty-one thousand, for the ordinary

(Secretary reads title of bill)



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ı.
       expenses of the Illinois Legislative Investigating Commission.
2.
       I urge your approval.
 3.
       PRESIDING OFFICER: (SENATOR BRUCE)
           Question is, shall House Bill 1288 pass. Those in favor
4.
       vote Aye. Those opposed vote Nay. The voting is open. Have
5.
       all voted who wish? Have all voted who wish? Take the record.
6.
       On that question, the Ayes are 41, the Nays are 10. None
7.
       Voting Present. House Bill 1288, having received the required
8.
       constitutional majority is declared passed. House Bill 1219,
9.
       Senator Newhouse. Read...Senator Newhouse on the Floor? Is
10.
       there leave for Senator McLendon to...handle that...no Senator
11.
       Newhouse is here. Read the bill, Mr. Secretary, please. House
12.
       Bill 1319.
13.
       SECRETARY:
14.
           House Bill 1319.
15.
                ( Secretary reads title of bill )
16.
       3rd reading of the bill.
17.
       PRESIDING OFFICER: (SENATOR BRUCE)
18.
           Senator Newhouse is recognized.
19.
       SENATOR NEWHOUSE:
20.
           Appropriation for the Department of Public Aid. I'd
21.
       appreciate a favorable roll call.
22.
       PRESIDING OFFICER: (SENATOR BRUCE)
23.
           Question is...there...
24.
       SENATOR NEWHOUSE:
25.
           I'd be glad to answer any questions, Gentlemen.
26.
       PRESIDING OFFICER: (SENATOR BRUCE)
27.
           Is there discussion? Senator Regner.
28.
       SENATOR REGNER:
29.
           I think...I think the sponsor should explain what it is
30.
       rather than just saying to Public Aid.
31.
       PRESIDING OFFICER: (SENATOR BRUCE)
32.
           Senator...Senator Newhouse, there's a request that you
33.
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explain the bill. Senator Newhouse is recognized.

- 1. SENATOR NEWOUSE:
- 2. I'm sorry there's some confusion here. I didn't
- 3. understand the question. Would you repeat the question
- 4. please?
- 5. PRESIDING OFFICER: (SENATOR BRUCE)
- 6. Senator Regner has requested an explanation of the bill,
- 7. Senator Newhouse.
- 8. SENATOR NEWHOUSE:
- 9. Well, the explanation...the portion of the explanation that
- 10. I think Senator Regner wants, is the cost of living increase.
- 11. The cost of living increase for recipients and that is pegged
- 12. at seven percent in this bill. Is that...is that an explanation
- 13. that...
- 14. PRESIDING OFFICER: (SENATOR BRUCE)
- 15. Senator Regner.
- 16. SENATOR REGNER:
- 17. Well, I'll explain it. It's fifty-eight million dollars,
- 18. that was not included in the Governor's Budget, and it's for
- 19. a welfare payraise.
- 20. PRESIDING OFFICER: (SENATOR BRUCE)
- 21. Is there further discussion? Senator Regner...Senator Philip.
- 22. SENATOR PHILIP:
- I thank you, Mr. President, and Ladies and Gentlemen of
- the Senate. You know, we gave them an increase last year. They're
- 25. coming right back again, fifty-eight million dollars, and it's
- 26. not in the Governor's Budget, there ought to be a lot of red
- 27. lights on this side of aisle.
- 28. PRESIDING OFFICER: (SENATOR BRUCE)
- 29. Is there further discussion? Senator Kenneth Hall.
- 30. SENATOR HALL:
- 31. Well, you also got to raise yourself. Now, don't you
- think these people want it, and need it? I'm talking to you,
- one of the big 4's. Now the thing that happened to this... it's vitally needed. The cost of living has gone up, just like everything

- √ 1. else. These people need this. We ask for your favorable
 - 2. support of this bill.
 - 3. PRESIDING OFFICER: (SENATOR BRUCE)
 - 4. Senator Walsh.
 - 5. SENATOR WALSH:
 - 6. Mr. President, and members of the Senate. Now, if this bill
 - 7. does not pass, we would certainly, the Gentleman would have
 - 8. an opportunity to take this, fifty-eight million dollar increase off
 - 9. the bill, by an amendment when the bill was on Postponed Consideration.
 - 10. So, I intend to give him that chance by voting No.
 - 11. PRESIDING OFFICER: (SENATOR BRUCE)
 - 12. Further discussion? Senator Buzbee.
 - 13. SENATOR BUZBEE:

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- 14. Thank you, Mr. President. Well, first of all, let me indicate
- 15. to Senator Walsh, that the fifty-eight million dollars is the
- 16. total bill. So, if you take that off by amendment, why, there's
- 17. nothing left of the bill. Secondly, I would like to correct
- 18. something that Senator Philip said, the last time...there was
- 19. a pay increase, not a pay increase but a cost of living increase
- 20. for Public Aid recipients last year to the tune of five million
- had since 1974. Now, quite frankly, politically in my district, 22.

dollars, pardon me, five percent. That was the first one they

- 23. it would be to my best advantage to vote No on this also, but
- quite frankly, I think it's unconscionable, that we ask these . 24.
 - people, and we're talking about...we're not talking about dead 25.
 - 26. beats and so forth, we're talking about children, we're talking
 - about mothers with small children, that are on a family of 27.
 - four right now, the average is three hundred and six dollars
 - to three hundred and fifty-two dollars a month. Now, the fact 30.

a month is their income, and five percent would bring them up

- of the matter is, this money is in the Governor's Budget, because 31.
- he overbudgeted the medical lines in his budget in the Department 32.
- of Public Aid, by an excess of one hundred million dollars, and 33. by the way, whenever we made that cut in committee the director

recipients a five precent...or seven percent cost of 2. living increase to the tune of fifty-eight million 3. dollars and still save close to fifty million dollars, 4. that was in the budget that as originally submitted 5. by the Governor. So, I submit to you, this is a good 6. bill, it's something that we ought to do, when you 7. say they had a cost of living increase last year, that's 8. true, five percent, the first one they'd had since '74, 9. and I don't know of anybody that has asked to go that 10. long, and we're not talking about big dollars to people, 11. we're talking about the difference in a family of four, 12. of three hundred and thirty-six dollars a month, and 13. three hundred and fifty-two dollars a month. 14. PRESIDING OFFICER: (SENATOR BRUCE) 15. Senator, your time has expired. Senator Berning. 16. SENATOR BERNING: 17. Thank you, Mr. President. Just want to remind the members 18. of the Body, that on two separate occasions, I've had bills 19. before this Body, which were rejected out of hand, that would 20. have brought some justification to offering help to the people 21. on relief. One of those bills, would have allowed the Department 22. of Revenue to require the submission of an income tax return. 23. The other would have required the distribution of the welfare 24. checks at a bank or savings and loan, so that the individual 25. would have to present himself or herself, both of these measures 26. were intended to help eliminate fraud. It is the firm conviction 27.

didn't even blink an eye. So, we can give Public Aid

PRESIDING OFFICER: (SENATOR BRUCE)

Senator, your time has expired. Senator Gitz.

SENATOR GITZ:

fraud...

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Mr. President, and members of the Senate. I have individuals in my district that work everyday, and have never

on the part of so many of our fellow citizens that there is so much

- 1. even had a seven percent increase in their salary. There
- 2. is no way in the world that I can go back to them and explain
- 3. this kind of action given the dynamics of what is happening
- 4. to people on the rate of high inflation that are working
- 5. everyday of the week, I'm sorry but there is no recourse, but
- 6. to oppose this action. It is unconscionable.
- 7. PRESIDING OFFICER: (SENATOR BRUCE)
- 8. Further discussion? Senator Martin.
- 9. SENATOR MARTIN:
- 10.
 I would point out, first, well, that there are in effect
- 11. cost of living increases through the food stamp program, which
- 12. are reevaluated every six months, so to say that there is no
- increase is, I think, a bit of misinformation. Secondly,
- I would just say that right now, if we pass this increase,
- it would require a family of four to make eleven thousand
- seven hundred dollars a year to equal what will be received
- through the various programs by this. Now, if you think that
- most people out there, that make eleven thousand, seven
- hundred dollars a year, that they can understand how by working
- in hard jobs, that this somehow works out. I'm afraid that's
- most of the people in my district. That's about...that's
- slightly under the average income, and I just don't see how
- we can do that to supposedly the working people that we're here
- to represent.
- PRESIDING OFFICER: (SENATOR BRÚCE)
- Further discussion? Senator Lemke.
- 27. SENATOR LEMKE:

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- Since it's the wisdom of this Senate Body not to give the
- police and firemens' widows a decent...at least fifteen...fifty
- dollars a month, raising them to two hundred dollars a month 30.
- pension benefits, I can't vote for any increase for anybody
- else. When we have policemen and firemen who...risked their
- life and get shot at, and killed on jobs, and their widows only 33.

to live, if we can't give them a raise? This is what's l. wrong, we got people that work, and they get shot at at 2. work and their widows and children can't even get a raise 3. in their pension benefits. How can we vote for a raise 4. for people that don't contribute or work to the society? 5.

PRESIDING OFFICER: (SENATOR BRUCE) 6. Senator Merlo.

SENATOR MERLO: 8.

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Thank you, Mr. President. I merely want to inject the 9. thought, that not only are you denying a segment of our society 10. who truly needs this additional funding to meet the everyday 11. inflation that's occurring but you've lessened the amount 12. that they are taking home and can save, basically because 13. of the new enactment of the Congress of the United States 14. relative to the new food stamp program. Prior to January 15. 1st, the recipient would be able to purchase stamps by ... 16. on a cash basis as well as a bonus given by the goverment, 17. but this has been taken away which means now, that any 18. purchases made in cash for food for these recipients would 19. now be subject to the sales tax. Again I mention you have 20. lowered, lowered their standard once again. I urge support 21. of the enactment of this increase. 22. PRESIDING OFFICER: (SENATOR BRUCE) 23.

Senator Geo-Karis.

SENATOR GEO-KARIS: 25.

> Mr. President, and Ladies and Gentlemen of the Senate. I heartily concur with Senator Lemke's remarks, because I too, am in favor of helping the needy but not the greedy, and since we passed Senator Sangmeister's bill, which makes it possible for able-bodied recipients to employed by local government, so that they can do some good, and come back and show...retain their self respect. I do think that now is not the time to give this raise, because the high cost of government is the main cause of inflation, and therefore I speak

- 1. against the bill.
- 2. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Collins.
- 4. SENATOR COLLINS:
- Thank you, Mr. President. I would just like to say that
- 6. those people who are on public aid didn't create this situation.
- 7. They're not responsible for being poor themselves. I can say
- the system is...is responsible for making most of them poor,
- because you have a welfare system that you make it more
- 10. attractive for people to be on public aid, then to be useful
- 11. productive citizens, and that is why you have so many people
- on public aid right now, but the bulk of this money...are really
- going to children, I hear you talking about working, how do
- 14. you see a one year old or two year old going out getting a job.
- It is very strange to me that when we talk about helping
- the poor and the needy, everybody here gets diarrhea at the
- mouth and constipationat the brain. They want to talk
- about welfare cheating and you spend thousands and thousands
- of dollars to so...to catch the so-called welfare cheaters, but
- 20. You won't agree to give a seven percent cost of living increase $% \left(1\right) =\left(1\right) \left(1\right)$
- so that those people can live...
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator...Senator, your time has expired. Senator...
- Senator Knuppel.
- SENATOR KNUPPEL:
- I move the previous question, everybodywants to get on 26.
- the record on this thing and...one side or the other, and let's
- ...let's get with it.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Knuppel has moved the previous question. Senators
- Ozinga, Rhoads, and Carroll have sought recognition, under our 31.
- rules we will hear those Gentlemen. Further...Senator Carroll.
- SENATOR CARROLL:
 - Thank you, Mr. President, and Ladies and Gentlemen of the Senate.

- l. I rise in support of this legislation, and I think a few points 2. should be either emphasized or reemphasized. Senator Lemke isn't wrong in what he is saying, and we did, in fact, help the 3. 4. downstate firemen and policemen. The city in its wisdom sought not to spend its funds in this matter, and I think that grievance 5. should be taken to the city, who does fund that action. Senator 6. Martin, I think well knows that we were in the committee dealing 7. with the director, the Governor had squirrelled away anywhere 8. from a hundred to a hundred and forty million dollars in monies 9. for dentists, for doctors, for chiropractors, for nursing homes, 10. for all of those people, which were not needed, not needed at 11. all, we took a very conservative approach to what we were going 12. to pull out of that squirrelled away money, and settled on 13. a hundred million dollars and it's probably as I said as much 14. as a hundred and forty million dollars, and out of that hundred 15. million dollars, to all of those professions... 16. PRESIDING OFFICER: (SENATOR BRUCE) 17.
- Senator, your time has expired. 18.
- SENATOR CARROLL: 19.
- ...we are trying to use fifty-eight million... 20.
- PRESIDING OFFICER: (SENATOR BRUCE) 21.
- Senator Rhoads. Senator Rhoads. 22.
- SENATOR RHOADS: 23.

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Thank you, Mr. President, and members of the Senate. I think normally speaking, I have a pretty fiscally conservative voting record. I would like to point out one thing to the membership, the consumer price index in Chicago, for the last twelve months, has risen at a rate in excess of 1.1 percent per month. The annual increase in the consumer price index by the end of this year could exceed thirteen to even fourteen percent. The Conference Board estimated as of January that a family earning eleven thousand dollars in 1970, today has to earn twenty thousand dollars just to keep even with the game and 1970 constant dollars. These are pretty inflationary times, and

- 1. I think we ought to think about that before we react too
- 2. emotionally, too automatically.
- 3. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Knuppel has moved to...the previous question.
- 5. The question is, shall the main question now be put in
- 6. ...those in favor Aye. Those opposed Nay. The Ayes have
- 7. it. The question is...Senator Newhouse may close.
- SENATOR NEWHOUSE:
- g. Thank you, Mr. President, and Ladies and Gentlemen. We
- 10. all know what this bill is all about, and there was not...
- 11. I felt a great need for explanation, but I would like to
- 12. make one or two closing remarks, and they are these. However
- 13. you slice it, we're talking about children basically in this
- 14. bill, and we're talking about the aged. Do what you got to
- 15. do, you know what the inflationary rate is, you know that
- 16. there hasn't been an increase since 1974. This is not a
- 17. excessive amount of money, it's within the Presidential
- 18. guidelines, had we been given raises on an annual basis, as
- we do in other industries and as we do in other areas,we
- 20. wouldn't have to come in for this today, but we haven't done
- 21. it. I ask for a favorable roll call on this bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Question is, shall House Bill 11...1319 pass. Those in
- favor vote Aye. Those opposed vote Nay. The voting is open.
- Have all voted who wish? Have all voted who wish? Have all
- voted who wish? Take the record. On that question, the Ayes
- are 26, the Nays are 23. 6 Voting Present. Senator Newhouse
- asks that further consideration of House Bill 1319, be post-
- poned, be placed on the Order of Postponed Consideration.
- House Bill 1351, Senator Davidson. Read the bill, Mr.Secretary
- 31. please.
- SECRETARY:
- House Bill 1351.
 - (Secretary reads title of bill)

- 3rd reading of the bill.
- 2. PRESIDING OFFICER: (SENATOR BRUCE)
- 3. Senator Davidson.
- 4. SENATOR DAVIDSON:
- 5. This is an appropriation of a hundred and ninety-six
- 6. thousand, seven hundred and forty-five dollars, in School
- 7. Problems Commission, with IOE for help on technical systems
- 8. on school districts for bus service. I'd appreciate a
- favorable roll call.
- 10. PRESIDING OFFICER: (SENATOR BRUCE)
- 11. Question is shall House Bill 1351 pass. Those in favor
- 12. vote Aye. Those opposed vote Nay. The voting is open. Have
- all voted who wish? Have all voted who wish? Take the record.
- On that question, the Ayes are 49, the Nays are 5. None
- 15. Voting Present. House Bill 1351, having received the required
- 16. constitutional majority is declared passed. House Bill 1531,
- 17. Senator Carroll. Read the bill, Mr. Secretary, please.
- 18. SECRETARY:
- 19. House Bill 1531.
- 20. (Secretary reads title of bill)
- 21. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 23. Senator Carroll.
- 24. SENATOR CARROLL:
- Thank you, Mr. President, and Ladies and Gentlemen of
- the Senate. This is to two and a half million dollars for
- the State Appellate Defender Program, ordinary and contingent
- 28. expense. I would ask for a favorable roll call.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Question is, shall House Bill 1531 pass. Those in favor
- vote Aye. Those opposed vote Nay. The voting is open. Have
- all voted who wish? Have all voted who wish? Take the record.
- On that question, the Ayes are 53, the Nays are none. None

 Voting Present. House Bill 13...1531, having received the required

ı. constitutional majority is declared passed. House Bill 1538, 2. Senator Buzbee. Read the bill, Mr. Secretary, please. 3. SECRETARY: House Bill 1538. Δ. (Secretary reads title of bill) 5. 3rd reading of the bill. 6. PRESIDING OFFICER: SENATOR BRUCE) 7. Senator Buzbee. 8. SENATOR BUZBEE: 9. Thank you, Mr. President. This is a hundred thousand 10. dollar appropriation for the addition of the three additional 11. State's Attorneys, and in the counties that have correctional 12. centers and the two in the counties that have higher education 13. institutions, and I would ask for its adoption. 14. PRESIDING OFFICER: (SENATOR BRUCE) 15. Question is, shall House Bill 1538 pass. Those in favor 16. vote Aye. Those opposed vote Nay. The voting is open. Have 17. all voted who wish? Have all voted who wish? Take the record. 18. On that question, the Ayes are 50, the Nays are none. 19. Voting Present. House Bill 1538, having received the required 20. constitutional majority is declared passed. House Bill 1580, 21. Senator Philip. Read the bill, Mr. Secretary, please. 22. SECRETARY: 23. House Bill 1580. 24. (Secretary reads title of bill) 25. 3rd reading of the bill. 26. PRESIDING OFFICER: (SENATOR BRUCE) 27. Senator Philip. 28. SENATOR PHILIP: 29. Thank you, Mr. President, and Ladies and Gentlemen of 30. the Senate. House Bill 1580, is the budget for the Judicial 31. Inquiry Board, for FY'80. It's two hundred and forty-five 32. thousand dollars. I'll be happy to answer any question. ,

PRESIDING OFFICER: (SENATOR BRUCE)

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           Is there discussion? The question is, shall House Bill 1580
 2.
       pass. Those in favor vote Aye. Those opposed vote Nay.
 3.
       The voting is open. Have all voted who wish? Have all
       voted who wish? Take the record. On that question, the
4.
       Ayes are 55, the Nays are none. None Voting Present. House
5.
       Bill 1580, having received the required constitutional majority
6.
       is declared passed. House Bill 1614, Senator Vadalabene.
7.
       Read the bill, Mr. Secretary, please.
8.
       SECRETARY:
9.
           House Bill 1614.
10.
                ( Secretary reads title of bill )
11.
       3rd reading of the bill.
12.
       PRESIDING OFFICER: (SENATOR BRUCE)
13.
           Senator Vadalabene.
14.
       SENATOR VADALABENE:
15.
           Yes, thank you, Mr. President, and members of the Senate.
16.
       This is the annual appropriation, this is an administration bill,
17.
      for the St. Louis Metropolitan Area Airport Authority, of two
18.
       hundred and two thousand, it was cut fifty some thousand dollars,
19.
       eliminated two jobs and one car, and I'd appreciate a favorable
20.
       vote.
21.
       PRESIDING OFFICER: (SENATOR BRUCE)
22.
           Is there discussion? Question is, shall House Bill 16...
23.
       Senator Philip.
24.
       SENATOR PHILIP:
25.
           Thank you, Mr. President. Will the sponsor yield for
26.
       few questions?
27.
       PRESIDING OFFICER: (SENATOR BRUCE)
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           He indicates he will yield. Senator Philip.
29.
       SENATOR PHILIP:
30.
           Just out of curiosity, how long is this authority been
31.
       in existence?
32.
       PRESIDING OFFICER: (SENATOR BRUCE)
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Senator Vadalabene.

1. SENATOR VADALABENE: 2. I think it's been in existence approximately, at 3. least, ten years. PRESIDING OFFICER: (SENATOR BRUCE) 4. 5. Senator Philip. SENATOR PHILIP: 6. You know, that's...that's most interesting. There...we 7. will probably never get that airport... I have a letter in 8. my possession from the Flying Tigers, saying that they're only 9. interested in the Columbia, Waterloo, and Lawrenceville, and 10. here we're spending some two hundred thousand dollars to 11. perpetuate an authority that probably is never going to 12. get the airport. It's not feasible, they say all...we're going 13. to get the Flying Tigers, well, it's not feasible to have 14. a freight airport in that area. The Federal Government has 15. said so, and...I know they just say one more a year, last 16. year it was one more year. This year it's one more year, every 17. year it's one more year. If I thought there was any hope or 18. it was ever going to happen, I could support you Sam, but I 19. think we ought to all look at this very closely and we all ought 20. to give it a nice big red vote. 21. PRESIDING OFFICER: (SENATOR BRUCE) 22. Senator Nimrod. Is there further discussion? Senator Buzbee. 23. SENATOR BUZBEE: 24. Yes, thank you, Mr. President. Well, I would like to point out 25. to Senator Philip, that the Columbia Waterloo is theone that 26. the Flying Tigers is talking about, as the very one Senator 27. Sam's bill addresses, Senator. So, that's...you just spoke in 28. behalf of our bill, thank you. I would also like to point out 29. to you that the College of DuPage has been working on their 30.

...trying to get their building going for quite a while, now,

however, Senator Philip, I am justas critical of this authority

as you are, and this airport is to be built in my district, if it's

ever to be built. We have quite, frankly, been the victims of a lot

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32.

- 1. of political gamesmanship over the years, by both parties,
- 2. and so forth. I am very concerned about the amount of money
- 3. that this authority has been spending. I was extremely critical
- in the committee of the administrator of this authority.
- 5. It is my intention, the Flying Tigers prospect is the last string
- 6. of hope for this airport.
- 7. PRESIDING OFFICER: (SENATOR BRUCE)
- 8. Senator your...
- 9. SENATOR BUZBEE:
- 10. It is my intention to personally kill this appropriation
- 11. bill next year if I can, if the Flying Tigers do not come
- through as to...as to this airport, otherwise I'm going to
- vote Aye this year, but this will be the last year.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 15. Senator Regner.
- SENATOR REGNER:

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23.

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25.

- Well, Mr. President, and members. You know, it's very
 - interesting for all the years up until this year, the big
 - promotion on this particular kind piece of legislation for the
 - airport was, it was going to be a great passenger terminal.
 - I think they've finally figured out, and they knew that they'd
 - run out of steam with that argument last year, and they're
- very fortunate the Flying Tigers are around, because this
- year they used the excuse that they're going to try and
- make a cargo terminal out of it. Neither of those things are
- ever going to happen, we know that, but next year they'll have 26.
- another excuse and reason, and on top of that, Mr. Kramer, 27.
- Secretary of Department of Transportation is trying to get 28.
- the House to add a hundred and fifty thousand dollars to his ${f 29.}$
- budget, right now, so that he can study which is the most feasible 30.
- site, either this one that we're talking about now or the 31.
- Lawrenceville site, and I think that is much more feasible
- operation, a hundred and fifty thousand to pick one of the two 33.
 - that should even be promoted not two hundred and fifty thousand

- 1. dollars for five employees that have accomplished absolutely
- 2. nothing over the last seven or eight years that this has been
- 3. in existence. I'd urge defeat of House Bill 1614.
- 4. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Berning.
- 6. SENATOR BERNING:
- 7. Thank you, Mr. President. There's just one other aspect
- 8. of this whole proposition that astounds me. I have in my
- 9. possession some copies of some vouchers, and I...let me just
- 10. refer you to one, and this is for the purpose of traffic
- 11. engineering services relating to the updating of traffic
- 12. and parking data at Lambert Airport. Now, my understanding
- 13. that's in St. Louis. That's sixteen thousand five hundred
- 14. dollars. I...I don't understand how this commission set up
- 15. to promote an airport in Illinois can be spending its money
- 16. for such things as that, for improving a home on the Edwardsville
- 17. campus for the benefit of the so called director of this, in
- 18. other words, the monies that have been appropriated have been
- 19. misapplied in my opinion. There isn't any justification for
- 20. continuing it.
- 21. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 22. Senator your time has expired. Senator Knuppel.
- 23. SENATOR KNOPPEL:
- 24. Previous question.

SENATOR KNUPPEL:

- 25. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 26. Senator Knuppel moves the previous question. We have two
- 27. speakers, Senator Hall and Senator Bruce, and Senator Nimrod,
- on the board. Senator Hall.
- 29. SENATOR HALL: .
- Thank you, Mr. President, and Ladies and Gentlemen of the
- Senate. I rise in support of this. In answer to Senator Berning,
- this was originally started by Governor Oglivie and the former
- mayor of St. Louis, and that's why you...you have...if you

ask some questions about East St. Louis... I mean about St. Louis. The

- 1. next thing is that I don't know how Senator Regner is all of
- I don't know who he can look 2. the sudden the clarioyant,
- 3. at and know what's going to happen and tell the future. How
- do you know we're not going to get that airport? It took 4.
- 5. some time and some things to get together to do this airport.
- Now, we've come up with a...with a study and to show that 6.
- we're on our way, we put too much money in this to turn our 7.
- backs on it now. We need this. It's a good bill, and we ask 8.
- your support. 9.
- PRESIDING OFFICER: (SENATOR SAVICKAS) 10.
- Senator Bruce. 11.
- SENATOR BRUCE: 12.

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- Thank you, Mr. President, and members of the Senate. There 13.
- was mention of Flying Tigers and Lawrenceville, and Columbia 14.
- Waterloo. I have been asked by many people to stand in opposition 15.
- to this appropriation, and I have told all them that I would 16.
- not do that. Somehow, in this State, I think that what we have 17. to do is to attract industry here. I don't think that it's
- 18. advisable for me to be opposed to a project that's going to
- help Senator Buzbee or Senator Vadalabene's area, because it 20.
- might not go into mine, and I likewise would think that they 21. will not oppose if the Flying Tigers decide to come to Lawrenceville.
- 22. They're not going to say...be spiteful and say look, I'menot
- 23.
- going to appropriate any money. They need this money, it is clear 24.
- 25.

that this is their last gasp, if they get Flying Tigers it will

- come to Illinois, it may go to them, it may go to Lawrenceville 26.
- Vincennes, obviously my intention is that it go to Lawrenceville 27.
- Vincennes and I'm working night and day to make sure that it does,
- but I rise in support of this appropriation. This is my last 29.
- year of support, but if we can get Flying Tigers bid...Columbia 30.
- Waterloo, or Lawrenceville, we ought to all cooperate to do that. 31.
- PRESIDING OFFICER: (SENATOR SAVICKAS) 32.
 - Senator Nimrod.
 - SENATOR NIMROD:

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l.
           Mr. President, I too would like to see Flying Tiger
2.
      coming and I would love to see this airport, but let me
 3.
      tell you something, all those people who are talking about
4.
      bringing Flying Tiger in here, listen to what the real
5.
      problem is and...seems to be a hypocisy here on your
6.
      votes. The Flying Tiger Corporation of Los Angeles,
7.
      this is an editorial, and also there's a letter, and
      I noticed direct conversation with the Governor. Air
8.
      cargo carriers, trying to decide whether or not to locate
9.
      in Illinois, but the Tribune reporter Janet Kay found
10.
      out, it may go elsewhere, simply because it's worried
11.
      about the high cost of workman's compensation laws and
12.
      here, and the relocation could have brought six thousand
13.
      jobs. It seems to me that if you want the Flying Tigers
14.
      here you should have supported some reform in the workemen's
15.
      compensation. Now, I'm going to be consistent, and I
16.
      hope you'll be consistent and maybe getting some reform
17.
      in the workmen's comp., so you can honestly get companies
18.
      like the Flying Tigers here.
19.
      PRESIDING OFFICER: (SENATOR BRUCE)
20.
           Senator Vadalabene to close.
21.
      SENATOR VADALABENE:
22.
           Yes, just briefly.
23.
      PRESIDING OFFICER: (SENATOR BRUCE)
24.
           Senator Vadalabene one moment. Senator Davidson, a motion
25.
      has been put by Senator Knuppel, and your...and you had not
26.
      sought recognition. Senator... Senator Vadalabene.
27.
      SENATOR VADALABENE:
28.
           Well, first I want everyone to see this yellow folder.
29.
      This is Governor Thompson's bill, it's not my bill, they
30.
      say Senator Sam, this is not my bill, it's the Governor's
31.
      bill and this started under Governor Oglivie. He brought
```

Arvon Saunders in from Washingto D.C. to head this program.

Now, one of the principal reasons for that airport site to be

32.

```
this, that that is the only area down in the metro-east
2.
       area that has been approved by the FAA, that has the
3.
       air space for such an airport. Now, you're not going
4.
       to be able to put an airport anywhere you want it, of this
5.
       magnitude. So, with all that feasibility and study this
6.
       must continue. Now, I don't know, Senator Philip has a
7.
       short memory, yesterday I voted for...on an amendment for
8.
       ten million dollars on a ten year program for his college,
9.
       and that's a lot of money. I think that Senator Nimrod
10.
       has something...dollars for a Palwalkee Airport or Palwalkee
11.
       whatever it was, that I supported.
12.
       PRESIDING OFFICER: (SENATOR BRUCE)
13.
           Senator Vadalabene your time has expired.
14.
       SENATOR VADALABENE:
15.
           Yes. I think consistency is a hobgoblin of small minds.
16.
       You know... I need a favorable vote on this, and I think
17.
       Governor Thompson will appreciate it also.
18.
       PRESIDING OFFICER: (SENATOR BRUCE)
19.
           Question is, shall House Bill 1614 pass. Those in favor
20.
       vote Aye. Those opposed 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 35, the Nays are 18. None
23.
       Voting Present. House Bill 1614, having received the required
24.
       constitutional majority is declared passed. House Bill 1630,
25.
       Senator Regner. Read the bill, Mr. Secretary, please.
26.
       SECRETARY:
27.
           House Bill 1630.
28.
                ( Secretary reads title of bill )
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continued is, and a lot of...none of you have mentioned

1.

29.

30.

31.

32.

33.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading of the bill.

Senator Regner.

SENATOR REGNER:

Mr. President, and members, this is the FY'80 appropriation

- 1. for the Attorney General. The total is thirteen million
- eight hundred and forty-nine thousand, five hundred dollars,
- 3. and it's three hundred fifty-eight thousand one hundred dollars below
- the bill as introduced, and ask for a favorable roll call.
- 5. PRESIDING OFFICER: (SENATOR BRUCE)
- 6. Question is, shall House Bill 1630 pass. Those in favor
- 7. vote Aye. Those opposed vote Nay. The voting is open. Have
- 8. all voted who wish? Have all voted who wish? Take the record.
- 10. Voting Present. House Bill 1630, having received the required

On that question, the Ayes are 55, the Nays are none. None

- 11. constitutional majority is declared passed. House Bill 1634,
- 12. Senator Mitchler. Read the bill, Mr. Secretary, please.
- 13. SECRETARY:

9.

19.

29.

- 14. House Bill 1364.
- 15. (Secretary reads title of bill)
- 16. 3rd reading of the bill. 1634...House Bill 1634.
- 17. PRESIDING OFFICER: (SENATOR BRUCE)
- 18. Senator Mitchler.

SENATOR MITCHLER:

- 20. Mr... 1634 is the appropriation for the Military and Navel
- Department, four million, three hundred and fifty-seven
- thousand, six hundred dollars. Current bill amount eighty-
- one thousand, four hundred dollars over the budget proposed
- by the Governor. I understand there's no anticipated problems.
- I ask for a favorable roll call.
- 26. PRESIDING OFFICER: (SENATOR BRUCE)
- Is there discussion? The question is, shall House Bill...
- Senator Martin.
- SENATOR MARTIN:
- A question. Yes...just yes or no Senator. Does that
- outstanding defender of our shores the Illinois Navy is that
- in this budget?
- PRESIDING OFFICER: (SENATOR BRUCE)

Senator Mitchler.

2.	Senator Martin, having spent two monthsten years
3.	in the Navy, absolutely that's in there.
4.	PRESIDING OFFICER: (SENATOR BRUCE)
5.	Further questions? Senator De Angelis. Is there further
6.	discussion? Question is, shall House Bill 1634 pass. Those
7.	in favor vote Aye. Those opposed vote Nay. The voting is
8.	open. Have all voted who wish? Have all voted who wish? Tak
9.	the record. On that question, the Ayes are 45, the Nays are
10.	7. 1 Voting Present. House Bill 1634, having received the
11.	required constitutional majority is declared passed. House
12.	Bill 1635, Senator Bloom. Read the bill, Mr. Secretary, please
13.	
14.	
15.	
16.	
17.	(END OF REEL)
18.	
19.	
20.	
21.	•
22.	
23.	
24.	
25.	
26.	
27.	
28.	
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30.	
31.	
32.	

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33.

SENATOR MITCHLER:

SECRETARY:

1.

33.

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House Bill 1635.
2.
              (Secretary reads title of bill)
3.
     3rd reading of the bill.
4.
     PRESIDING OFFICER: (SENATOR BRUCE)
5.
          Senator Bloom.
6.
     SENATOR BLOOM:
7.
          Yes, this is the ordinary and contingent appropriation for
8.
     the Police Training Board, three million one hundred and sixty-nine
9.
     dollars...or thousand dollars.
10.
     PRESIDING OFFICER: (SENATOR BRUCE)
11.
          Is there discussion? The...
12.
    SENATOR DeANGELIS:
13.
              Mr. President, point personal privilege.
3 A
     PRESIDING OFFICER: (SENATOR BRUCE)
15.
          State your point.
16.
    SENATOR DeANGELIS:
17.
          Mr. President, we often hear about people who don't get involved
18.
     and who really feel isolated, but I would like to stand up and take
19.
     my hat off to somebody who has lobbied more, although unsuccessfully
20.
     in this case, than anybody I have ever seen...has been a one-man army
21.
     in trying to get something done and I think out of decency we should
22.
     commend Mrs. Kruse for her efforts on 3614. Would you stand up, Mrs.
23.
     Kruse?
24.
     PRESIDING OFFICER: (SENATOR BRUCE)
25.
          Where is Mr. Kruse? All right. House Bill 1635. Is there
26.
     further discussion? Senator Graham.
27.
     SENATOR GRAHAM:
28.
          On another point, Mr. President. I'm going to request again
29.
     the the President of the Senate and the Sergeant-at-Arms...
30.
     PRESIDING OFFICER: (SENATOR BRUCE)
31.
          Gentlemen...
32.
     SENATOR GRAHAM:
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- 1. ...remove and...remove from the Floor all lobbyists and keep
- 2. them off the Floor while we are on 3rd reading.
- 3. PRESIDING OFFICER: (SENATOR BRUCE)
- 4. All right. Would the Sergeant-at-Arms remove all lobbyists
- 5. from the...from the Floor? All right. For what purpose Senator
- 6. Vadalabene rise?
- 7. SENATOR VADALABENE:
- 8. Yes, you did.. recognize an outstanding...on a point of personal
- 9. privilege. You did recognize an...but she told me last night that
- 10. she was going to hang me by the nearest tree and I thought you all
- 11. out to know that too.
- 12. PRESIDING OFFICER: (SENATOR BRUCE)
- Question is...is there further discussion? Question is, shall
- House Bill 1635 pass. Those in favor vote Aye. Those opposed
- vote Nay. The voting is open. Have all voted who wish? Have all 15.
- voted who wish? Take the record. On that question the Ayes 54.
- The Nays are none. None Voting Present. House Bill 1635, having 17.
- received the required constitutional majority, is declared passed.
- 18.
- House Bill 1636, Senator Nimrod. Read the bill, Mr. Secretary, please.
- 20.

24.

30.

House Bill 1636.

SECRETARY:

- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Nimrod. 25.
- SENATOR NIMROD:
- The ordinary and contingent expenses for the Illinois Racing 27.
- Board in the amount of seven million ninety-eight thousand four hundred 28.
- and fifty dollars.
- PRESIDING OFFICER: (SENATOR BRUCE)
- $\,$ Is there discussion? The question is, shall House Bill 1636 31.
- pass. Those in favor vote Aye. Those opposed vote Nay. The voting ${\bf 32.}$
- is open. Have all voted who wish? Have all voted who wish? Take 33.

- 1. the record. On that question the Ayes are 51. The Nays are 2.
- 2. None Voting Present. House Bill 1636, having received the required
- 3. constitutional majority, is declared passed. House Bill 1637,
- A Senator Davidson. Read the bill, Mr. Secretary, please.
- 5. SECRETARY:
- 6. House Bill 1637.
- 7. (Secretary reads title of bill)
- 8. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Davidson.
- SENATOR DAVIDSON:
- This is the annual appropriation for the Illinois Historical
- Library, one million four hundred and ninety-five thousand and 13.
- four hundred dollars. Move the adoption. 14.
- PRESIDING OFFICER: (SENATOR BRUCE) 15.
- Question is, shall House Bill 1637 pass. Those in favor vote 16.
- $\,$ Aye. Those opposed vote Nay. The voting is open. Have all voted 17.
- who wish? Have all voted who wish? Take the record. On that $18. \,$
- question the Ayes are 50. The Nays are none. None Voting Present. 19.
- House Bill 1637, having received the required constitutional majority, ${\bf 20}$.
- is declared passed. WAND requests permission to film for one hour. 21.
- Is there leave? Leave is granted. House Bill 1638, Senator Regner. 22.
- Read the bill, Mr. Secretary, please.
- 23.
- SECRETARY:
- House Bill 1638.
- (Secretary reads title of bill) 26.
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 28. Senator Regner.
- 29. SENATOR REGNER:
- 30.
- $\,$ Mr. President, this is the annual appropriation for the State 31.
- Fire Marshal ...totals three million six hundred and eighty thousand
- 32. three hundred and sixteen dollars from the Fire Prevention Fund and
- 33.

- 1. it's twelve thousand six hundred dollars below the Governor's
- 2. budget. Ask for a favorable roll call.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 4. Is there discussion? The question is shall House Bill 1638 pass.
- 5. Those in favor vote Aye. Those opposed vote Nay. The voting is
- 6. open. Have all voted who wish? Have all voted who wish? Take the
- 7. record. On that question the Ayes are 53...54. The Nays are none.
- 8. None Voting Present. House Bill 1638, having received the required
- 9. constitutional majority, is declared passed. House Bill 1639,
- Senator Bloom. Read the bill, Mr. Secretary, please.
- SECRETARY:
- House Bill 1639.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Bloom.
- SENATOR BLOOM:
- Thank you. This appropriates ninety-seven million six hundred ${\bf 18.}$
- and forty-nine thousand dollars. The bill is 3.5 million under the 19.
- Governor's budget and Senator Carroll saved the Deputy Director from 20.
- the Governor's Cost Control Task Force, 21.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Is there discussion? The question is shall House Bill 1639
- pass. Those in favor vote Aye. Those opposed vote Nay. The voting 24.
- is open. Have all voted who wish? Have all voted who wish? Take
- 25.
- the record. On that question the Ayes are 50. The Nays are 4. 26.
- None Voting Present. House Bill 1639, having received the required ${\bf 27.}$
- constitutional majority, is declared passed. House Bill 1640, 28.
- Senator Rupp. Read the bill, Mr. Secretary, please.
- SECRETARY:

- 30. House Bill 1640.
- 31.
 (Secretary reads title of bill)
- 32.
- 3rd reading of the bill.

- PRESIDING OFFICER: (SENATOR BRUCE) 1.
- Senator Rupp. 2.
- SENATOR RUPP: 3.
- Thank you, Mr. President. This is the ordinary contingent 4.
- expenses of the Human Relations Commission in the amount of 5.
- three hundred and sixty-six thousand dollars. The bill does 6.
- provide a nine month funding because of the possible up-coming 7.
- reorganization. I ask a favorable roll call. 8.
- PRESIDING OFFICER: (SENATOR BRUCE) 9.
- Is there discussion? The question is, shall House Bill 1640 10.
- pass. Those in favor vote Aye. Those opposed vote Nay. The 11.
- voting is open. Have all voted who wish? Have all voted who 12.
- wish? Take the record. On that question the Ayes are 42. The 13.
- Nays are 11. None Voting Present. House Bill 1640, having recieved 14.
- the required constitutional majority is declared passed. House Bill 15.
- 1641, Senator Sommer. Read the bill, Mr. Secretary, please. 16.
- SECRETARY: 17.

21.

23.

1

- House Bill 1641.
- (Secretary reads title of bill) 19.
- 3rd reading of the bill.
- 20. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Sommer. 22.
- SENATOR SOMMER:
- This is the office expense for the Capitol Development Board. 24.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 25.
- Is there discussion? The question is, shall House Bill 1641 26.
- pass. Those in favor vote Aye. Those opposed vote Nay. The voting 27.
- is open. Have all voted who wish? Have all voted who wish? Take 28.
- the record. On that question the Ayes are 47. The Nays are 4 and 29.
- 1 Voting Present. House Bill 1641, having received the required 30.
- constitutional majority is declared passed. House Bill 1642, . 31.
- Senator Mitchler. Read the bill, Mr. Secretary, please. 32.
- SECRETARY:
- 33.

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House Bill 1642.
1.
              (Secretary reads title of bill)
2.
     3rd reading of the bill.
3.
     PRESIDING OFFICER: (SENATOR BRUCE)
4.
          Senator Mitchler.
5.
     SENATOR MITCHLER:
6.
          This has the appropriation for the State Fair Agency. Total
7.
     five million three hundred and sixty-one thousand dollars. Move
8.
     its approval.
9.
     PRESIDING OFFICER: (SENATOR BRUCE)
10.
          Question is shall House Bill 1642 pass. Those in favor vote
11.
    Aye. Those opposed vote Nay. The voting is open. Have all voted
12.
     who wish? Have all voted who wish? Take the record. On that question
13.
     the Ayes are 51. The Nays are 4. None Voting Present. House Bill
14.
     1642, having received the required constitutional majority is declared
15.
    passed. House Bill 1643, Senator Maitland. Read the bill, Mr.
16.
    Secretary, please.
17.
     SECRETARY:
18.
          House Bill 1643.
19.
              (Secretary reads title of bill)
20.
     3rd reading of the bill.
21.
     PRESIDING OFFICER: (SENATOR BRUCE)
22.
          Senator Maitland.
23.
     SENATOR MAITLAND:
24.
          Thank you, Mr. President and Ladies and Gentlemen of the Senate.
25.
     This is the annual appropriation for the Department of Insurance in
26.
     the amount of six million eight hundred and ninety-six thousand
27.
     dollars out of GRF Funds and the bill is two hundred and seven thousand
28.
     seven hundred dollars under the Governor's budget.
29.
     PRESIDING OFFICER: (SENATOR BRUCE)
30.
          Is there discussion? The question is shall House Bill 1643
```

pass. Those in favor vote Aye. Those opposed vote Nay. The voting

is open. Have all voted who wish? Have all voted who wish? Take

31.

32.

- 1. the record. On that question the Ayes are 53. The Nays are 2.
- 2. 1 Voting Present. House Bill 1643, having received the required
- 3. constitutional majority, is declared passed. House Bill 1644,
- 4. Senator Schaffer. Read the bill, Mr. Secretary, please.
- 5. SECRETARY:
- 6. House Bill 1644.
- 7. (Secretary reads title of bill)
- 8. 3rd reading of the bill.
- 9. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Schaffer.
- SENATOR SCHAFFER:
- DCFS total of a hundred and fifty-two million, eight hundred
- and fifty less than the House and seven hundred and fifty less 13.
- than the Governor's original budget.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Is there discussion? The question is shall House Bill 1644
- pass. Those in favor vote Aye. Those opposed vote Nay. The
- voting is open. Have all voted who wish? Have all voted who wish?
- Take the record. On that question the Ayes are 41. The Nays are 19.
- 9. 4 Voting Present. House Bill 1644, having received the required 20.
- constitutional majority, is declared passed. House Bill 1645, 21.
- Senator Rupp. Read the bill, Mr. Secretary, please. 22.
- SECRETARY:
- House Bill 1645.
- 24.
- (Secretary reads title of bill)
- 3rd reading of the bill. 26.
- PRESIDING OFFICER: (SENATOR BRUCE) 27.
- Senator Rupp. 28.
- SENATOR RUPP:

- Thank you, Mr. President. The Department of Mines and Minerals ${\bf 30}$.
 - budget, six million four hundred and thirty thousand dollars.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 32.

 Question is, shall House Bill 1645 pass. Those in favor vote
- Question is, shall house Bill 1645 pass. Those in favor vote

- 1. Aye. Those opposed vote Nay. The voting is open. Have all voted
- 2. who wish? Have all voted who wish? Take the record. On that ques-
- 3. tion the Ayes are 51. The Nays are 4. None Voting Present. House
- 4. Bill 1645, having received the required constitutional majority, is
- 5 declared passed. House Bill 1646, Senator Nimrod. Read the bill,
- 6. Mr. Secretary, please.
- 7. SECRETARY:
- 8. House Bill 1646.
- 9. (Secretary reads title of bill)
- 10. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Nimrod.
- SENATOR NIMROD:
- Thank you, Mr. President. Ordinary and contingent expenses
- for the Illinois Industrial Commission in the amount of three million 15.
- two hundred eighty-eight thousand eight hundred, four hundred and 16.
- eighty-five thousand eight hundred under the Governor's Budget. 17.
- PRESIDING OFFICER: (SENATOR BRUCE) 18.
- 19.
- Aye. Those opposed vote Nay. The voting is open. Have all 20.
- voted who wish? Have all voted who wish? Take the record. On that 21.

Question is, shall House Bill 1646 pass. Those in favor vote

- question the Ayes are 48. The Nays are 4. None Voting Present. 22.
- House Bill 1646, having received the required constitutional majority,
- is declared passed. House Bill 1647, Senator Shapiro. Read the bill,
- 24.
- Mr. Secretary, please. 25.
- SECRETARY:
- House Bill 1647.
- (Secretary reads title of bill) 28.
- . 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 30.
- Senator Shapiro.
- 31. SENATOR SHAPIRO:
- 32. Mr. President and Ladies and Gentlemen of the Senate House Bill
- 33.
 1647 is the Governor's Office Annual Appropriation in the total

- 1. amount of three million sixteen thousand and one hundred dollars.
- 2. I would appreciate a favorable roll call.
- 3. PRESIDING OFFICER: (SENATOR BRUCE)
- Question is, shall House Bill 1647 pass. Those in favor vote
- 5. Aye. Those opposed vote Nay. The voting is open. Have all voted
- 6. who wish? Have all voted who wish? Take the record. On that
- question the Ayes are 49. The Nays are 6. None Voting Present.
- 8. House Bill 1647, having received the required constitutional
- majority, is declared passed. House Bill 1648...On that question
- the Ayes are 50. They Nays are 6. None Voting Present. House Bill
- 1647 having received the required constitutional majority is declared
- passed. House Bill 1648, Senator Rupp. Read the bill, Mr. Sec-
- retary, please.
- SECRETARY:

18.

- House Bill 1648.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Rupp.
- SENATOR RUPP: 20.
- Total on this bill is nine million four hundred and ninety-
- eight thousand. That's two hundred and eighteen above the Governor's 22.
- budget. I ask for a favorable roll call. 23.
- PRESIDING OFFICER: (SENATOR BRUCE) 24.
- Is there discussion? The question is shall House Bill 1648 pass.
- Those in favor vote Aye. Those opposed vote Nay. The voting is open.
- 26.

 Have all voted who wish? Have all voted who wish? Take the record.
- 27.
- On that question the Ayes are 53. The Nays are none. None Voting ${\bf 28.}$
- Present. House Bill 1648, having received the required constitutional 29.
- majority, is declared passed. House Bill 1649, Senator Nimrod. Read 30.
- the bill, Mr. Secretary, please. 31.
- SECRETARY:
- 32. House Bill 1649.
- (Secretary reads title of bill)

- 1. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Nimrod.
- 4. SENATOR NIMROD:
- 5. Yes, seven million four hundred and eighteen thousand five
- 6. hundred and and sixty-one dollars. That's fifty thousand two hundred
- 7. and thirty-nine under the Governor's budget for the Illinois Commerce
- 8. Commission.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Question is, shall House Bill 1649 pass. Those in favor vote
- Aye. Those opposed vote Nay. The voting is open. Have all voted
- who wish? Have all voted who wish? Take the record. On that 12.
- question the Ayes are 54. The Nays are none. None Voting Present. 13.
- House Bill 1649, having received the required constitutional majority, 14.
- is declared passed. House Bill 1652, Senator Grotberg. Read the $15.\,$
- bill, Mr. Secretary, please
- SECRETARY:

21.

22.

23.

24.

25.

- House Bill 1652.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- 20. PRESIDING OFFICER:
- Senator Grotberg.
- SENATOR GROTBERG:
- ...this is eighty million nine hundred sixty-five thousand
- dollars. Total nineteen million General Revenue and sixty-one
- million Federal.
- 26.
 PRESIDING OFFICER: (SENATOR BRUCE)
- Question is shall House Bill 1652 pass. Those in favor vote
- 28.

 Aye. Those opposed vote Nay. The voting is open. Have all voted
- 29. who wish? Have all voted who wish? Take the record. On that
- 30.
- question the Ayes are 53. The Nays are none. None Voting Present. $\mathbf{31.}$
- House Bill 1652, having receive the required constitutional majority, 32.
- is declared passed. House Bill 1653, Senator Walsh. Read the bill, ${\bf 33.}$
 - Mr. Secretary, please.

- 1 SECRETARY:
- 2. House Bill 1653.
- 3. (Secretary reads title of bill)
- 4. '3rd reading of the bill.
- 5. PRESIDING OFFICER: (SENATOR BRUCE)
- 6. Senator Walsh.
- 7. SENATOR WALSH:
- 8. Mr. President, Ladies and Gentlemen of the Senate. This is
- g. the budget for the Office of the Lieutenant Governor, four hundred
- and ninety-five thousand three hundred dollars.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Question is shall House Bill 1653 pass. Those in favor vote
- Aye. Those opposed vote Nay. The voting is open. Have all voted 13.
- who wish? Have all voted who wish? Take the record. On that 14.
- question the Ayes are 52. The Nays are none. None Voting Present.
- House Bill 1653, having received the required constitutional majority, 16.
- is declared passed. House Bill 1655, Senator Bloom. Read the bill,
- 17.
- Mr. Secretary, please.
- SECRETARY:

23.

25.

26.

29.

30.

32.

- House Bill 1655.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Bloom.
- SENATOR BLOOM:
- Thank you, Mr. President. This is for the Offices of the
- Industrial Pollution Control Finance Authority, hundred and two ${\bf 27.}$
- thousand four hundred dollars.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Question is shall House Bill 1655 pass. Those in favor vote
- Aye. Those opposed vote Nay. The voting is open. Have all voted
- 31.
 who wish? Have all voted who wish? Take the record. On that question
- The Ayes are 54. The Nays are 1. None Voting Present. House Bill

- 1. 1655, having received the required constitutional majority is declared
- 2. passed. 1656, Senator Nimrod. Read the bill, Mr. Secretary, please.
- SECRETARY:
- 4 House Bill 1656.
- 5. (Secretary reads title of bill)
- 6. 3rd reading of the bill.
- 7. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Nimrod.
- SENATOR NIMROD:

22.

25.

26.

- Thank you, Mr. President. Two hundred ninety two million eight 10.
- hundred and eighty-three thousand one hundred and seventy-two ${\bf 11.}$
- dollars, six million three hundred and ninety seven thousand one
- fifty-seven under the Governor's budget for the ordinary and contingent
- expenses of the Environmental Protection Agency.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 15. Question is shall House Bill 1656 pass. Those in favor vote Aye.
- 16. Those opposed vote Nay. The voting is open. Have all voted who
- 17.
- wish? Have all voted who wish? Take the record. On that question 18.
- the Ayes are 51. The Nays are 1. 2 Voting Present. House Bill 19.
- 1656, having received the required constitutional majority, is 20.
- declared passed. Senator Sommer, you wish to recall 1657 and...is 21.
- there leave to recall 1657 to the Order of 2nd reading for the purpose
- of removing amendment? Leave is granted. The bill is on the Order 23.
- of 2nd reading. Senator Sommer to explain the amendment to be 24.
- dropped.
- SENATOR SOMMER:
- This is...this is the amendment to purchase the Long Nine Museum.
- 27.
 The information that was supposed to be provided was not forthcoming
- 28.
- and Senator Maitland has determined that he would live to his agree-
- 30. having voted on the prevailing side, would move to...move to reconsider

ment and not...not go forward with it and, therefore, I would move to...

- 31.
- the vote by which Amendment No. 5 was adopted and then move to Table 32.
- that amendment.

- PRESIDING OFFICER: (SENATOR BRUCE)
- 2. Motion is to reconsider the vote by which Amendment No. 5 to
- 3. House Bill 1657 was adopted be reconsidered. All those in favor
- 4. of the Motion to Reconsider say Aye. Opposed Nay. The Ayes have
- 5. it. The bill is...the amendment is now before the Body. Motion
- by Senator Sommer is to Table Amendment No. 5. Is there discussion of the $\pmb{6}$.
- Motion to Table. All in favor say Aye. Opposed Nay. The Ayes have
- it. Amendment No. 5 is Tabled. Are there further amendments? $\boldsymbol{8}$.
- SECRETARY:
- No further amendments.
- PRESIDING OFFICER: (SENATOR BRUCE) 11.
- 3rd reading. For what purpose Senator Buzbee rise? Senator Buzbee. 12.
- SENATOR BUZBEE:

- 13. Like to point out to the Body that Senator Maitland has exercised
- 14. extreme good faith on this project. It...it is not dead yet. He
- just has not received the information that's supposed to be forth-
- coming and we determined that if we do decide to go ahead with this 17.
- we can put it in the Omnibus Bill, but if we don't why it's...it's

 18.

 dead and so we're just trying to keep this bill out of a conference
- 19. committee was the idea of removing it from this bill, but we may
- 20. see it again at some point in the future.
- 21.
 PRESIDING OFFICER: (SENATOR BRUCE)
- 22. House Bill 1657 is on the Order of 3rd reading. Read the bill,
- Mr. Secretary, please.
- 24. SECRETARY:
- 25. House Bill 1657.
- 27.
 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 29.
- Is there leave to consider this bill even though a motion has
- 30. been Tabled today? Leave is granted. House Bill...Senator Sommer.
- SENATOR SOMMER:
- Roll call.
- 33.

```
PRESIDING OFFICER: (SENATOR BRUCE)
l.
          Question is shall House Bill 1657 pass. Those in favor vote
2.
     Aye. Those opposed vote Nay. The voting is open. Have all voted
3.
     who wish? Have all voted who wish? Take the record. On that
4.
     question the Ayes are 49. The Nays are 3. None Voting Present.
5.
    House Bill 1657; having received the required constitutional majority,
6.
     is declared passed. House Bill 1682, Senator Netsch. Senator Netsch
7.
    on the Floor? Is there leave for Senator Mitchler to handle the
Я.
     bill in her absence? Leave is granted. Read the bill, Mr. Secretary,
9.
     please.
10.
     SECRETARY:
11.
          House Bill 1682.
12.
              (Secretary reads title of bill)
13.
     3rd reading of the bill.
14.
     PRESIDING OFFICER: (SENATOR BRUCE)
15.
          Senator Mitchler.
16.
     SENATOR MITCHLER:
17.
          This bill... House Bill 1642, Illinois Legislative Council, one
18.
     million six hundred...one million one hundred and sixty-two thousand
19.
    six hundred and eighty-eight dollars, nine thousand five hundred
20.
     and twenty-two under the Governor's Budget. Aye votes.
21.
     PRESIDING OFFICER: (SENATOR BRUCE)
22.
          Question is shall House Bill 1682 pass. Those in favor vote
23.
    Aye. Those opposed vote Nay. The voting is open. Have all voted
24.
    who wish? Have all voted who wish? Take the record. On that
25.
     question the Ayes are 55. The Nays are none. None Voting Present.
26.
     House Bill 1682, having received the required constitutional majority,
27.
     is declared passed. House Bill 1776, Senator Knuppel. Read the
28.
     bill, Mr. Secretary, please.
29.
     SECRETARY:
```

(Secretary reads title of bill)

30.

31.

32.

33.

House Bill 1776.

3rd reading of the bill.

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Knuppel.
- SENATOR KNUPPEL:
- 4. ... This is Anderson Lake and Spring Lake.
- 5. PRESIDING OFFICER: (SENATOR BRUCE)
- 6. Question is shall House Bill 1776 pass. Senator Buzbee.
- 5 SENATOR BUZBEE:
- Well, Mr. President, to be consistent, I'm rising in opposition to this the same way that I rose in opposition to Senator Vadalabene's
- 9. Co this the same way that I rose in opposition to senator vadarabene
- unbudgeted request in...Department of Conservation and the same
- 11. way that I rose in opposition to Senator Hall's unbudgeted request
- for Conservation. We all have these kinds of projects. I'm sure 12.
- that they are sorely needed, however, the Department did not request 13.
- the money. It was not in the budget and for that reason, I'm voting ${\bf 14.}$
- No.
- PRESIDING OFFICER: (SENATOR BRUCE)
- $\,$ Is there further discussion? Question is shall House Bill 1776 $\,$
- pass. Those in favor vote Aye. Those opposed vote Nay. The voting 18.
- is open. Have all voted who wish? Have all voted who wish? Take the 19.
- record. On that question the Ayes are 36. The Nays are 17. None $20. \,$
- Voting Present. House Bill 1776, having received the required 21.
- constitutional majority, is declared passed. House Bill 1902, 22.
- Senator Lemke. Read the bill, Mr. Secretary, please. 23.
- SECRETARY:

25.

27.

28.

29.

30.

- House Bill 1902.
- (Secretary reads title of bill) 26.
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Lemke.
- SENATOR LEMKE:
- What this does is appropriates funds for the purpose of Dental ${\bf 31.}$
- Student Grant Act which we just passed this morning in those areas
- where students agree to practice where there's a need for dentists.
- 33.
 I ask for its favorable approval.

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- 2. Is there discussion? Question is shall House Bill 1902
- 3. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
- 4. is open. Have all voted who wish? Have all voted who wish? Take
- 5. the record. On that question the Ayes are 54. The Nays are 2. 1
- 6. Voting Present. House Bill 1902, having received the required
- 7. constitutional majority, is declared passed. House Bill 1916, Senator
- 8. Demuzio. Read the bill, Mr. Secretary, please.
- SECRETARY:
- House Bill 1916.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Demuzio.
- SENATOR DEMUZIO:
- Thank you, Mr. President. A million two hundred and thirty-
- seven thousand dollars for the Appellate Services Commission for $17. \,$
- its ordinary and contingent expenses. 18.
- PRESIDING OFFICER: (SENATOR BRUCE) 19.
- Is there discussion? The question is, shall House Bill 1916 20.
- pass. Those in favor vote Aye. Those opposed vote Nay. The voting 21.
- is open. Have all voted who wish? Have all voted who wish? Take 22.
- the record. On that question the Ayes are 53. The Nays are none.
- None Voting Present. Houe Bill 1916, having received the required
- constitutional majority, is declared passed. House Bill 2098, Senator
- 25.
- Regner. Read the bill, Mr. Secretary, please. 26.
- SECRETARY:

27.

- House Bill 2098.
- 29.
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 31. Senator Regner.
- 32. SENATOR REGNER:

```
1. Mr. President and members, this is the annual appropriation
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- 2. for the Department of Mental Health and Developmental Disabilities.
- 3. Total is four hundred and seventy-five million four hundred and ninety-
- 4. seven thousand three hundred dollars. It's one million nine hundred
- 5. and seventy-five thousand dollars more than the Governor's original
- 6. request and it includes 3.7 million dollars more money for develop-
- 7. mentally disabled grants and 1.2 million more for mentally ill grants
- 8. and I'd ask for a favorable roll call.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Is there discussion? Question is, shall House Bill 2098 pass.
- Those in favor vote Aye. Those opposed vote Nay. The voting is
- open. Have all voted who wish? Have all voted who wish? Take the
- record. On that question the Ayes are 49. The Nays are 2. 2 Voting 13.
- Present. House Bill 2098, having received the required constitutional 14.
- majority is declared passed. House Bill 2201, Senator Berman. Read $15. \,$
- the bill, Mr. Secretary, please. 16.
- SECRETARY: ,

- House Bill 2201.
- (Secretary reads title of bill)
- 19.
- 3rd reading of the bill. 20.
- PRESIDING OFFICER: (SENATOR BRUCE) 21.
- Senator Berman. 22.
- SENATOR BERMAN: 23.
- Thank you, Mr. President. This is the appropriation for the 24.
- General State Aid and Summer School appropriation. One billion four
- 25. hundred and thirty-two million fifty-four...One billion four hundred
- 26.
- and thirty-two million fifty-four thousand nine hundred dollars.]
 27.
 urge your favorable vote.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 30. SENATOR REGNER:
- 31.
 Just want to point out to the members it's fifty-two million
- 32. seven hundred thousand, dollars over the Governor's Budget.
- 33. PRESIDING OFFICER: (SENATOR BRUCE)

- 1. Is there further discussion? Question is shall House Bill 2201
- 2. pass. Those in favor vote Aye. Those opposed vote Nay. The voting
- 3. is open. Have all voted who wish? Have all voted who wish? Take
- 4 the record. On that question the Ayes are 44. The Nays are 11.
- 5. None Voting Present. House Bill 2201, having received the required
- 6. constitutional majority is declared passed. House Bill 2202, Senator
- 7. Buzbee. Read the bill, Mr. Secretary, please.

8. SECRETARY:

- 9. House Bill 2202.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Buzbee.
- SENATOR BUZBEE:
- Thank you, Mr. President. This is the pay-out for the Teachers' 15.
- Retirement payments in the amount of two hundred fifty-five million 16.
- four hundred forty-five thousand three hundred dollars. It is the 17.
- budgeted amount and I would move its approval.
- 18.

 PRESIDING OFFICER: (SENATOR BRUCE)
- 19.
 Is there discussion? The question is, shall House Bill 2202
- 20.
 pass. Those in favor vote Aye. Those opposed vote Nay. The voting
- is open. Have all voted who wish? Have all voted who wish? Take
- 22.
- the record. On that question the Ayes are 52. The Nays are none.
- None Voting Present. House Bill 2202, having received the required 24.
- constitutional majority, is declared passed. Is there leave to return ${\bf 25}.$
- to House Bill 2004? The...there was a hold, but I understand the 26.
- amendment has now arrived from the Reference Bureau. Is there leave? 27.
- Leave is granted. Senator Lemke moves...asks leave of the Senate ${\bf 28.}$
- to return House Bill 2004 to the Order of 2nd reading for the purpose 29.
- of amendment. Is there leave? Leave is granted. The bill is on the ${f 30.}$
- Order of 2nd reading. Mr. Secretary, are there amendments?
- SECRETARY:
- 32.

 Amendment No. 15 offered by Senator Vadalabene.
- 33.

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- 2. Senator Vadalabene. Senator Carroll to explain the amendment and
- 3. Senator Vadalabene...oh, Senator Vadalabene is on the Floor.
- 4. SENATOR VADALABENE:
- 5. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
- 6. With the approval of Dr. Bob and the Director of EPA by letter, a
- 7. hundred and fifty-six thousand project that's in Madison and St. Clair
- 8. County that has been requested by the Illinois EPA and I would move
- 9. adoption of Amendment 15.
- 10. PRESIDING OFFICER: (SENATOR BRUCE)
- 11. Is there discussion of the Motion to Adopt? All in favor say
- 12. Aye. Opposed Nay. The Ayes have it. Amendment No. 15 is...
- 13. SECRETARY:
- 14. One minute, Terry. 16.
- 15. PRESIDING OFFICER: (SENATOR BRUCE)
- 16. The amendment is No. 16. 15 failed yesterday and we have now
- 17. picked up Amendment No. 15. On the Motion to Adopt, Amendment No.
- 18. 16. Is there discussion? All in favor say Aye. Opposed Nay. The
- 19. Ayes have it. Amendment No. 16 is adopted. Are there further amend-
- 20. ments?
- 21. SECRETARY:
- No, no further amendments.
- 23. PRESIDING OFFICER: (SENATOR BRUCE)
- 24. 3rd reading. We will return to this, Senator Lemke, after our
- 25. next bill if there's leave of the Body. House Bill 2282, Senator
- 26. Berman. Read the bill, Mr. Secretary. please.
- 27. SECRETARY:
- 28. House Bill 2282.
- 29. (Secretary reads title of bill)
- 30. 3rd reading of the bill.
- 31. PRESIDING OFFICER: (SENATOR BRUCE)
- 32. Senator Berman.
- 33. SENATOR BERMAN:

- Thank you, Mr. President. This is the appropriation of five
- 2. million dollars to fund the bill we passed out last night for public
- 3. television grants in the State of Illinois.
- 4. PRESIDING OFFICER: (SENATOR BRUCE)
- 5. Is there discussion? The question is shall House Bill...Senator $\boldsymbol{\xi}$
- 6. Sommer.
- 7. SENATOR SOMMER:
- 8. I...I would oppose this bill. This is five million dollars of
- unbudgeted money, almost four million of which goes to one television \mathbf{q} .
- station in the City of Chicago.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Is there discussion? The question is, shall House Bill 2282
- pass. Those in favor vote Aye. Those opposed vote Nay. The voting 13.
- is open. Have all voted who wish? Have all voted who wish? Take 14.
- the record. On that question the Ayes are 33. The Nays are 19.15.
- 2 Voting Present. House Bill 2282, having received the required 16.
- constitutional majority, is declared passed. Is there leave to
- 17.
 return to House Bill 2204? Leave is granted. Is there leave to
- 18. consider House Bill 2204, even though it has been amended today?
- 19. 2004. Is there leave? Is there leave to consider it today even
- 20.
- though there is an amendment just adopted? Leave is granted. House 21.
- Bill 2004, on the Order of 3rd reading. Read the bill, Mr. Secretary, 22.
- please.
- 23. SECRETARY:

- 24.
- House Bill 2004.
- (Secretary reads title of bill) 26.
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 28. Senator Lemke.
- 29.
- SENATOR LEMKE:
- This is the omnibus bill, the General Assembly's Christmas Tree.
 - I ask for its adoption.
- 32.

 DESCRIPTION OFFICED. (CENATION DRICE)
- PRESIDING OFFICER: (SENATOR BRUCE)
 33.

- l. Is there discussion? Question is, shall House Bill 2004 pass.
- 2. Those in favor vote Aye. Those opposed vote Nay. The voting is
- 3. open. Have all voted who wish? Have all voted who wish? Take
- 4. the record. On that question the Ayes are 39. The Nays are 17.
- 5. 2 Voting Present. House Bill 2004, having received the required
- 6. constitutional majority, is declared passed. House Bill 2425,
- 7. Senator Schaffer. Read the bill, Mr. Secretary, please.
- 8. SECRETARY:
- 9. House Bill 2425.
- 10. (Secretary reads title of bill)
- 11. 3rd reading of the bill.
- 12. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Schaffer. 13.
- SENATOR SCHAFFER: 14.
- This is a million seven hundred and fifty thousand dollars. 15.
- 16. It's the same as the Governor's recommendation.
- PRESIDING OFFICER: (SENATOR BRUCE) 17.
- Senator...Is there discussion? The question is, shall House 18.
- Bill 2425 pass. Those in favor vote Aye. Those opposed vote 19.
- Nay. The voting is open. Have all voted who wish? Have all voted 20.
- who wish? Take the record. On that question the Ayes are 49. 21.
- Nays are 3. None...1 Voting Present. House Bill 2425, having received
- 23. the required constitutional majority, is declared passed. House Bill
- 2426, Senator Sommer. Read the bill, Mr. Secretary, please. 24.
- SECRETARY: 25.

- House Bill 2426. 26.
- (Secretary reads title of bill) 27.
- 3rd reading of the bill. 28.
- PRESIDING OFFICER: (SENATOR BRUCE) 29.
- Senator Sommer. 30.
- SENATOR SOMMER: 31.
- Mr. President and members, this is the re-appropriation bill 32.
- for capital projects that are on-going at the present time. 33.

- PRESIDING OFFICER: (SENATOR BRUCE) ı. Is there discussion? The question is, shall House Bill 2426 2. pass. Those in favor vote Aye. Those opposed vote Nay. The 3. voting is open. Have all voted who wish? Have all voted who wish? 4. Take the record. On that question the Ayes are 46. The Navs are 5. 5. None Voting Present. House Bill 2426, having received the re-6. quired constitutional majority, is declared passed. House Bill 7. 2427, Senator Sommer. Read the bill, Mr. Secretary, please. 8. SECRETARY: 9. House Bill 2427. 10. (Secretary reads title of bill) 11. 3rd reading of the bill. 12. PRESIDING OFFICER: (SENATOR BRUCE) 13. Senator Sommer. 14. SENATOR SOMMER: 15. This is the bill for the new projects to begin this year on 16. Capitol. 17. PRESIDING OFFICER: (SENATOR BRUCE) 18. Is there discussion? The question is, shall House Bill 2427 19.
- pass. Those in favor vote Aye. Those opposed vote Nay. The
 voting is open. Have all voted who wish? Have all voted who wish?
 Take the record. On that question the Ayes are 41. The Nays are

 8. 1 Voting Present. House Bill 2427, having received the required
 constitutional majority, is declared passed. House Bill 2486,

 Senator Daley. Read the bill, Mr...is there leave for Senator
- Carroll to handle 2486 in the absence of Senator Daley. Leave is
 granted. House Bill 2486. Read the bill, Mr. Secretary, please.
 - SECRETARY:

- House Bill 2486.
- (Secretary reads title of bill)
- 30. 3rd reading of the bill.
- 31.
 PRESIDING OFFICER: (SENATOR BRUCE)
- 32.
- Senator Carroll.

SENATOR CARROLL:

1.

- 2. Thank you. A million two hundred fifty-seven thousand five
-). hundred for the Legislative Reference Bureau's ordinary and contingent
- 4. expense...ask for a favorable roll call.
- 5. PRESIDING OFFICER: (SENATOR BRUCE)
- 6. Question is, shall House Bill 2486 pass. Those in favor vote
- $\boldsymbol{7.}$ Aye. Those opposed vote Nay. The voting is open. Have all voted
- 8. who wish? Have all voted who wish? Take the record. On that
- question the Ayes are 54. The Nays are none. None Voting Present. \mathbf{q} .
- House Bill 2486, having received the required constitutional majority,
- bill, Mr. Secretary, please.
- SECRETARY:

17.

- House Bill 2573.
- (Secretary reads title of bill)
- 3rd reading of the bill. 16.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Shapiro.
- SENATOR SHAPIRO:
- Mr. President, House Bill 2573 is the annual appropriation for
- 20.
 the Health Finance Authority and the total amount is six hundred and
- 21.

fifty...six hundred and fifty thousand dollars. I would appreciate

- 22. a favorable roll call.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 24.
 Is there discussion? The question is, shall House Bill 2573
- 25.
 pass? Those in favor vote Aye. Those opposed vote Nay. The voting
- 26.
 is open. Have all voted who wish? Have all voted who wish? Take
- the record. On that question the Ayes are 41. The Nays are 10.
- l Voting Present. House Bill 2573, having received the required ${\bf 29.}$
- constitutional majority, is declared passed. House Bill 2574,
- Senator Bloom. Read the bill, Mr. Secretary, please.
- 31. SECRETARY:
- 32. House Bill 2574.
- 33.

30.

(Secretary reads title of bill) 1. 3rd reading of the bill. 2. PRESIDING OFFICER: (SENATOR BRUCE) 3. Senator Bloom. 4. SENATOR BLOOM: 5. Thank you, Mr. President. This appropriates seven million one 6. hundred and eighty thousand to the Department of Registration and 7. Education. 8. PRESIDING OFFICER: (SENATOR BRUCE) 9. Question is, shall House Bill 2574 pass. Those in favor vote 10. Aye. Those opposed vote Nay. The voting is open. Have all voted 11. who wish? Have all voted who wish? Take the record. On that 12. question the Ayes are 51. The Nays are 2. None Voting Present. 13. House Bill 2574, having received the required constitutional majority 14. is declared passed. House Bill 2575, Senator Weaver. Read the 15. bill, Mr. Secretary, please. 16. SECRETARY: 17. House Bill 2575. 18. (Secretary reads title of bill) 19. 3rd reading of the bill. 20. PRESIDING OFFICER: (SENATOR BRUCE) 21. Senator Weaver. 22. SENATOR WEAVER: 23. Thank you, Mr. President. This is...appropriates three and a 24. half million dollars to the Commissioner of Banks and I'd appreciate 25. a favorable roll call. 26. PRESIDING OFFICER: (SENATOR BRUCE) 27. Question is, shall House Bill 2575 pass. Those in favor vote 28. Aye. Those opposed vote Nay. The voting is open. Have all voted 29. who wish? Have all voted who wish? Take the record. On that 30. question the Ayes are 53. The Nays are none. None Voting Present. 31. House Bill 2575, having received the required constitutional majority,

is declared passed. House Bill 2576, Senator Rupp. Read the bill,

32.

33.

Mr. Secretary, please.

```
SECRETARY:
ı.
          House Bill 2576.
2.
              (Secretary reads title of bill)
3.
     3rd reading of the bill.
4.
     PRESIDING OFFICER: (SENATOR BRUCE)
5.
          Senator Rupp.
6.
     SENATOR RUPP:
7.
          Thank you, Mr. President. This amends the fiscal '79 appropria-
8.
     tions for the Bureau of Employment Security in the amount of three
9.
     hundred and fourteen one hundred and thirty-five dollars.
10.
     I ask approval.
11.
     PRESIDING OFFICER: (SENATOR BRUCE)
12.
          Question is, shall House Bill 2576 pass. Those in favor vote
13.
     Aye. Those opposed vote Nay. The voting is open. Have all voted
14.
    who wish? Have all voted who wish? Take the record. On that ques-
15.
     tion the Ayes are 43. The Nays are 5. 1 Voting Present. House Bill
16.
    2576, having received the required constitutional majority, is
17.
    declared passed. House Bill 2577, Senator Rupp. Read the bill,
18.
    Mr. Secretary, please.
19.
     SECRETARY:
20.
          House Bill 2577.
21.
              (Secretary reads title of bill)
22.
     3rd reading of the bill.
23.
     PRESIDING OFFICER: (SENATOR BRUCE)
24.
          Senator Rupp.
25.
     SENATOR RUPP:
26.
          Thank you, Mr. President. Department of Labor, the total is
27.
     one hundred and twenty-nine million five hundred and twenty-eight
28.
     thousand dollars. Current level of the bill is seven million under
29.
     the amount sent over by the House and ten million under the Governor's
30.
     requested amount. Ask a favorable roll call.
31.
     PRESIDING OFFICER:
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Question is...is there discussion? The question is, shall House

32.

- 1. Bill 2577 pass. Those in favor vote Aye. Those opposed vote Nay.
- 2. The voting is open. Have all voted who wish? Have all voted who
- 3. wish? Take the record. On that question the Ayes are 46. The Nays
- are 5. 1 Voting Present. House Bill 2577, having received the
- 5. required constitutional majority, is declared passed. House Bill
- 6. 2578, Senator Schaffer. Read the bill, Mr. Secretary, please.
- 7. SECRETARY:
- A House Bill 2578.
- 9. (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Schaffer.
- SENATOR SCHAFFER:

24.

25.

30.

31.

- Ninety-nine million eight hundred thousand dollars, three million 14.
- eight hundred thousand dollars over the Governor's Budget caused 15.
- largely by the inclusion of the pre-natal program.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 17.
- pass. Those in favor vote Aye. Those opposed vote Nay. The
- 19. voting is open. Have all voted who wish? Have all voted who wish?

Is there discussion? The question is, shall House Bill 2578

- 20.
- Take the record. On that question the Ayes are 41. The Nays are 21.
- 11. 2 Voting Present. House Bill 2578, having received the 22.
- required constitutional majority, is declared passed. House Bill
- 23. 2579, Senator Regner. Read the bill, Mr. Secretary, please.
- SECRETARY:
- House Bill 2579.
- 27.
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE) 29.
- Senator Regner..
- SENATOR REGNER:
- Mr. President and members, this is the annual appropriation
- 32.
 for the Illinois Law Enforcement Commission, forty-seven million
- 33. 34. two hundred eighty-seven thousand four hundred andfifty-four dollars
 - 35. and it's 2.2 million below the Governor's Budget and 2.7 million

Apalo Haring

below what the House Sent over. Ask for a favorable roll call.

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- Question is, shall House Bill 2579 pass. Those in favor vote
- 3. Aye. Those opposed vote Nay. The voting is open. Have all voted
- 4. who wish? Have all voted who wish? Take the record. On that ques-
- 5. tion the Ayes are 54. The Nays are 1. None Voting Present. House
- 6. Bill 2579, having received the required constitutional majority,
- 7. is declared passed. House Bill 2649, Senator Rock. Read the bill,
- Mr. Secretary, please.
- SECRETARY:
- House Bill 2649.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 13. Senator Rock.
- SENATOR ROCK:

14.

16.

17.

18.

21.

22.

- Thank you, Mr. President, Ladies and Gentlemen of the Senate.
- This is the annual appropriation for the Illinois Office of Education,
- both operational and the grant lines in the total amount eight
- hundred and eighty-seven million four hundred thousand dollars. I $19. \,$
- would urge a favorable roll call.
- 20.
 PRESIDING OFFICER: (SENATOR BRUCE)
- Is there discussion? Senator Schaffer.
- SENATOR SCHAFFER: 23.
- Senator Rock, I think, as I recall the way the bill came out 24.
- of committee, unless something has happened...I'd like to point
- 25. out that this does include a rather dramatic increase for bilingual
- 26. and still rather dramatically underfunds the Downstate Transportation
- 27. Fund.

28.

29.

- PRESIDING OFFICER: (SENATOR BRUCE)
- Further discussion? Senator Rock.
- 30. SENATOR ROCK:
- 31.
 Well, there is, in fact, an increase in bilingual. Whether or
- 32. not there is a dramatic underfunding of Downstate Transportation,
- frankly, is subject to some dispute. I don't happen to think that's

the case

- 1. and as a matter of fact, the last amendment that I understand that
- 2. Senator...Senators Buzbee all put on did, in fact, include a
- 3. further increase in downstate transportation.
- 4. PRESIDING OFFICER:
- 5. Further discussion? Senator Buzbee.
- 6. SENATOR BUZBEE:

21.

28.

30.

- 7. Thank you. I guess that we could talk about downstate pupil
- 8. transportation funding all day long because it doesn't make any
- difference how much money you put in there. They're going to still \mathbf{q} .
- say it's not enough and I know that...that directly reflects on
- downstate schools which I represent, but I would like to point out ${\tt ll.}$
- that the amount as now funded for downstate pupil transportation is ${\bf 12.}$
- fifty-four and a half million dollars which, in fact, is two and a
- half million dollars more than the Governor requested in his budget
- and which, in fact, is eight million dollars more than we put in
- there for last year and, in fact, is only four million under the
- State Board's budget request as it originally came out. So, we're
- 17.
- four million under the State Board. We're two million over the ${\bf 18.}$
- Governor and we're eight million over spending of last year so $^{\circ}$ 19.
- we're not in too bad a shape.
- PRESIDING OFFICER: (SENATOR BRUCE)
- $\,$ Is there further discussion? The question is shall House Bill 22.
- 2649 pass. Those in favor vote Aye. Those opposed vote Nay. The
- 23. voting is open. Have all voted who wish? Have all voted who
- 24.
 wish? Take the record. On that question the Ayes are 33. The Nays
- 25.
- are 21. 2 Voting Present. House Bill 2649, having received the ${\bf 26.}$
- required constitutional majority, is declared passed. I'd like to 27.
- thank the...the Senate for their co-operation. We were able to...
- this morning pass or act on $\mbox{ sixty-two bills in seventy-three minutes}$.
- and by staying in your seats we cleared up a lot of business. Gentle-
- men, may I have your attention? There are two Motions in Writing...
- bills that will have to be passed today. The sponsors have no 32.
- objection to having them placed back on the Calendar. Is there 33.

- 1. leave to go to the Order of Motions in Writing? Leave is granted.
- 2. Senator Demuzio has filed a motion... Is Senator Coffey on the Floor?
- 3. Senator Coffey, this is 1062, Senator Demuzio's motion. Senator
- Demuzio is recognized.
- 5. SENATOR DEMUZIO:
- 6. Thank you, Mr. President. Very briefly, on House Bill 1062, we...
- 7. Senator Coffey and I and several others have talked about this bill
- 8. and I don't think there's any objections to having the bill reconsidered
- and put back to the Order of 3rd reading. We had some questions \mathbf{q} .
- about the bill and...would like to see it back in...back on 3rd reading.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Coffey is recognized.
- SENATOR COFFEY:
- Yes, Mr. President and members of the Senate, I'd ask this side 14.
- of the aisle to be in favor of bringing this back to 3rd reading, $15. \,$
- reconsidering the vote.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Coffey...the subject matter of the bill. 18.
- SENATOR COFFEY:
- Yes, this is the bill that passed the other day...includes ${\bf 20.}$
- making sub-surface soil surveys among...for purpose of Department 21.
- of Transportation. What this...what we want to do is bring this ${\bf 22.}$
- back to 3rd reading and then...and then back to 2nd for an ${\bf 23.}$
- amendment. Department of Transportation has agreed upon an amendment
- which will...which will...actually what it will do...there has been
- 25.
 some question on whether the Department of Transportation is going
- 26.
 to be able to come on to the private property without...without
- 27.
 permission...afraid what this bill will do. The amendment that we
- 28. have agreed upon...the Department of Transportation has drew this
- amendment...says in the case of sub-surface soil surveys written
- 30.
- consent by the owner. That's what we are going to change. Now, 31.
- we're afraid that they don't have to have consent. We wanted to make
 32.
 this change...make the...make the bill better and safer for us.
- 33.

- PRESIDING OFFICER: (SENATOR BRUCE)
- The question is on Senator Demuzio's motion to reconsider the
- 3. vote by which 1062 passed. Senator Berning.
- 4. SENATOR BERNING:

1

- 5. Question of the President. Is this bill which passed June 22nd
- 6. still in possession of the Senate.
- 7. PRESIDING OFFICER: (SENATOR BRUCE)
- 8. Yes, a motion was filed on that day and it's been continued
- from day to day until we could get back to this Order of Business.
- $\,$ Motion is on the motion to reconsider. It will require 30 affirmative 10.
- votes. Those in favor vote will vote Aye. Those opposed will
- vote Nay. The voting is open. Have all voted who wish? Have all 12.
- voted who wish? Take the record. On that question the Ayes are
- 55. The Nays are none. None Voting Present. The motion to recon-
- sider is adopted. The bill is on the Order of 3rd reading. Senator 15.
- Coffey asks leave...is there leave to return the bill just reconsidered 16.
- to the Order of 2nd reading for the purpose of an amendment? Leave is $17. \,$
- granted. The bill is on the Order of 2nd reading. Mr. Secretary,
- 18.
- are there any amendments?
- SECRETARY:
- Amendment No. 1 offered by Senator Coffey.
- PRESIDING OFFICER: (SENATOR BRUCE) 22.
- . Senator Coffey is recognized.
- 23. SENATOR COFFEY:
- 24.
 Yes, Mr. President and members of the Senate, this is the
- amendment I just spoke of a few minutes ago. This amendment is
- 26. agreed upon, I think, on both sides of the aisle. The Department
- 27.
 of Transportation has agreed upon it. What it will actually
- 28.
- do is it will add the language and in the case of sub-surface 29.
- surveys written notice...written consent by the owner so the 30.
- owner has given consent for them to come up on their property. I ${\tt 31.}$
- ask for a favorable roll call.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 32.33.

- 1. Is there discussion? Question is, shall Amendment No. 1
- 2. to House Bill 1062 be adopted. Those in favor indicate by saying
- 3. Aye. Those opposed Nay. The Ayes have it. Amendment No. 1 is
- adopted. Are there further amendments?
- 5. SECRETARY:
- No further amendments.
- 7. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 8. 3rd reading. On the Order of Motions House Bill 2410. Senator Bruce.
- 9. SENATOR BRUCE:

11.

31.

- Thank you, Mr. President. We're...ongoing discussions about
- what to do with 2410. I am the sponsor of that bill and filed a Motion ${\bf 12.}$
- to Reconsider and as far as I'm concerned it ought to be reconsidered. $\ensuremath{\mathbf{13}}$.
- There are some questions that have arisen. I would like to return it 14.
- and place it on the Order of 3rd reading and we will take another
- 15. close look at it. I'm understanding the Governor's Office has some
- interest in the bill. We have some interest in the bill and so...
- 17. and the Auditor General has interest in the bill so I would move that
- 18.
 we reconsider the vote by which House Bill 2410 passed this Body
- 19.
- yesterday and have the bill placed on the Order of 3rd reading for $20. \,$
- consideration later today. 21.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 22.
- Heard the motion. Those in favor indicate by saying Aye. Those...
- All right. There is...it's mandated that we have a roll call on this 24.
- issue. Question is shall the Senate reconsider the vote by which
- 25. House Bill 2410 was adopted. Those in favor vote Aye. Those opposed
- 26.
 Nay. The voting is open. Have all those voted who wish? Take the
- 27.

record. On that question the Ayes are 48. The Nays are none. House

- 28.
- Bill 2410 is reconsidered. Senator Bruce. It is now...the bill ${\bf 29.}$
- is now on 3rd reading. Senator Bruce. All right. The bill will ${\bf 30.}$
- remain on the Order of 3rd reading. Do we have leave to go to the
- Order of Resolutions. Leave is granted. Resolutions. Senator Mitch-
- ler, for what purpose do you rise? Just a moment, Senator Mitchler.
 33.

1. SENATOR MITCHLER:

- 2. I'm sorry. Mr. President, on the Order of the Motions there,
- 3. HJR 47...that was cleared with Senator Rock yesterday. That's to
- 4. discharge the Senate Exec and put it on the Secretary's Desk Order
- 5. of Resolutions. Last page, the last item. Page 35. That was cleared
- 6. with Senator Rock yesterday, Mr. President.
- 7. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 8. We'll...we'll go to that Order in just a moment, Senator. We
- 9. are now on the Order of Resolutions.
- 10. SECRETARY:
- Senator Resolution 248 offered by Senator Savickas, Rock and
- all members. It's a Death Resolution.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Consent Calendar. Resolutions.
- SECRETARY:
- Senate Resolution 157, sponsored by Senator Chew. Amendment 16.
- No. 1.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Chew.
- SENATOR CHEW:
- Thank you, Mr. President. Amendment No. 1 changes...it deletes 21.
- the word Legislative Investigating Commission and inserts the word ${\bf 22.}$
- Senate Transportation Committee. I'd ask for a favorable roll call.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there discussion? Question is shall Amendment No. 1 to
- Senate Resolution 157 be adopted. Those in favor...just a moment. 26.
- Senator Buzbee. 27.
- SENATOR BUZBEE:
- Just a question of the sponsor. Does this mean to study the
- gas shortage the Transportation Committee is going to have to go 30.
- to all the OPEC countries to see if, in fact, they are withholding...
- Venezuela, Saudi Arabia and so forth to see if, in fact, they are
- 32. withholding.
- 33.

31.

24.

25.

28.

- 1. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Chew.
- SENATOR CHEW:
- 4. I left that to President Carter. I talked to him this mor-
- 5. ning. He's taking care of the foreign part of it. I'm going to
- 6. take care of Illinois.
- 7. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 8. Is there further discussion? Question is, shall Amendment No.
- \mathbf{q} . 1 to Senator Resolution 157 be adopted? Those in favor indicate
- by saying Aye. Those opposed. The Ayes have it. Amendment No. 1
- is adopted. Are there further amendments?
- SECRETARY:

16.

17.

- No further amendments.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- $$\operatorname{\mathtt{3rd}}...\operatorname{\mathtt{Senator}}$ Chew moves for the adoption of Senate Resolution 15.
- 157. Those in favor indicate by saying Aye. Those opposed. The
- Ayes have it. Amendment 157 is...Senate Resolution 157 is adopted.
- ...Schaffer, for what purpose do you arise?
- SENATOR SCHAFFER: 19.
- Mr. President, to request leave of the Senate to be listed as 20.
- 'chief sponsor of House Bill 2120. I have received permission and 21.
- encouragement from Senator Gitz to assume control of that bill. 22.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 23.
- Is there leave? Leave is granted. Motion in Writing. Senator Mitch-
- ler.

25.

27.

- SENATOR MITCHLER: 26.
- Mr. President and members of the Senate, House Joint Resolution
- 46 is now in the Senate Executive Committee. I would ask leave to
- 28. have the resolution discharged from the Senate Executive Committee
- 29.
- placed on the Calendar Secretary's Desk Order of Resolutions. This ${\bf 30}$.
- is an Illinois Energy Resouce Commission Resolution to study the ${\bf 31.}$
- feasibility and economic and social impact of a mandatory motor emissions ${\bf 32.}$
- inspection program for the State of Illinois.

He granting

PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Is there leave? Leave is granted...Calendar.

2. PRESIDENT:

3. House Bills on 3rd reading. Senator Shapiro, for what purpose

4. do you rise?

5. SENATOR SHAPIRO:

6. Mr. President and Ladies and Gentlemen of the Senate, I would

7. like leave of the Senate to go out of the regular order on the call

of House Bills 3rd for purposes of considering House Bill 2192

followed by House Bill 834. I ask that these bills be held yesterday-

PRESIDENT:

9.

14.

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21.

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32.

33.

You've heard the request. Is leave granted? There is objection.

Senator Shapiro.

SENATOR SHAPIRO:

Roll call.

PRESIDENT:

Roll call has been requested on..on the Senator's motion to go

out of the regular order of business. Is there any discussion? If not, those in favor of Senator Shapiro's motion will vote Aye. Thos

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

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

20. are 41. The Nays are 7. None Voting Present. The motion prevails.

On the Order of House Bills 3rd reading in the middle of page 15 is

House Bill 2192. Read the bill, Mr. Secretary.

23. ACTING STCRETARY: (MR. FERNANDES)

House Bill 2192.

(Secretary reads title of bill)

3rd reading of the bill.

27. PRESIDENT:

Senator Nedza.

SENATOR NEDZA:

Thank you, Mr. President. Under the Illinois Revised Statutes, the Chicago Park District is authorized to issue Park Improvement Bonds up to a limit of three quarters of one percent of assessed

valuation without referendum. This provision was included uniquely.

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and solely for the Chicago Park District in recognition of a special
ı.
     recreational need of a large metropolitan area. The District was
2.
     prepared to issue Park Improvement Bonds in the spring of this year
 ٦.
     to allow for further improvements and to allow for the availability
4.
     of matching funds for Anticipated Urban Park and Recreation Program
5.
     Revenues from grants as established by the Federal courts. On March
6.
     the 14th of this year the Supreme Court decision eliminated the
7.
     Chicago Park District's capability to issue bonds by abolishing the
8.
     Personal Property Tax from the tax base as of January 1, 1979.
9.
     change in the Park District's bonding power from three quarters of
10.
     one percent to one percent of assessed valuation will keep our park
11.
     improvement bonding power limitation the same against the real
12.
     estate valuation with no increase in the tax obligation of real
13.
     estate property owners than existed prior to the Supreme Court
14.
    decision. Previous discussion...there in the 1979 program, there are
15.
     five parts that will incur an expenditure of improvement of 4.9
16.
    million, 1980, nine million, 1981, eight parts of 13.9, children's
17.
     playgrounds...there is twenty-four playgrounds for seven hundred
18.
     thousand. 1984 for 1.2 million. The restoration of eroded athletic
19.
     field areas...there are ten for...1979. There are ten for seven hundred
20.
     thousand. 1980, there are nineteen for 1.2 million. 1981 there
21.
     are 34 for 1.8 million. The pavement areas, there are four parks and
22.
     fifty smaller park sites for 1979 for anticipated expenditure of
23.
    one million. 1980 there are four parks and fifty smaller park sites
24.
     for 1.8 million and in 1981, there are seven for 2.8 million.
25.
     a rather aggressive program, but it's very.. it's needed and I would
26.
     request a favorable call...roll call on this bill.
27.
     PRESIDENT:
```

SENATOR COLLINS:

Question of the sponsor.

PRESIDENT:

28.

31.

32.

33.

Indicates he will yield. Senator Collins.

Is there any discussion? Senator Collins.

ı. SENATOR COLLINS: Senator Nega...Nedza, I'm sorry...How much money did you say 2. that the Park District need at this point? 3. PRESIDENT: 4. Senator Nedza. 5. SENATOR NEDZA: 6. In each particular year, it is a comprehensive program, Senator, 7. and I think you have...in brevity of time, that you have received 8. the same packet that I have and in each of the specific years it' 9. goes from 4.9, nine, thirteen, nine. It...it's a progressive expen-10. diture with the parks. 11. PRESIDENT: 12. Senator Collins. 13. SENATOR COLLINS: 14. To your knowledge has there been any auditing or an investigation 15. of...to account for what the Park District is doing, currently doing, 16. with the monies that they already have? 17. PRESIDENT: 18. Senator Nedza. 19. SENATOR NEDZA: 20. No, Senator, I am not aware of that. My concern is this year 21. and future years to make sure that those...that we...situations that 22. we are objecting to are those that we are addressing ourselves to. 23. I have no indication nor am I aware of anything in past practices or 24. what have you. 25. PRESIDENT: 26. Senator Collins. 27. SENATOR COLLINS: 28. In view of the fact of all of ... 29. PRESIDENT: 30. Senator Collins. 31. SENATOR COLLINS:

In view of the fact of all of the adverse publicity in the media

32.

- 1. in reference to the Park District, the expenditures of funds or the
- 2. misuse of funds or the inadequate...inadequate distribution of
- 3. funds, how can you justify coming in asking for any increase of
- 4. bonding authority or for any...by any means increasing money for
- 5. the Park District in Chicago?
- 6. PRESIDENT:
- 7. Senator Nedza.
- 8. SENATOR NEDZA:
- Because, Senator Collins...because of the fact that there are
 discrepancies and there are in my district and in your district and
 what have you. I'm not addressing myself to what was. I'm addressing
- myself to what I would want it to be and these funds are necessary.
- PRESIDENT:
- All right. Senator Collins, might you conclude?
- SENATOR COLLINS:
- I will conclude, but I see the same administration still ${\bf 16.}$
- exists and that...and it remains the same, not what it was and we 17.
- have made no provision to make sure that anything change in the future. $18. \,$
- PRESIDENT:

24.

25.

27.

- Further discussion? Senator Washington.
- SENATOR WASHINGTON:
- $$\operatorname{Mr.}$ President, an issue such as this makes it abundantly clear 22.
- that we are patently wrong when we put a one minute limit on debate 23.
- because some issues take...
- PRESIDENT:
- I have not...I have...I have not invoked that rule, nor do I 26.
- intend to.
- SENATOR WASHINGTON:
- I appreciate that very much and I won't abuse your...your liberal29.
 ness. It's no secret that one of the biggest scandals that ever
- 30.
 happened in the State and in Chicago are going on right now or being
- 31.
- disclosed right now in reference to the Chicago Park District and I $\ensuremath{\mathbf{32}}$.
- think it's a scandal of the proportions which probably will net the 33.

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l.
     Sun Times a Pulitzer Prize because, frankly, they've divulged things
 2.
     about the Park District which is as bad as it is. I had not the
 3.
     slightest idea it was that bad and it's not new.
                                                       The BGA disclosed
 4.
     more or less the same thing and a year ago the Reporter Magazine
5.
     came out with similar findings about the mismanagement of the Chicago
6.
     Park District and in essence, what has happened in that district is
7.
     that under the control of a very few men, one of the Superintendent,
8.
     Mr. Kelly, they have misappropriated in our eyes, funds, tax funds
 9.
     which have come from the people of the City of Chicago and used that
     money to beef up certain parks in certain areas to the detriment of
10.
     others. Such things as field houses have been a...disproportionately
11.
12.
     built, swimming pools, ice skating rinks, tennis courts, basketball
     courts, the up-keep of softball, all the crafts and arts teachers...
13.
     there's been a systematic discrimination against black and Latino
14.
     neighborhoods and some poor white neighborhoods in the City of
15.
     Chicago. Even here in the General Assembly in the State...in the
16.
17.
     Senate, the Secretary of the Park District has a ward which is divided
     between half black and half white and on the white side the parks
18.
     look like palaces, Taj Mahals and on the black side they look like
19.
    wastelands and cornfields out of Texas someplace. There has been a
20.
     systematic discrimination almost of a conspiratorial nature.
21.
     all read the Sun Times and in a sense you know what? We here are
22.
23.
     responsible for what is happening there with that money and those
     funds because we give the enabling power to the Chicago Park District
24.
     to function. Now they are back here today wanting to increase their
25.
     authorized bond
                        authority...their bond authorization from seven
26.
     five to nine five I think it is or cents per hundred dollars of
27.
     evaluation and claiming that they are going to try to bring about a
28.
     better balance within the Park District. I'm saying to you this, that
29.
     if you give...may I have some order, Mr. President?
30.
    PRESIDENT:
31.
```

I'm saying to you that if you give them this money, you are

Yes.

SENATOR WASHINGTON:

32.

33.

May we...

condoning the discrimination pattern which exists in that park 1. district. The least you can do...the very least you can do is 2. give them some time to clean up that mess. Let them come back in 3. here in November and come back with not...if not clean, but cleaner 4. hands. Their hands are foul. They are funky with racism and dis-5. crimination. They have released many skilled black employees to the 6. point where if you go to a park and you can countenance the lack of 7. facilities, there is no one there to teach you arts and crafts for Я. baseball or anything. It's the kind of discrimination that we always 9. associated with the Deep South and we find it right here in the City 10. of Chicago and we, the Senators in the General Assembly, are partly 11. responsible for it. I submit to you you have no right to give them 12 this bond authority. You should tell them to come back here in 13. November and have Mr. Kelly come down here as we requested that he 14. do and bring Mr. O'Malley in halter or in tow, however he pulls him 15. around, and account to us why they are blowing this money. We pay 16. taxes in the City of Chicago and you know based on the various releases 17. in the press, we pay more Real Estate Taxes than anybody else and 18. they are taking that money and putting it in certain parks to our 19. sufferance. How can you tolerate that? I know the power-play has 20. been put in here tonight...today. I know it. I know the squeeze is 21. on. I know some backs have been scratched. I won't say some palms 22. have been greased, but some pressures have been brought, but I think 23. you ought to lift yourself beyond that and say come back in November 24. and put this pressure down, but today you can't have this money because 25. you owe the taxpaying people in the City of Chicago an absolute right 26. to clean that mess up. Senator Newhouse, Senator Chew, Senator Collins, 27. Senator Hall, Senator McMillan and myself made a very simple request 28. of Superintendent Kelly...come down here and explain this business 29. and they are so arrogant, so ruthless, so used to abusing people that 30. they refused to even answer our note. How can you tolerate that thing? 31. If any Senator in this Floor, any Senator, came to me and said I've 32. asked for a governmental agency to come down here to give accounting

and they haven't done it and I want you to stick with me until they ı. do it, I'd stick to him until Hell freezes over. Would you abandon 2. your colleagues in a case like this? We have an absolute clear case 3. of a pattern of discrimination in the City of Chicago and I think 4. you ought to do something about it. Don't give them this extensive 5. bond authorization today. Tell them to come back here in November 6. and account for every damn word in the Sun Times...account for it 7. and for the money and for the abusive discretion and for the arrogance 8. and for the downright greed which permits them to take our money and 9. spend it as they please. Don't let them get away with this, 10. PRESIDENT: 11. Further discussion? Senator Newhouse. 12. SENATOR NEWHOUSE: 13. Thank you, Mr. President. It's pretty hard to follow what 14. Senator Washington did because he laid it out very well. This bill 15. 1 has very little to do with the improvement of parks...very little. 16. 17. 18. 19. (END OF REEL#2) 20. 21. 22. 23. 24. 25. 26. 27. 28. 29.

30.31.32.33.

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On this side of the aisle, this bill ought to be
 2.
      a total embarrassment. I'm embarrassed for my colleague,
 3.
      Senator Nedza. I'm embarrassed for my colleague, Senator
 4.
      Savickas. I think that they've extended themselves to
 5.
      attempt to get some kind of sanity into this operation.
 6.
      Under no circumstances that I know of, has this General
 7.
      Assembly, generally handed out the money which it purported
 8.
       to guard, without some justification on the part of the
 9.
      those persons, who have come down to ask for it. This is
10.
       the only instance I know. We have asked repeatedly to have
11.
      those Gentlemen who are in charge, Mr. O'Malley, and
12.
      the superintendent of parks, to come down here and tell us
13.
      what has happened to the money. You've been reading the
14.
      series in the newspapers, of what has happened to the parks
15.
      in the City of Chicago. Two of the largest ones in that
16.
      city happen to adjoin my district. I'm through them all
17.
      the time. There is no supervisory personnel, there is no upkeep.
18.
      The parks are deteriorating, they are crumbling, they are
19.
      dangerous. Let me tell you what happened in my park one
20.
      day a couple years ago. A child drowned in the lagoon
21.
      in a park in my district, drowned in the lagoon, that's
      not the end of it. The silt was so heavy they could hardly
22.
23.
      find his body, they had to search. They brought in frogmen
24.
      to find a body in a lagoon, in my park district. That's
25.
      the kind of deterioration we're talking about. I'm not talking
26.
      about any small things. We know this is a very important bill,
27.
      and we know all kinds of trade offers have been made, we under-
28.
      stand that, understand then what you doing, that's all.
29.
      This bill goes much deeper, has more serious implications,
      than appear on its face, and I am ashamed of it, and em-
30.
      barrassed by it. I would hope you would join in turning this bill
31.
      back, and get those people down here to talk about what it is
32.
      they've done with our money in the past. Nobody knows; you don't
33.
```

- 1. know, I don't know, and nobody's going to make it
- 2. accessible to you, unless you get to them at the time
- 3. when they come down here and ask you for more millions
- 4. to do with God knows what. I oppose this bill. I hope
- 5. you'd all join me.
- 6. PRESIDENT:

- 7. Further discussion? Senator Lemke.
- 8. SENATOR LEMKE:
- 9. Mr. President, and fellow Senators. I'm in favor
- of this bill, because I've seen the constructiveness of
- 11. the Chicago Park District. I've seen them put up a new
- fieldhouse, in LaClair Courts, which is ninety percent
- minority, and most people are poor if they're on forty-
- third and Cicero. I've seen them drain the lagoon at
- Douglas Park, and clean out cars and garbage. That doesn't
- come there from the Park District, that comes from people.
- 17. I've seen them take that three years ago put in a new
- beach for people to use, but the people that want to use
- the beach can't use the beach, because there's gangs that
- run around and rob them. We have tennis courts, and when
- they talked there's no programs out of Douglas Park came
- a great olympic star running, Roselyn. She run and she got
- herself a scholarship and she's going on to great things,
- because of the Park District. We're talking about boxers,
- 24.
- we're talking about athletes, we're talking about dancers, 25.
- we're talking about everybody, that has accomplished some-
- thing in the City of Chicago in these neighborhoods, where
- this Park District is needed, because they don't have boys
- clubs, and they don't have private facilities for recreation.
- This is there thing, dirt and silt do not go in the lagoon.
- It accumulates because people throw it in there. In this
- 31.
 bill the lagoons will be cleaned. The money is there for it
- I ask for a favorable vote, so the people in the inner-city
- 33.
 can have recreation programs that will make them...and accomplish

- 1. something that's great. If there's Senators in the
- 2. inner-city wanted to do something for these people,
- 3. they'd see to it that the Boys' Clubs and the YMCA's
- 4. would start putting facilities in there, because the
- 5. Park District is the only place that this youth can
- 6. go and play basketball, or do things. So I ask for
- 7. a favorable vote.
- 8. PRESDIENT:
- g. Further discussion? Senator Netsch.
- 10. SENATOR NETSCH:
- 11. Thank you, Mr. President. I would like to state first
- 12. of all that I intend to vote Yes on this bill, and I would
- 13. like to make it clear also, that I do not consider my Yes
- 14. vote as any condonation of the arrogance or the insensitivity
- or the outright discrimination which in my judgment has
- 16. on many occasions been excerised by some of those in the
- 17. Chicago Park District. I think that is unconscionable,
- 18. but at the same time, it does not solve those problems.
- 19. It does not correct the past injustices, by denying this
- 20. addition to the tax base of the Chicago Park District, so
- 21. that it is further strapped, and it seems to me that, while
- 22. I am very sensitive to some of the comments that have
- been made by Senators Washington and Newhouse, and others,
- that in this case we do now want to, or at least, I do not
- want to bite off nose to spite face and I think for that
- 26. reason it is defensible to vote Yes on the bill, but
- hopefully with a strong message being sent to some people
- who ought to start listening to messages from Springfield.
- PRESIDENT:
- Further discussion? Senator Daley.
- SENATOR DALEY:
- Mr. President, and fellow...fellow Senator. I rise
- in favor of this bill. I think it's been used for its purposes

- l. that people need publicity. I guess they need it, but we 2. has a very, very difficult winter in Cook County, especially 3. in Chicago. There are problems with the snow, problems 4. with dumping the snow in various parks, and I think over-5. all the park district that Kelly, Pat O'Malley, Ted Jones 6. and other board directors has done a outstanding job. Just 7. last November we went through a tax proposition that many 8. people in the City of Chicago voted for, Governor Thompson's 9. Tax Proposition. People are really sending us a message, 10. I think Ed Kelly has done an outstanding job. The good 11. point outweigh the bad points. He's done a good job. 12. All the members of the Park Board, who dedicate their service 13. to the park, the fine park employees, wherever they live, 14. whoever they are, and something doesn't happen overnight. 15. If there's something wrong with the park in your district or 16. my district, it starts many years ago, if you're active in 17. your community, you talk to the park directors, you find out 18. what the young people are doing. So, this isn't done over-19. night. BGA has exposed some of the problems with the parks' 20. financial problems , and in the Sun Times some are valid, but 21. of course, some are not valid, because the pictures were 22. taken during the height of the snow storm. But all the Park District employees, all of them, whoever they are and 23. 24. the future ones, have done an outstanding job. This is a good
- 26. PRESIDENT:

25 👡

27. Further discussion? Senator Chew.

bill. I ask for a favorable-roll call.

- 28. SENATOR CHEW:
- To rise behind my distinguished colleagues here. I don'twant him to ever get the feeling that I'm dignifying his
- 31. remarks. I said in our caucus and I would not vote for
- 32. anything for the Park District, until some satisfaction
- 33. had been in Springfield from Chicago. That commitment stands.

- l. I don't need to go through the ramifications, we all know what 2. the problems are. We understand that politics is an art of 3. compromise, I hope those eight you got on that side would 4. realize what they're doing is something that the people don't want, and whatever you do to this bill, you're not hurting 5. 6. me personally, you're just feathering the nest of those that have totally neglected the Park District for the benefit of 7. self-gain. Namely we have asked for Mr. Kelly and Mr. 8. O'Makley to come down here and explain to us, in simple terms 9. what's going on. They elected to ignore our request, I'm going 10. to elect to oppose what they wanted, it's just that simple. 11. I will not accuse anybody of doing anything. I'm merely 12. saying that the Park District and its Board members sit in 13. that ivory tower and decide what goes on and they'll just say 14. in essence to hell with the legislative process, we'll get 15. it anyway, and I sometimes think they're right. 16.
- 18. Is there any further discussion? Senator Collins.

19. SENATOR COLLINS:

PRESIDENT:

17.

Yes, well I just like to say, and I'll apologize for 20. rising a second time, because I got cut off. Yes, Mr. Kelly 21. has done a fantastic job, I think, but the question is, what 22. kind of job, and for who did he do the job for. For the 23. Democratic machine in Chicago, I'll say he's done a fantastic 24. job. He's taken the money from the Park District and he's 25. hired a patronage army to go out there and have educated them 26. very well, because they spend very little time doing the job 27. that they were hired for, to work the precincts, and that's... 28. they have done a good job, because he can turn in on election 29. day, a higher percentage of the votes, and I say to the people 30. on the other side of the aisle, also, that what you're voting 31. for right now, you're voting for a patronage army to go out 32. an defeat your own part candidates. So, if you want to do that, 33. you go on and do it.

PRESIDENT:

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3.

Senator Savickas.

SENATOR SAVICKAS:

Yes, Mr. President, and members of the Senate. Senator 4. Netsch touched on a very important point. Are we going to 5. cut off our face to spite our nose or cut off our nose to spite 6. our face. It amounts to about the same thing what we hear at the 7. rhetoric here. We're talking not about building patronage armies, 8. or hiring patronage workers, we're talking about instituting 9. that bond program, that in February, the Park District had 10. intended to start, by issuing bonds programs for the reconstruction 11. and revitalization of park buildings that the Sun Times pictured 12. as delapidated. They did not come out and say the these 13. programs were being instituted, that the Park District had 14. recognized any of these problems, and was doing something to 15. do...satisfy these concerns. They did not say that because the 16. tax base was eliminated from our personal property tax, that the 17. Park District could not issue, even though they were ready 18. at that time to issue the twenty-four million dollars to cover 19. these programs, and we're not talking about patronage, we're 20. talking about construction programs. The '79 program, that 21. would include Douglas Park, Fuller Park, Grant Crossing Park, 22. Humboldt Park, Union Park, the 80 program that would include 23. Washington Park, Tulley, Trumble, Sheil, McKinley, Hamilton, 24. Garfield, Cornell, Besimer, Armour, and the '81 program for 25. Aklid, Austin, Avondale, Devorik, Palmer, Pulaski, and West 26. Pullamn. There was no mention of this, this is their program 27. every member on this side received this, they know that the 28. Park District had this program started. They know that this 29. was where the money was going to be spent and the amounts in 30. each park. This program has been developed, it's on the record, 31. it's on paper. Right there where all the money out of the bond 32. issue will be spent, and in which parks, and not for patronage, 33. but for the construction and rehabilation of these buildings and

- facilities. This is what the money is for. When you talk
- 2. about Park Commissioners and they've all done a good job, they've
- 3. all had an interest in what happens in the park. The park
- 4. employees have done an excellent job, as Senator Daley has
- 5. said, there's no question of what they've been doing in the
- 6. park system. It's one of the best systems in the country, it's
- 7. one of the largest. Some of this rhetoric that people what
- 8. to use for campaign issues, and not for the concern of
- g. their individual parks or their neighborhoods. They don't
- 10. care if it ever gets cleaned up, I think. They'd like to
- 11. go in their neighborhoods for these campaign issues and
- 12. spout see I yelled about this, I fought against it, but
- 13. I didn't do a damn thing to solve those problems except yell.
- 14. I think we should pass this bonding authority, let the Park
- 15. District get on what they had planned to do the job, to rejuvenate
- 16. and revitalize these parks.
- 17. PRESIDENT:
- 18. All right, Senator Washington, you'll be up for the
- 19. second time. There are a couple of others who have indicated
- 20. they wish to be heard. Senator Mitchler.
- 21. SENATOR MITCHLER:
- 22. Thank you, Mr. President, and members of the Senate. I've
- 23. been down here now fifteen years, this is my fifteenth year, and
- 24. I'm...I'm going to cast an Aye vote on this and I think I
- should explain why. I haven't been picked off on this side of
- 26. the aisle or anything like that, because if you'll examine my
- 27. record, and much to the dismay of many of my colleagues at
- 28. certain times, I have given full support to the Chicago Park
- 29. District, and I want to tell you why, when I was a little boy
- out in Aurora, my father, his greatest thrill was on Sunday
- afternoon, getting in a 1929 Essexs, he was a factory worker,
- and driving Ogden Avenue, and taking his family into Chicago,
- 33. to Lincoln Park. I used to look at those bears and those lions until I knew everyone of them ever...whether it was shedding or

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I've enjoyed the City Parks and the people in my district
4.
5.
      ever since then, and I remember one time we had five
      Chicago Senators on this side of the aisle down here, and
6.
      when I vote for the Chicago Park District, that I felt
7.
      that I had and indebtedness to them for all the things they
8.
      do for the people in my district, my family when I was a boy,
9.
      and they are continuing to do it, and I can overlook, maybe
10.
      ... I know what patronage you got in the Chicago Park District,
11.
      absolutely, but you make it work, you've got the most
12.
      beautiful skyline, the cleanest parks, and everything for
13.
      the people to go to, and you've never turned anybody away. We've
14.
      got boats in Berman Harbor, and Montrose Harbor, that the
15.
      people don't live in Chicago, you've never turned them away
16.
      when they submit their applications properly. I have the
17.
      highest regard for the Chicago Park District. Now, I've been
18.
      reading some articles in the newpaper telling about the
19.
      deterioration and trying to make the Chicago Park District get
20.
      in this political squabble that's going on in the City of
21.
      Chicago, and I understand it, I've had a little bit in politics
22.
      myself, and I understand why some of these park areas get
23.
      deteriorated. I don't condone or look down on those people
24.
      in that area, but there's reasons if park...let's look at the
25.
      City of Aurora, the City of Aurora in my district is going
26.
      throught a great change. I used to got out to Philips Park, the
27.
      City Park in Aurora, they're out on the east side of Aurora,
28.
      but I wouldn't go out there anymore, that park is deteriorated
29.
      into a bunch of trash. Why somebody with a shotgun just the other
30.
      day shot one of the monkeys in the cage right in the face. Now,
31.
      can you imagine that, and that's out in Aurora, in my district.
32.
      You think I'd go out into those parks. So you see, some of
33.
      the problems you get in some parks you have in the same place, but
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or what it was doing, but that's...that's the type of

family that he held us together, we went in there and

enjoyed your City Parks, in the City of Chicago, and

l.

2.

- 1. it's the people. Now, Ray Moses, when he had that park,
- 2. when I used to go ice skating out there at Philips Park,
- 3. a great guy. He handled people like I get handled when
- 4. I relate myself to the Chicago Park District, and I've had
- 5. occasions to go to the Chicago...
- 6. PRESIDENT:
- Senator, will you...
- SENATOR MITCHLER:
- g. ...Park District, but I want to let you know why, and I
- 10. think when you look at the Chicago Park District, I know
- 11. you got patronage, but you make the system work, and that's
- 12. what the people want, a system that works, and under Richard
- 13. J. Daley, when he was...mayor he really made it work, and I
- hope that your mayors, whoever you have, will make the system.
- 15. work. Thank you.
- 16. PRESIDENT:
- 17. Further discussion? Senator Nimrod.
- 18. SENATOR NIMROD:
- 19. Thank you, Mr. President, and Ladies and Gentlemen
- 20. fo the Senate. I was born and raised in Chicago, and I can
- 21. tell you that the Park District of Chicago has seen some ethnic
- 22. communities, individuals be able to find a home and a place to
- grow up and to enjoy, some real beauty. When we do things of
- 24. bonding, we're doing things for a long term, and it seems to me
- that, if we do have a problem, and I concur and agree we have
- a serious problem. that we have other legislative means to
- 27. address this problem and not through...trying to stop bonding
- 28. and try stop the growth of a particular facility that is made
- 29. Chicago and the State of Illinois, have the most beautiful skyline
- and have the most beautiful shoredrive of a resort area and
- attract visitors to our great city anywhere in the whole United
- States if not the world. Forty -five miles of beaches and parks.
- 33. It's unmatched anywhere in the entire world, and for us to allow it to deteriorate would be as much of a crime as it is to allow

- 1. our whole highway system to deteriorate in the State of
- 2. Illinois. I think that what we got to do is be sensible
- 3. and responsible. If there are problems, I'm sure there
- 4. are many of us, and you can count on me, that if you put
- 5. in a resolution to call for having this legislature, this
- 6. Senate to go out and find out facts to address the problems
- 7. that you're concerned about, I will join you, but it should
- 8. not be done through this kind of a vehicle. I'm going to
- 9. support it because I believe in the concept and I believe
- 10. that the Park District has to grow, and it's a very vital
- 11. part of not only the City of Chicago, but the State of Illinois.
- 12. PRESIDENT:
- 13. Further discussion? Senator Ozinga.
- 14. SENATOR OZINGA:
- No, I believe that television time has run out now,
- 16. so I would move the previous question.
- 17. PRESIDENT:
- 18. Is there any further discussion? Senator Washington
- 19. for the second time.
- 20. SENATOR WASHINGTON:
- Very briefly, Mr. President. I...I find it mildly
- 22. disturbing that certain...certain spoonfed Senators try
- 23. reduce a legitimate complaint and observation to something
- 24. like publicity gimic and campaign rhetoric. You know damn well
- 25. it's more than that, this is basic and fundamental and I think
- 26. it should be discussed that way, and those of you who didn't
- 27. even have to work to get here, just walked in or looked across
- 28. a dinner table and said daddy I want to be a Senator, had better
- 29. think twice before they start criticizing someone who had to
- 30. fight like hell for everyting he got. If the shoe fits wear
- it, I didn't mention you or even allude to you.
- PRESIDENT:
- 33. Senator Washington.

1. SENATOR WASHINGTON:

2. They say the parks are in neglect, yes, they're in 3. neglect. They've been in neglect for years, what's happening 4. there didn't happen yesterday. This pattern has gone on 5. for years in Chicago, there has been total neglect. They pull 6. workers and personnel out of the parks and the black and Latino communities. They've refused to put the equipment in 7. there to keep the parks up, they've even failed to plant Ω. grass. Yes, the lagoons get pitched with silt, you're supposed 9. to clean them out, they haven't bothered to clean them out. 10. They have no facilities in these parks, these parks didn't 11. deteriorate by themselves, it's over a period of time and 12. systematic neglect that they're in a position that they're 13. in. Someone said Chicago works, well I'll be damned if it 14. I've been there over fifty years, I haven't 15. seen it work. It may work for some people in certain communities 16. like Bridgeport, it may work there, it doesn't work in West 17. Englewood, it doesn't work in Woodlawn, it doesn't work in 18. Lawndale, it doesn't work in South Shore, it doesn't work incall 19. those black communities that pay inordinate amounts of 20. taxes, but don't get anything back but a lot of rhetoric and 21. a lot of smart ass talk from people who haven't done a damn 22. thing to get here. 23.

24. PRESIDENT:

25. Further discussion? Senator Newhouse.

SENATOR NEWHOUSE:

26. Thank you, Mr. President, and...Ladies and Gentlemen of 27. the Senate. I simply want to nail down very firmly what the 28. issue is here. There was some discussion of how the parks have 29. been abused by people with all the innuendo and implications 30. that held. It's unfortunate. There was in the paper this 31. morning, on page 3 of the Sun Times, an article in which an 32. interview was carried over with Mr. O'Malley, and what Mr. 33. O'Malley had to say was that taking the park police out of the

ı. ...out of the parks and merging with the city police, was 2. a big mistake, because that's when the deterioration of the 3. parks began, and I assume what he was saying then, was that the 4. security had been fairly lax. If you combine the lack of 5. security, with the absence of supervisory personnel, yes there will be abuse of the park systems, and I don't know 6. where anyone get the notion that a silt build up is caused 7. by throwing trash in a lagoon. The lagoons silt, the silt 8. They need to be dredged. The issue here is quite ٩. clear. What is happening is that we're about to give a huge 10. chunk of unsupervised money to a system which has been accused 11. of a serious abuse, of the spending of those funds. We normally 12. when that happens ask people to come before us to explain. 13. would be no serious harm, no serious harm, if this measure were 14. put over until the Fall, and give ... and the organization given 15. the opportunity to come down here and tell you exactly what 16. it's doing, give you the answers to the questions that an 17. awful lot of other people have been unable to get, including 18. the newspapers. Let us not confuse the issue, this bill and 19. the implications of it are far reaching and serious, and 20. shamefull. 21.

PRESIDENT: 22.

23.

All right. Senator Lemke.

SENATOR LEMKE:

24. I take exception with Senator Washington when he talks 25. about Lawndale, because I think of Lawndale as Douglas Park 26. and improvements have been put in there greatly and we have 27. some great programs there. We got swimming pools, and beaches. 28. I take exceptions when you throw in the Lation community, be-29. cause we have some of the greatest Latino parks and participants 30. in boxing and baseball, and crafts, some of the greatest artists 31. come out of our parks, so I take exception when you talk about our 32. area, because the Park District works, these kids would have no 33. other place to go. The only thing is, it's for a political

- 1. springboard, they want to go against the Park Districts
- 2. and ruin them from improvements. This is not that, this
- 3. is a thing...we need this money to keep the park structures
- 4. in process. So, when people turn against their own people,
- 5. that we're trying to help, because of political reasons, they
- 6. ought to be examined, they ought to go out like Senator
- 7. Nedza and play baseball with the teams. I...he was out
- 8. there, you ought to go by like the mayor and stop by and
- 9. see these baseball teams play and get out with these people
- 10. in the parks, instead of sitting down here and sitting in their
- 11. own things and trying to talk about political reasons. The
- 12. people want you to participate with them and to get with them
- and play baseball, and football, and do things, that's what they
- want, and that's what's important, and that's why we need
- parks, and that's why we need this money to make improvements.
- 16. I ask for a favorable vote.
- 17. PRESIDENT:

- 18. Further discussion? Senator Nedza may close the debate.
- 19. SENATOR NEDZA:
- Thank you, Mr. President. I'm not going to argue with
- my colleagues of inequities, to whomever the fault shall
- lie. The problem that we face here is how do we correct, and
- there is a very aggresive program. I think to all of my
- colleagues who have raised objections, we are responsible leg-
- islators, individuals, that there is a program. We talk about
- going to November, November...the construction season, which is now,
- host of improvements that are to be made in 1979. Those are the
- programs that we should go out into our districts and make sure
- that these programs are, in fact, being used. The people are
- the losers, and those are not the ones that we are to be
- responsible to, to curtail a program or some facilities to them.
- '79 is here, we will be leaving here this week, we have an expenditure, there's a program you all are in receipt of this

- 1. program. We go back into our districts and make sure
- 2. the damn things are being done. I ask for a favorable
- roll call.
- 4. PRESIDENT:
- 5. The question is, shall House Bill 2192 pass. Those in
- 6. favor will vote Aye. Those opposed will vote Nay. The voting
- 7. is open. Have all voted who wish? Have all voted who wish?
- 8. Take the record. On that question, the Ayes are 33, the Nays
- 9. are 20. 1 Voting Present. House Bill 2192, having received
- 10. the constitutional majority is declared passed. Senator Lemke
- 11. moves to reconsider the vote by which House Bill 2192 has
- 12. passed. Senator Carroll moves to lay that motion upon the
- 13. Table. All in favor signify by saying Aye. All opposed. The
- 14. Ayes have it. The vote is reconsidered. Senator Shapiro pursant
- 15. to your successful motion, we will now move to the Order...
- 16. on the Order of House Bills 3rd reading, page 7...yes, Senator
- 17. Newhouse for what purpose do you rise?
- 18. SENATOR NEWHOUSE:
- 19. Thank you, Mr. President. On the Secretary's Desk is a
- 20. motion which I have just delivered, and I would like to ask
- 21. for suspension of the rules and immediate adoption of the motion.
- 22. I would like to explain it.
- 23. PRESIDENT:
- 24. Senator Newhouse, has moved to go out of the regular order
- of business to the Order of Resolutions. Is leave granted? There
- 26. is objection. There is objection. Senator Newhouse has moved
- 27. to go out of the regular order of business and go to the Order
- of Resolutions, and he has moved...Senator Newhouse.
- 29. SENATOR NEWHOUSE:
- May I...may I give you an idea of what the resolution is
- 31. Mr. Chairman. We just passed out a bill for the Park District.
- 32. We've gotten no protection from the abuses that existed in the
- 33. past. The whereas clause of this asks the General Assembly to ask for the immediate resignation of O'Malley and of Kelly. That

- 1. ...the petition the mayor of the City of Chicago to take over
- 2. the Park District, or rather...petition the mayor to move
- 3. promtly to appoint responsive board members of the Chicago
- 4. Park District, and ask the General Assembly to study a
- 5. recommendation to the City, that the City of Chicago take
- 6. over the Chicago Park District. That's the whereas.
- 7. PRESIDENT:
- 8. All right, Senator your motion to suspend the rules
- 9. to go to that order of business will, of course, require
- 10. 30 affirmative votes. Is there any discussion? If not,
- 11. those in favor of Senator Newhouse's motion will vote
- 12. Aye. Those opposed will vote Nay. The voting is open.
- 13. Have all voted who wish? Have all voted who wish? Have
- 14. all voted who wish? Take the record. On that question, the
- Ayes are 11, the Nays are 28: 1 Voting Present. The motion
- fails. On the Order of House Bills 3rd reading, the middle
- of page 7, is House Bill 834. Read the bill, Mr. Secretary.
- 18. SECRETARY:
- 19. House Bill 834.
- 20. (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDENT:
- 23. Senator Martin.
- 24. SENATOR MARTIN:
- Yes, House Bill 834, now contains a number of bills. First
- of all, it provides a new absentee voting procedure. It requires
- that election authorities must count all absentee ballotsreceived
- before the close of the polls, but are toolate to be delivered
- to the polls. This has been a problem, especially in Cook, and
- this problem is corrected by the bill. It requires an official
- canvas, at least, every two years to remove the names of people
- who have moved or died since that last registration. By amendment 32.
- it now, requires cancelled registration files to be held for ${\bf 33.}$
 - two years, there's a technical amendment, there's a requirement

- 1. on nominating petitions for State Senators and State Rep-
- 2. resentatives, there is also an amendment about computer list
- 3. with County Clerks Office. These are now all part of this
- 4. bill. The bill initially and I would assume still had the
- 5. support of the Cook County Clerk, because it does...part
- 6. of the bill does affect him. It had the support of those
- 7. I think, interested in the...election procedure. It is a
- 8. bill that I think I can ask your support on. I think, all the
- 9. amendments are fair within it. They all have been looked at,
- 10. and I would ask your help in passing the bill.
- 11. PRESIDENT:
- 12. Further discussion? Senator Rhoads.
- 13. SENATOR RHOADS:
- Thank you, Mr. President, and members of the Senate.
- Yesterday I offered an amendment to this bill, which would have
- been consistent with the House sponsor's desire. I thought it
- 17. was only fair that since the amendment was...removed in committee
- by mistake, that it should be placed back on the bill, and the
- Chairman of the committee was agreeable to that procedure. How-
- ever, on the merits of the amendment, what it, in fact, does is
- double the signature requirement: for independent candidates for
- the General Assembly, from a minimum of five percent up to a
- minimum of ten percent and a maximum of sixteen percent of the
- 24. total vote cast. In my district this would mean, for example,
- that an independent candidate for the General Assembly who
- wanted to run against me and the Democratic nominee would need 26.
- nine thousand signatures. This does seem to be somewhat
- prohibitive. In addition, the signature requirement for party 28.
- nominees is doubled from the current one half percent up to
- one percent. The problem with the computer tapes, that was
- an eminently fair bill, but when it stood on its own it
- was a meritorious bill, when it was sponsored eariler in the 32.
- Session by Senator Schaffer, but the other defects in the bill ${\bf 33.}$
 - make this bill not worth supporting.

- 1. PRESIDENT:
- Any further discussion? Senator Newhouse.
- 3. SENATOR NEWHOUSE:
- 4. I just want to say Mr. President, and Senators. I find
- 5. the juxta position of these two bills very interesting.
- 6. The Park District bill followed by this. It seems to me to place
- 7. an unconscionable load upon people who want to run for public
- 8. office, and I would resist the bill.
- 9. PRESIDENT:
- 10. Further discussion? Senator Knuppel.
- 11. SENATOR KNUPPEL:
- 12. As I recall, this bill has to do with absentee ballots,
- 13. and it creates a lot of problems in my downstate counties,
- because of delivery time, and I have a letter, I just sent one
- 15. of the pages to photostat, because I didn't realize it was
- 16. going to...we were going to go to it out of order. I'd like
- 17. to have it taken out of the record until I can talk to Senator
- 18. Martin, because we did talk about this bill. I have a letter
- 19. here from...a law firm in Peoria with reference to it, pointing
- 20. out some of the deficiencies in this legislation. I'd ask that
- 21. it be taken out of the record, that we come to it the same way
- 22. we come to the other bills...it comes to me as a suprise and
- 23. it's been taken out of order.
- 24. PRESIDENT:
- 25. Well, it was, in fact, part of Sentor Shapiro's motion
- 26. when we were on roll call on that motion, that we would go to
- 27. 2192, and then 834. Is there any further discussion? Senator
- 28. Martin to close...Senator Netsch.
- 29. SENATOR NETSCH:
- I don't quite understand what you got, Gentlemen, but in
- 31. any event the computer tape part of it I don't find all that
- 32. significant in one way or the other. I do feel that the...the
- against extra part of it which has to do with the increasing of the petition requirements is absolutely unconscionable.

1. PRESIDENT:

- 2. Any further discussion? Senator Marting may close.
- 3. SENATOR MARTIN:
- I would...I would just add, so there is no confussion,
- 5. those requirements were in the original bill, that's not
- 6. an addition, any juxtaposition is there. It's a funny
- 7. place down here, and bills sometimes get in an odd position.
- 8. I will tell you this has been my bill from the beginning, I allowed
- 9. the amendments on it, I think the base bill is good, the
- 10. amendments are good. It can stand on its own and I would
- 11. even suggest for those who wondered about the bill, they might
- 12. want to check the roll call to see how the sponsor voted, and
- 13. then they might see they should check a bill on its merits.
- 14. PRESTDENT:
- 15. Senator Knuppel.
- 16. SENATOR KNUPPEL:
- 17. Well, I've tried to point out to the Senator that there's
- 18. technical difficulties with the bill, and if she insists on
- 19. going ahead, the hell with it, then there'll be technical
- 20. difficulties, there'll be lawsuites. It's...it's not..it
- 21. doesn't do the thing it's supposed to, its got some technical
- 22. difficulties. I asked her to take it out until I can talk to
- 23. her about it. I've got a letter from a law firm in Peoria, and
- 24. they point out some of the technical defects of the bill.
- 25. PRESIDENT:
- 26. Senator Martin has closed the debate. The question is, shall
- 27. House Bill 834 pass. Those in favor will vote Aye. Those opposed
- 28. will vote Nay. The voting is open. Have all voted who wish? Have
- 29. all voted who wish? Take the record. On that question, the
- 30. Ayes are 41, the Nays are 14. None Voting Present. House Bill
- 31. 834, having received the constitutional majority is declared passed.
- 32. All right, with leave of the Body we'll move to the Order
- 33. of House Bills 3rd reading, where we left off last night, and that

- 1. is on page 17. On the Order of House Bills 3rd reading,
- 2. House Bill...Senator D'Arco on 2547. On the Order of House
- 3. Bills 3rd reading, House Bill 2547. Read the bill, Mr. Secretary.
- 4. SECRETARY:
- 5. House Bill 2547.
- 6. (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDENT:
- Senator D'Arco.
- 10. SENATOR D'ARCO:
- 11. Thank you, Mr. President. We started on this bill yesterday.
- Hopefully we'll finish it today. What this bill does, it
- 13. creates the Illinois Insurance Exchange and it is a new concept
- and what it provides is, that a group of people can come to-
- gether as subscribers, form syndicates and have exchange brokers
- 16. bid on insurance risks that are brought before the Exchange, if
- 17. the premium amount is in excess of fifty thousand dollars. There
- was a question about unemployment, I mean Workmen's Comp. insurance.
- 19. If no one else is writing Workmen's Comp. insurance, because
- they are not involved in that particular area of insurance, an
- offer can be made to the Exchange to write Workmen's Comp.
- insurance. There was a question about malpractice insurance. If
- there's a...no one else is writing malpratice insurance, that
- type of insurance can also be brought before the Exchange. It's
- a way of insuring risks that the insurance companies will not
- themselves insure. I ask you to support this bill. I think it's 26.
- a good idea, and I would ask for a favorable vote.
- PRESIDENT:
- Senator Geo-Karis.
- SENATOR GEO-KARIS:
- Mr. President, and Ladies and Gentlemen of the Senate.
- I too support the bill...we heard in our committee. The purpose 32.
- of this exchange is to provide a means of writing insurance risks, 33.
- which up to now have had to go to Lloyds of London. Lloyds writes an

- 1. estimated two billion dollars in annual premiums from American
- 2. ...sources, plus a U.S. reinsurance volume of approximately
- 3. six and a half billion dollars in 1978. The only other similar
- 4. facility to this bill, was established this year in New York.
- 5. I think this would be a good thing. It's a step in the right
- 6. direction, to keeping some of the American dollars here, within
- 7. the State of Illinois, and within this country, and I urge your
- 8. support of this bill, because I do think it's a very interesting
- g. and new concept, but it's not any newer than Lloyds of London,
- 10. and it takes a little time, of course, but I think it has great
- 11. merit.
- 12. PRESIDENT:
- 13. Further discussion? Senator Rupp.
- 14. SENATOR RUPP:
- 15. Thank you, Mr. President. The idea behind this is excellent
- 16. it's fine and it does work if it's properly organized. I think
- 17. we're going ninety miles and hour here, and I think we're going
- to pass the corner and have to back up. The thing that I would
- 19. just...finally say is, that if I were Senator D'Arco's agent,
- 20. I would not place his insurance in this particular facility, right
- 21. at this time.
- 22. PRESIDENT:

- Futher discussion? Senator Berman.
- 24. SENATOR BERMAN:
- Thank you, Mr. President. I rise in support of the bill.
- 26. I want to point out that not only is this a, I think a very
- 27. exceptional opportunity for the...for the legislature to under
- 28. take a new venture that can be very important to the future
- 29. business growth of the State of Illinois, but it will not take
- away existing business. One of the requirements for business to
- be placed under this exchange is an affidavitthat the broker was
- unable to procure the policy or contracts required to protect the
- property or risk described in the affidavit from companies authorized to transact business in this State. In other words, it's unplacable

- 1. coverage, that will be the subject matter of this exchange.
- 2. That's what Lloyds is and that's what this exchange will be.
- 3. I think it's going to be very important to the prosperity of
- 4. the State of Illinois. I urge an Ave vote.
- 5. PRESIDENT:
- 6. Further discussion? Senator De Angelis.
- 7. SENATOR DE ANGELIS:
- 8. Thank you, Mr. Preisdent, and memberpersons of the Senate.
- g. I had some concerns in committee about disregarding two
- 10. aspects of a liquidity and scope. The liquidity aspect
- was resolved by the limitations put upon the amount of risks.
- The scope is still rather broad, however, I think this is innovative,
- creative, and it offers an opportunity for insurance that doesn't
- currently exist, and I would there...offer my support.
- PRESIDENT:
- Further discussion? Senator Collins.
- SENATOR COLLINS:
- Question of the sponsor.
- PRESIDENT:
- He indicates he will yield. Senator Collins.
- SENATOR COLLINS:
- Senator D'Arco. Senator D'Arco.
- PRESIDENT:
- Senator Collins.
- SENATOR COLLINS:
- What consumer groups are supportive of this legislation, if 26.
- any?
- PRESIDENT:
- Senator D'Arco.
- SENATOR D'ARCO:
- I had a letter from Senator Epton, explaining how all of the 31.
- major brokerage and firms from New York and around the country 32.
- support the idea, and I would think that the...consumer..I don't 33.
- know. When you say consumer groups, many people in the industry

- l. are very supportive. They think it will generate a lot
- 2. of revenue for the State of Illinois, that will not be
- 3. generated otherwise, in fact, it would generate at least
- five million dollars the first year in operation. 4.
- would, in fact, create many jobs for people who would 5.
- work at the Exchange, and it would not hurt the premium 6.
- that the consumer pays for any type of insurance coverage 7.
- that he presently has. In fact, it will probably help 8.
- that situation. 9.
- PRESIDENT: 10.
- Senator Collins. 11.
- SENATOR COLLINS: 12.
- ... not answer my question, I don't guess you are going to. 13.
- PRESIDENT: 14.
- Further discussion? Senator Bowers. 15.
- SENATOR BOWERS: 16.
- Will the sponsor yield to a futher question? 17.
- PRESIDENT: 18.
- He indicates he'll yield. Senator Bowers. 19.
- SENATOR BOWERS: 20.
- The question I have concerns the scope of the writing 21.
- of insurance here, I guess more than anything else. A state-22.
- ment has been made on the Floor by Senator Berman, that these were 23.
- in effect, otherwise, uninsurable projects that are going to 24.
- be insured. How...what's in the bill that says that? Why? 25.
- couldn't they write any kind of insurance they want? Keeping 26.
- in mind this is a partnership, and neither a mutual company
- 27.
- nor a corporation, with assests that we've talked about in 28.
- other insurance areas. 29.
- PRESIDENT: 30.
- Senator D'Arco. 31.
- SENATOR D'ARCO: 32.
- Well, there is nothing in the bill that says that, you 33. know, to be...it...it...no, what it says is that they can write

- 1. an insurable risk that has an excess...an excess of fifty
- 2. thousand dollar premium, and then they can sign an affidavit
- 3. to the effect that if no one else will insure a particular
- 4. type of risk that would otherwise be insurable and less than
- 5. the fifty thousand dollar premium amount they can also engage
- 6. in writing that risk. New York has a hundred thousand
- 7. dollar premium limitation. This is a little less, give them
- 8. a little more leverage to writing that type of insurance.
- 9. PRESIDENT:
- 10. Further discussion? Senator Ozinga.
- 11. SENATOR OZINGA:
- Well, as an insurance broker, I suppose I should declare a
- conflict, however, I do think that this is a good bill, and
- a step in the right direction. I agree with Senator Rupp, it's
- probably an advanced new concept, but if you'll remember back
- about five, six, seven years ago, we had one heck of a problem
- trying to solve the malpractice situation, and I personally believe
- that this would be one of the instances where this could come
- into the picture. I kind of favor this idea, and I think it's
- 19. Into the picture. I kind of favor this idea, and I think it's
- a good bill.
- PRESIDENT:

- Further discussion? Senator Rupp for the second time.
- SENATOR RUPP:
- I think that's one of the...that points up one of the 24.
- weaknesses that I've been trying to stress. Five years ago when 25.
- these other problems did come up, Lloyds of London did exist,
- and has existed for a hundred years, and yet there was no market
- for that particular type of coverage. This market is one, and
- we do have somewhat of that type thing in some of the..hard and
- 29.
- difficult place to place risk, but there is no control over the ${\bf 30.}$
- rates, the rate is designed almost for every individual risk. This ${\bf 31.}$
- is...as I say I still agree with the idea, I do think we're going ${\bf 32.}$
- too fast, we have not had public hearings on this. I don't think $\ensuremath{\mathfrak{33}}$.
 - there's been enought input in this. I don't think it's been brought

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l.
      out enough. I ask for a No vote.
2.
      PRESIDENT:
3.
           Senator D'Arco may close.
4.
      SENATOR D'ARCO:
5.
           Thank you, Mr. President. I would... I would emphasize
6.
      that all the risks that are involved that are written by
7.
      Lloyds of London on insurable risks in the United States,
8.
      this will give the Insurance Exchange of Illinois an opportunity
9.
      to bid and to write on those risks that where Lloyds of London
10.
      has cornered the market for fifty years, and no one else can
      write those risks, because there is no other Exchange. It's
11.
      a new idea, and let's give it a try, and see what happens.
12.
      Vote favorably.
13.
      PRESIDING OFFICER: (SENATOR SAVICKAS)
14.
           Question is, shall House Bill 2547 pass. Those in favor
15.
      will 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 49, the Nays are
18.
      4. 1 Voting Present. House Bill 2547, having received the
19.
      constitutional majority is declared passed. House Bill 2562.
20.
      House Bill 2563. House Bill 2564, Senator Sangmeister. Read
21.
      the bill, Mr. Secretary.
22.
      SECRETARY:
23.
           House Bill 2564.
24.
                ( Secretary reads title of bill )
25.
      3rd reading of the bill.
26.
      PRESIDING: OFFICER: (SENATOR SAVICKAS)
27.
           Senator Sangmeister.
28.
      SENATOR SANGMEISTER:
29.
           Thank you, Mr. President, and members of the Senate.
30.
      This bill as properly laid out on your Calendar, is a bill
31.
      that many of us have felt has...long time been coming in the
32.
      State of Illinois. This bill as it indicates will remove the
33.
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sales tax on food and drugs for this State. I would state to you

1. that there are twenty states now that exempt food from sales tax in the United States, and forty which exempt it from 2. prescription and non-prescription medicine and drugs. There 3. 4 . isn't much time in a minute's to debate to explain this bill in its entirety and I'll leave that...the time to answer any 5. questions. I personaly feel that it would be fiscally ir-6. responsible to attempt to do this in one year in the State 7. of Illinois, and this bill does not do that at all. Ω. bill phases-out the sales tax on food and medicine over a 9. perid of approximately four Fiscal Years. There has been 10. some charges that the State of Illinois cannot afford this 11. type of legislation. I would like to answer that because I 12. think that will be the one big argument against the bill. 13. figures that we have, and I'm sure everybody has figures whether 14. they're from the Department of Revenue or from our respective 15. staffs, or the Economic and Fiscal Commission, but the figures 16. that we got that we think are very reliable are that the 17. total cost of this program will be probably somewhere around 18 at the final year, six hundred and sixty million dollars, and 19. that includes a hold harmless or remimbursement to our local 20. governments for any sales tax they may loose, which comes 21. off in the last year of this program. The first year we 22. anticipate somewhere around only forty-seven to possibly fifty 23. million dollars. We feel that over the past seven years the 24. General Fund Revenues from both State and Federal sources have 25. increased on an average of four hundred and forty-six million 26. dollars per year. The increase from State sources only has 27. averaged three hundred and seventy-five million dollars per 28. year. What I'm saying to you is there will be sufficient growth 29. in revenues in the State of Iliinois to more than adequately support 30. this kind of program. As you know the Governor has already 31. indicated his feelings on this bill, I hope that those feelings 32. are premature. I would like to say to you that back in 1977, 33. when he was interviewed by Illinois Issues, the Governor of the

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1. State of Illinois had the following to say on this issue,
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- 2. "There is constant pressure to remove the sales tax on food
- 3. and drugs." The Governor says, and I certainly agree with
- 4. hem, "sales eax is regressive, and to remove the tax is
- 5. a worthy, social goal." In all fairness in that article
- 6. he went on to say, "but the revenue loss in removing the tax
- 7. on food and drugs is about three hundred and forty million,
- 8. we even anticipat it to be more than that, however, we do not
- q. think there has to be any increase in income tax or has to
- 10. be no increase at all in any taxes. There are plenty of
- 11. revenues flowing into the State of Illinois and will be on
- 12. the average that I have stated for the past year will be
- there to suppor t this program." We support a favorable vote.
- 14. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 15. Is there further discussion? Is there leave for Channel
- 16. 20, and Channel 3 to film? Leave is granted. Sepator Wooten.
- 17. SENATOR WOOTEN:
- Thank you, Mr. President. Just briefly, we've...we talk
- about tax relief. This is tax relief, every hour of every day,
- every place in the State, to all classes of citizens. You don't
- have to fill out a form, you don't have to hire an army of
- bureaucrats to administer it. It's right there, every time
- you have a transaction. It give the poor the greatest break
- because all most all their money is spent of food. I think it
- is the kind of tax relief every legislator in Illinois can get
- behind, and don't let anybody fool you, by phasing it in, looking
- at the growth in revenue you know we can afford it. This is
- the only kind of tax relief we should go after this year, and
- I think that you'll find we can afford it, it will relief us of one
- of the most regressive forms of taxes we have. I think it's an
- excellent bill, and I hope we get a unamious vote on it.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Buzbee.
 - SENATOR BUZBEE:

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ı.
           Thank you, Mr. President. I... I rise in support of
2.
      this bill. I know of the Governor's opposition to it, his
 3.
      threat to, in fact, veto it if it reaches his Desk. I think
4.
      this is a very same sensible approach to a problem that
      many of us have talked about in our campaigns for years, about
5.
      reducing or eliminating sales tax on food and drugs. The
6.
      elimination of one cent per year, over the five year period,
7.
      seems to me to be the best way to go. Now, the total fiscal
8.
      impact in the last year on the State Treasury will be somewhere
9.
      in the neighborhood of five hundred million dollars. That's
10.
      big dollars, but I would point out to you that in our inflationary
11.
      economy, with the increase that we're getting from income taxes
12.
      and so forth, we're more than growing that size each year, in fact,
13.
      one of the things that the Governor is most embarrassed about
14.
      right now, and this being June the 27th, is, I think, what
15.
      ever day it is, close to the end of June, he's trying desperately
16.
      to prepay anything that he can out of next years FY'80...
17.
      or rather is trying to prepay anything he can for July's
18.
      bills out of June's treasury balance, because the budgetary
19.
      balance right now, the checkbook balance is much, much, higher
20.
      than Doctor Mandeville, had indicated in the budget book. The
21.
      various funds that we use in this State, that normally the
22
      excess of those funds are then given over to the General Revenue
23.
      Fund, those funds are growing by leaps and bounds to the
24.
      embarrassment of the Governor, because we're not in near as
25.
      bad of shape as he had said we were in. So, this is the same
26.
      sensible approach we can afford this at the State level, and
27.
      it starts to indicate to the taxpayers back home, this onerous
28.
      tax, which has burdened them for years, that we intend to re-
29.
      move it from you. We intend to, in fact, keep faith with your
30.
      vote for the Thompson Proposition last November, when you said
31.
      that you wanted us to limit taxes and eliminate taxes. Well
32.
      Governor, we're giving you the opportunity here, to show that,
33.
      in fact, that's what you want to do also, because we're going
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- 1. put this on your Desk, and say to you let's give some
- 2. meaningful tax relief, where it is needed the most.
- 3. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 4. Members we have the following members that have sought
- 5. recognition, so we understand where we're sitting, Senator
- 6. Berman, Knuppel, Maragos, Shapiro, Maitland, McMillan, and
- 7. Davidson, in that order. Senator Berman.
- 8. SENATOR BERMAN:
- g. Thank you, Mr. President, and Ladies and Gentlemen of
- 10. the Senate. Each house of the General Assembly this Session
- 11. has probably passed out a dozen or more tax relief
- 12. measures. The beauty of this bill, unlike almost every other
- 13. piece of legislation, is that it does not require an accountant,
- 14. it does not require an lawyer, it does not require forms, in
- 15. order to the tax relief that the people of this State of
- 16. Illinois have been clamoring for. Everytime they go to the
- 17. grocery store they get the tax relief. Everytime they go to
- 18. the pharmacy they will get the tax relief, and I invite every-
- one in this Chamber, not only to vote green, but to join with
- 20. every person in the State of Illinois after we put this bill
- on the Governor's Desk, every person of the State of Illinos
- 22. except perhaps a few rich people, to join in coming to the
- Governor's Office and explaining to him the beauty and the
- merit and the responsibility behind the passage of House Bill
- 25. 2564.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- 27. Senator Knuppel.
- 28. SENATOR KNUPPEL:
- 29. Mr. President, and members of the Body. There's no reason
- that any human being in a free country ought to have to pay
- tax on necessities, this has been apparent for a long, long
- time. Many of you weren't here in 1971, I introduced bills to
- remove the sales tax on food and drugs, and they were defeated
 - in committee on the basis that they would betoo hard to administer $% \left(1\right) =\left(1\right) \left(1\right)$

- 1. at the cash register. The newspaper today, now defunct, ran
- an extensive survey at that time, and it showed that a great
- 3. great majority of the people felt that these were unfair
- 4. taxes, and they sent a little lady down here to testify and
- 5. a classic picture was made while she was testifing, some
- 6. cute guy caught...caught me in a pose a the hem line...of
- 7. her hemline at the time micro minis were in great demand,
- 8. but I tell you this, that this is not a new idea, but it's
- 9. an idea that's been recognized, could have been put in
- 10. force a long time ago. I'm glad to know that the Democratic
- 11. members of the this Body realize that.
- 12. PRESIDENT:

- Senator Maragos.
- 14. SENATOR MARAGOS:
- 15. Mr. President, and members of the Senate. I proudly add
- 16. my name to the supporters of this bill, because ten years ago
- when I first came to legislature I had sponsored a bill to .
- 18. take the sales tax off of food and medicine. Unfortunately
- 19. the powers to be did not allow it, and the Governor at that
- 20. time had stated that he would not support it, because he put
- 21. his own income tax on at that time. All of us know that the
- price of food is one of the basic causes of inflation in this
- 23. country, as well as energy. We also know, that many people
- 24. with fixed incomes especially the elderly, and the ones with
- 25. small...young families, have a tough time fighting their battles
- 26. to provide adequate food...on their tables. It's high time that
- 27. we, in the legislature and in this State of Illinois, gave those
- 28. people some relief, at least, in the form of the tax that they
- 29. pay for that food, and for those necessary medicines. We've
- talked many times in our Revenue Committees and in our
- Revenue discussions that we should limit taxation on our con-
- stituencies, I think this is one form of tax limitation that
- all of us should support, because it is basic and easily ad
 - ministered. I ask for your support, I'd be very proud to be a

- l. member of those supporting this bill.
- 2. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 3. Senator Shapiro.
- 4. SENATOR SHAPIRO:

- 5. Well, Mr. President, and Ladies and Gentlemen of the
- 6. Senate. As has been stated before, this is not an entirely
- new idea. It has been before the General Assembly many times 7.
- over a period...long period of time, and I would like to point 8.
- out to the Body, that on August 28th, 1975, when the State 9.
- of Illinois enjoyed its last Democratic Governor, and at a 10.
- time when the State could certainly afford it, Senator's 11.
- Carroll, Bruce, Chew, Donnewald, and Knuppel, voted in committee 12.
- to kill a Republican bill sponsored by Senator Philip, which 13.
- would have eliminated the sales tax on food and medicine, but 14.
- that bill was even better than what is being proposed here, in 15.
- that it would have replaced the Revenue lost with a one cent 16.
- increase in the sales tax on other items. I just wanted to bring 17.
- that up for the information of ... of the Body, in order that 18.
- they may assess this bill, as objectively as they did in 1975, 19.
- but the bill as before us, really lacks the definition of what is 20.
- food. It does go ... state though, that food for human consumption 21.
- which is to be consumed off the premises where it is sold, other 22.
- than alcoholic beverages, and food for immediate consumption, 23.
- is exempt from the sales tax. Now, under this definition, does 24.
- that mean a very large grocery store or supermarket where there 25.
- is adelicatessen, and a person buys a sandwhich for immediate 26.
- consumption, and does that mean that he pays the tax on it, or 27.
- does it...and doessit also mean that the food...other items in 28.
- that sandwhich, which are sold separately are exempt from the 29.
- tax, and again what is the definition of food. Presumably,
- candy is not food, yet in some states, according to the testimony 31.
- that has been before us over the years, from states that have 32.
- it, the definition of food turns on the amount of sugar, that 33.
 - happens to be in the item, and when a elborately packaged food item

- ı. comes through, what is taxable and what is not? Is: the packaging
- 2. taxable, yet it's included in the price of the item, yet a
- 3. package is not food, obviously, whereas the food contents, is.
- 4. That is just another problem. I could go on, and on, with items
- that point up how poorly this bill is drafted, and how really 5.
- ...well not exactly senseless but at this point in time, with 6.
- the limitation that it go into effect January 1st, 1980, and 7.
- that there are not more precise definitions in it, that the 8.
- rules and regulations are going to require a lot of copy, but
- the point I want to make in bringing out the fact, that the 10.
- definition of food, is not in the bill, and other things, is 11.
- that we become...subjected to taxpayers of the State to being 12.
- assessed taxes by the checkout girl at the cash register. She 13.
- will be the one making the determination as to whether a item 14.
- is taxable or whether it is not. I think the bill is unwarranted 15.
- it is way too costly at this particular point in time, and I think 16.
- it should be defeated. 17.
- PRESIDING OFFICER: (SENATOR SAVICKAS) 18.
- Senator Maitland. 19.
- SENATOR MAITLAND: 20.

26.

32.

- Thank you, Mr. President, and Ladies and Gentlemen of the 21.
- Senate. Very briefly, Senator Shapiro has touched upon many 22.
- of the subjects that I wanted to address, but let me simply say 23.
- to you that there is no free ride. Governmentcosts money, we 24.
- all our the benefactors of this Government. In many cases this 25.

is the only place where people can, in fact, contribute back to

- the Government that is serving them. I think this is important 27.
- consideration, and we have to remember. There simply is no free
- 28. ride. I believe the people who are on some form of subsistence 29.
- need to contribute back to our Government. I resist this for 30.
- this reason. One more point, I think it's important for us to realize 31.
- sometime down the road, we're going to have to provide some kind of
- relief in this area for senior citizens, but there's a problem with this 33. bill, this is roughly a fifth of the sales tax that we collect and we

simply cannot afford it. I would therefore resist the bill.

32.

33.

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PRESIDING OFFICER: (SENATOR SAVICKAS)
l.
          Senator McMillan.
2.
      SENATOR McMILLAN:
3.
          Mr. President and members of the Senate. I've always
4.
      wondered why the advocates of this kind of tax relief didn't
5.
      come forth with two bills. One to take the sales tax off of
6.
      medicine, which I think is highly justifiable and then a separate
7.
      one to...try to take the sales tax off of food. I don't know
8.
      how anybody could oppose taking the sales tax off medicine.
9.
      But it's always coupled with taking the sales tax off of
10.
      what the rich benefit from much more than the poor, because
11.
      this would take the tax off of filets, this would take the tax
12.
      off of expensive imported foods, this would take the tax off of
13.
      lots of things that are very expensive and include a lot of
14.
      high priced maid service that's really for the convenience of
15.
      people who have money and who don't want to work to get the
16.
      food prepared. At the same time that this tax is going to
17.
      be taken...off, if this succeeds, I would just remind everybody
18.
      ...that the person that...who has to pay the bill at the
19.
      check-out counter isn't really going to benefit, because
20.
      probably on this very same day, you're going to sock the
21.
      companies that...that bring food to your supermarket with
22.
      almost a doubling of their tax and then the poor taxpayer you're
23.
      trying to...to see relieved, he's going to end up paying it
24.
      only he won't realize he's doing it because it's going to
25.
      be hidden in the expenses of the supermarket and the expenses
26.
      of the businesses that are in the...in the food processing
27.
      and distribution work.
28.
      PRESIDING OFFICER: (SENATOR SAVICKAS)
29.
          Senator Davidson.
30.
      SENATOR DAVIDSON:
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touched on part of what...the points I wanted to make. All of

Mr. President and members of the Senate. Senator Maitland

- 1. you, everyone of you at one time or another in this Senate,
- 2. have talked about government services got to be paid for
- 3. by those who receive it, police protection, fire protection,
- 4. lighting, et cetera. Most of the people that you're saying
- 5. are bearing an unfair burden under the sales tax, the only
- 6. time they ever pay any kind of cost for government services is
- 7. when they pay a sales tax. The other point talked about elderly,
- 8. everyone of you who were here in '75 voted for the bill which
- 9. I sponsored which gives the supplemental cash relief to those
- 10. people sixty-five or disabled who are making ten thousand dollars
- 11. or less, the estimated return to them by them applying for the
- 12. sales tax on food and drugs and medicine, they have relief,
- 13. all they have to do is exercise it. And let's talk about those
- 14. people who...make more than ten thousand, if they're making
- 15. more than ten thousand, elderly or retired, they're better
- 16. off than most of the people who are working forty hours a week
- 17. and raising one, two, three, four, five kids. Let's be honest,
- 18. this is a good political bill to be for and political dynamite
- 19. to be against. But each and everyone of you are going to say
- 20. you got to give money to the local government for the service
- 21. for police, fire, lighting, et cetera. Think about it and vote
- 22. No
- 23. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 24. Senator Carroll.
- 25. SENATOR CARROLL:
- 26. Thank you, Mr. President and Ladies and Gentlemen of the
- 27. Senate. I rise in support of this legislation having been
- 28. a sponsor of it when I was in the House. Senator Shapiro
- 29. mentioned that I did not support the approach in 1975 and
- he's right, I did not, and I wouldn't today. I would not
- 31. support the approach of taking the sales tax off of foods
- 32. and adding it to everything else so that those we are seeking
- to help endup getting hurt. That makes no sense, I might

- 1. say, no sense at all. We talk about how much money the State
- 2. can afford to spend and we talk about the fiction book, for
- 3. example, we spend forty-five thousand dollars to print that
- 4. has no meaning whatsoever. There's not a figure in there
- 5. that's valid anymore, Doctor Bob has said it, said it time
- 6. and time again. We know that there is some three hundred,
- 7. four hundred, five hundred million available, we don't know,
- 8. Dr. Bob won't tell us, he was off painting his house all
- 9. week. We know that it's a lot more though than what was
- 10. in that fiction book of extra money available, here and
- 11. now, in the Treasury. We are not a profit making business,
- 12. we should not be a profit making business. As California
- 13. taught us, there is no reason for State government to attempt
- 14. to be a profit making business. So let's put the money where
- 15. it belongs. Put it into the programs that need to be funded
- 16. and give back to the people through meaningful relief, the
- 17. monies we need not, need not, need not raise. We see...Dr.
- 18. Shapiro talked about definitions, what is food? What's a
- 19. bus? Does anybody in the room not know what a bus is? What's
- 20. the light on a bus? Does anybody in the room not know what
- 21. the light on a bus is? Let me read to you, however, what
- 22. the administration says, the rooftop of a bus is. The major
- uppermost portion of a bus body that is flat in a fore and aft
- 24. direction. This program...
- 25. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator...we'd appreciate it if you'd bring your remarks
- 27. to a close.
- SENATOR CARROLL:
- 29. All right. The strobe lamp, a vehicular signaling device
- 30. that generates flashes of lights by the inducing of intermittent
- flows of electricity through a gas, now, who's kidding who.
- We are proposing as the Democratic side of the aisle, a, a,
- a meaningful piece of tax relief legislation, not a hundred
- 34. bills, not a thousand bills, one bill to produce relief where

- 1. it is needed most with monies we have and can afford.
- 2. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Moore.
- 4. SENATOR MOORE:
- 5. Thank you, Mr. President, members of the Senate. Mr.
- 6. President, members of the Senate, Senator Shapiro alluded
- 7. to the point, but I don't think he came out strong enough.
- 8. This is politics as usual. You know, it's very interesting
- 9. to see that all Democratic Senators are cosponsors of this
- 10. bill. Now, it isn't too often that we have party line bills
- 11. here, but we do have some and this happens to be one of them.
- 12. All the Democrats are going to vote for this bill and it's
- 13. going to pass. And it's going to go down to the Governor's
- 14. Office and it's going to be Vetoed because of the irresponsibility
- 15. of not replacing the four hundred and ninety-three million
- 16. dollars that the General Revenue Fund is going to lose.
- 17. Now, let's be honest with it, let's get on with the roll call.
- 18. You fellows over there pass this bill, send it to the Governor,
- 19. he'll Veto it, over here we either vote Present or we'll vote No
- 20. and we can get on with the business of the Senate. Thank you,
- 21. Mr. President.
- 22. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 23. Senator Hall.
- 24. SENATOR HALL:
- Thank you, Mr. President and Ladies and Gentlemen of the
- 26. Senate. As Senator McCarthy would say, there's been so many
- 27. good things said, that some of them need repeating, but I
- 28. won't do that. But, you know, there's two things they say
- 29. that we are sure of and that is death and taxes. Now this
- 30. is a time to get rid of taxes. I've been here for a number
- of years and something I've been waiting to do was to be
- able to vote on this type of legislation. It's one of the
- greatest things you could do today, Gentlemen and Ladies and

- 1. I'd ask your most favorable vote for 2564.
- 2. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 3. Senator...Regner. For what purpose does Senator Graham
- 4. arise?
- 5. SENATOR GRAHAM:
- 6. I'd...first of all, I'd like to say that the best place
- 7. to make your campaign speeches is back in the district.
- 8. Second of all, I'd like to know what happened to the...
- 9. Donnewald rule today and I'd like to move the previous
- 10. question.
- 11. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 12. Senator Graham moves the previous question, but before
- 13. he does, we have Senator Regner, Netsch, Philip, Mitchler,
- 14. Collins, DeAngelis, Bloom, Ozinga, Demuzio and Gitz. Does
- 15. anybody else wish to have their light on now? Senator Regner.
- 16. Senator Regner. Senator Regner refuses. Senator Philip.
- 17. SENATOR PHILIP:
- Thank you, Mr. President, Ladies and Gentlemen of the
- 19. Senate. I would remind the other side of the aisle that
- when I was a freshman Senator in this Body I did have that proposition.
- There was a new Comptroller in those days and he did a lot
- of work on how to replace it and we came up with a one cent
- increase in sales tax which amounts to some three hundred
- and...three hundred and fifty million dollars. But you have
- one little flaw. There are some cities downstate, their
- wholesale base is one supermarket and when you take the
- sales tax off of food, what you do, you blow their whole
- sales base. In our bill, in our proposal, we had a hold-
- harmless, where they could come to the State of Illinois
- and apply for that tax money for two years until they could
- bring their...local taxes up, you haven't provided for that.
- And I'm just wondering, Senator Sangmeister, in your own
- district, how many small towns like Frankfort perhaps, ${\bf 33.}$

- 1. ...has one supermarket, it's the biggest thing in town, their
- wholesale base is derived from that and you're blow them right
- 3. down the chute.
- 4. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 5. Senator Mitchler.
- 6. SENATOR MITCHLER:
- 7. Mr. President and members of the Senate. The thing that
- 8. I like about this is that it's estimated four hundred to five
- 9. hundred million, I don't know how much, but that is going to
- 10. remain with the people. Now the cost of government will
- 11. always rise to meet whatever tax funds are available. The
- 12. only way you can give tax relief to people and cut down
- 13. the cost of government is to cut down taxes. Now, I haven't
- 14. seen any legislation in this Session or many past Sessions
- 15. as cutting down. We keep telling them that, but evidently
- 16. this would leave five hundred million with the people. And
- 17. that's what they're asking for, that's what I like about the
- 18. bill, whether it comes on sales tax or whatever it comes on.
- 19. Now, I have one thing that I don't think has been answered.
- 20. The sales tax which really is...Retail Occupation Tax, as
- 21. we all know, but it's five percent and four percent comes
- 22. to the State. Maybe I'll direct this to Senator Sangmeister
- 23. and he can answer it. Four percent comes to the State, one
- 24. percent is collected by the State, but rebated back to the
- 25. cities and the counties. Now, how are you providing for
- 26. that? Are the counties and the cities going to lose...that
- 27. revenue that they anticipate? And I think it should be
- 28. explained so it's for the record of everybody, how that's
- 29. replaced to the counties and the municipalities and the
- 30. State really is only losing four percent...of that amount.
- 31. Thank you.
- 32. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 33. Senator DeAngelis.

- 1. SENATOR DEANGELIS:
- 2. Mr. President, very quickly, Senator Wooten and all the
- 3. proponents of the so-called regressive sales tax theory, I
- 4. would like to see where your vote is going to be when that
- 5. same regressive sales tax is going to be used to fund the
- 6. RTA.
- 7. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 8. Senator Bloom. Senator Ozinga. Senator Demuzio. Senator
- 9. Gitz.
- 10. SENATOR GITZ:
- 11. Mr. President, I'll be extremely brief. The only thing
- 12. I would say is it's a real tragedy that we're debating
- 13. this bill today, a real tragedy, because this should have been
- 14. done a long time ago.
- 15. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 16. Is there further discussion? If not, Senator Sangmeister
- 17. may close debate.
- 18. SENATOR SANGMEISTER:
- 19. Well, just briefly, I know you want to get to the roll
- 20. call, but please let me answer a...a few allegations. It's
- 21. been brought to my attention that in the budget book, the
- 22. Governor laid out that there would be a hundred and thirty-
- 23. six million surplus this year and as of today, we have three
- 24. hundred and thirty-seven million, six hundred and seventy-nine
- 25. thousand in that fund. So there are plenty of funds now and
- as I projected in my opening remarks to carry us all the
- 27. way through. Also would like to remind this General Assembly.
- 28. that we felt strong enough to give two hundred million for
- 29. sales tax relief for the manufacturers on machinery and equip-
- 30. ment. If we can do that for them, I think we could do something
- 31. for the people of this State. I predict to you that if you
- 32. spend a hundred dollars, a hundred dollars a week for food,
- which obviously is fifty-two hundred dollars a year, this,

- in it's end result will be a tax savings to you of two hundred
- 2. and sixty dollars, two hundred and sixty dollars. This is
- 3. certainly without question, meaningful tax relief for the
- 4. people of this State, they can understand it. Now, on behalf
- of the House sponsor, Clarence Darrow and Woods Bowman and
- 6. others and myself, if this bill should pass, we are now asking
- 7. that the people of this State that believe in this legislation,
- 8. send your grocery receipts to the Governor of the State of
- 9. Illinois, circle the sales tax on food on the bottom of them
- 10. and let them know whether or not he should Veto this bill.
 - 11. I ask for a favorable vote.
 - PRESIDING OFFICER: (SENATOR SAVICKAS)
 - The question is shall House Bill 2564 pass. Those in
 - favor will vote Aye. Those opposed will vote Nay. The voting
 - is open. Have all voted who wish? Have all voted who wish?
 - Take the record. On that question the Ayes are 37, the Nays 16.
 - are 12, 7 Voting Present. House Bill 2564 having received
 - the constitutional majority is declared passed. Senator 18.
 - Rock.
 - SENATOR ROCK:
 - Thank you, Mr. President. Having voted on the prevailing 21.
 - side, I move to reconsider the vote by which this bill was 22.
 - passed.
 - PRESIDING OFFICER: (SENATOR SAVICKAS)
 - Senator Rock moves to reconsider. Senator Carroll moves
 - to Table that motion. All those in favor indicate by saying
 - Aye. Those opposed. The Ayes have it. The motion is Tabled.
 - House Bill 2566, Senator Netsch. Senator Netsch. Read the
 - bill, Mr. Secretary.
 - SECRETARY:
 - House Bill 2566.
 - (Secretary reads title of bill)
 - 3rd reading of the bill.

- SENATOR NETSCH:
- 2. Thank you, Mr. President. This bill has no fiscal impact.
- 3. It is what is generally described as a truth in taxation bill.
- 4. It makes use of the existing procedures for publication of...
- 5. local government budgets and requires that where one such
- 6. budget is to result in an increase in property taxes that
- 7. that information also must be included in the regularly
- 8. required published notice of the hearing on the budget and
- appropriation.
- 10. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 11. Is there further discussion? Senator McMillan.
- 12. SENATOR McMILLAN:
- 13. Mr. President and members of the Senate. I support the
- 14. concept of...of truth in taxation and the concept of...of
- 15. people having to be notified when those taxes are going to
- 16. increase and I'm not sure that this bill actually does as
- 17. good a job as it's designed to. There are two problems
- 18. with...that I'd like to point out. Perhaps it should be
- 19. passed and the Governor should have a chance to improve
- 20. upon it, but they're basically two problems. Number one,
- 21. the budget of a lot of local units of government and the
- 22. levy of a lot of local units of government are not required
- 23. to be connected and it's very clear that they could have
- 24. a hearing on the budget, but that the levy, which is really
- 25. the thing that we ought to be getting at, is...is disconnected.
- 26. At the same time, it's also possible that that budget for a
- 27. given year might be quite high and the levy, because people
- 28. know that they're sensitive to taxes, would leave the levy
- 29. somewhat lower. But the way that this bill is written, the
- 30. next year they wouldn't even have to have a hearing...if their
- 31. taxes are going to be increased, unless it would be higher
- than the budget. So there...it's a bill that's intent is
- good, I don't believe it's nearly as sound as the bill that

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- this Body voted out. I would hope that when it passes that
- 2. the Governor would amend it to make it really meaningful
- 3. since there is not the connection that there really ought
- 4. to be for some units of government between the levy, which
- 5. is the thing that puts the bite on you and the budget, which
- 6. in those districts is something that may be just for publicity
- 7. purposes.
- 8. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 9. Is there further discussion? If not, Senator Netsch
- 10. may close debate.
- 11. SENATOR NETSCH:
- 12. Thank you. For a number of reasons, which I suspect no
- 13. one is terribly interested in right now, I think this is a
- 14. better approach than the earlier approach, Senator McMillan.
- 15. The only point I would specifically respond to is that I
- 16. think the critical time really is the time at which the
- 17. appropriation ordinance itself is adopted. That's when
- 18. you really determine what the property tax rate is going
- 19. to be and that is what this bill is directed to. To a
- 20. considerable extent, it's too late if you wait until the
- 21. time of the levy itself. That is one of the advantages, I believe, of
- 22. this bill over the earlier one. I would seek your support.
- 23. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 24. The question is shall House Bill 2566 pass? Those
- 25. in favor will vote Aye. Those opposed vote Nay. The
- voting is open. Have all voted who wish? Have all voted
- 27. who wish? Take the record. On that question the Ayes are
- 28. 46, the Nays are 3, 1 Voting Present. House Bill 2566, having
- 29. received the constitutional majority is declared passed.
- 30. House Bill 2567, Senator Maragos. Read the bill, Mr. Secretary.
- 31. SECRETARY:
- 32. House Bill 2567.
- 33. (Secretary reads title of bill)

- 3rd reading of the bill.
- 2. PRESIDING OFFICER: (SENATOR SAVICKAS)
- (Machine cut-off)...Maragos.
- 4. SENATOR MARAGOS:
- 5. Mr. President and members of the Senate. House Bill 2567
- 6. is another step in giving the taxpayer an opportunity to know
- 7. what he is being taxed for or what she is being taxed for in
- 8. the real estate field. This bill...give more information and
- 9. states that the county treasurer, when he issues the bill,
- 10. will give a better breakdown, a more detailed breakdown
- 11. on the second installment bill showing the rate for each
- 12. taxing body. The assessment, the multipliers, their equalized
- 13. assessment and the difference in the taxpayers tax for each
- 14. taxing Body. This will give more information to the taxpayer
- 15. and gives them...more understanding what his local government
- 16. is about and I ask for your support.
- 17. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 18. Is there further discussion? Senator Davidson.
- 19. SENATOR DAVIDSON:
- 20. Mr. President and members of the Senate. I rise in
- 21. opposition to this bill because it doesn't do any more than
- 22. what's already...present tax bills will do for you. This is
- 23. going to be a mandated expense which we're laying onto
- local government without sending any money to it. You're
- 25. going to add three columns of figures, you're going to mandate
- 26. this county treasurer to do this additional work, we're sending
- 27. no money with it. And any county treasurer, and there's a
- 28. good many of them that do not have electronic equipment is
- 29. going to have even a bigger item, but most importantly, the
- 30. information that you want to gain on these three additional
- 31. columns is already on the tax bill now. What was levied
- 32. last year, what you paid, what you are going to pay this year
- 33. and what's extented to this year is already on the tax bill.

- 1. Now we don't have to spoon-feed everybody, they'd be able
- 2. to sit down with a pencil and paper and substract numbers
- 3. one from the other, that's what we're spending two billion
- 4. dollars a year to educate them to do. This is a needless
- 5. expense, it's going to cost county government additional
- 6. numbers and the County Treasurer's Association is opposed .
- 7. to it and I urge you to vote No 'cause it doesn't do anything.
- 8. PRESIDING OFFICER: (SENATOR SAVICKAS)
- g. Is there further discussion? Senator Berning.
- 10. SENATOR BERNING:
- 11. Thank you, Mr. President. I too, like to point out that
- 12. this is an unnecessary mandate. It's altogether within the
- 13. prerogative of the treasurer to do this now, if, with the
- 14. concurrence of the county board, their...combined consensus
- 15. is that it's desirable and they can afford it. To mandate it,
- 16. in my opinion, is totally wrong particularly at this time when
- 17. you have already taken action now, or we have taken action
- 18. which was...is going to impinge on the available dollars at
- 19. the disposal of the counties. I would suggest that this
- 20. be rejected in spite of what there may be, in some degree,
- 21. a laudable objective, but it's not necessary.
- 22. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 23. Is there further discussion? If not...Senator Collins.
- SENATOR COLLINS:
- 25. I rise in support of this bill. I think that any effort
- 26. that are made to give the taxpayer a little more knowledge
- 27. about what their taxes is all about and why there is an
- 28. increase in their...taxes is a...is a help so that many of
- 29. the people who lose their property or who have difficulty
- 30. paying for their taxes could at least be able to plan a
- 31. little to pay their tax bill. And also know that they
- 32. are expecting to...to receive an increase in their taxes
- 33. upon the second installment. Because once they get the
- 34. bill, there's no indication there at all to tell them

- 1. or for them to anticipate what the increase is all about. So
- 2. any effort to give them some additional information, I think
- we should support it.
- 4. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Is there further discussion? If not...Senator Davidson,
- 6. for the second time.
- 7. SENATOR DAVIDSON:
- 8. I'm sorry to rise the second time, but there's no
- 9. possible way there's going to be a change or an increase
- 10. from the first installment to the second installment on
- 11. the real estate taxes, now that's a lot of hogwash. Now
- 12. you can't change the tax bill after it's already been sent
- 13. out. All this is going to do is cause three extra columns
- 14. to go on a tax bill and that County Treasurer in Cook County
- 15. is going to be most upset. You can't change the tax levy
- 16. or the amount of money from the first installment to the
- 17. second installment. When that bill is sent out, it's done,
- 18. unless you go to the Board of Review for a correction of
- 19 a mistake.
- 20. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 21. Senator...Grotberg.
- 22. SENATOR GROTBERG:
- 23. Mr. President and members of the Senate. In...in opposition
- 24. to this bill, robody's mentioned that it's another mandate on
- 25. the cost of local government to go through and create a lot
- 26. more paper for people who should do as I do and carry at all
- 27. times in my wallet the stubs from my last four years' taxes,
- 28. because mobody believes Legislators pay taxes either. We make
- 29. ...we make it so easy for people that they can't even remember
- 30. where they keep their tax stubs, they should be ashamed of
- 31. themselves for not being up-to-date with the system. I think
- 32. it's a lot of extra work for nothing.
- 33. PRESIDING OFFICER: (SENATOR SAVICKAS)

- Senator Carroll.
- 2. SENATOR CARROLL:
- 3. Just to answer Senator Davidson and I recall about two
- 4. or three years ago, we even had to pass legislation to make
- 5. sure it was permissible. Senator Davidson, in Cook County...
- 6. Senator Davidson, in Cook County the first bill, by law, is
- only half of last year's bill. It is marked an estimate.
- 8. It is not the tax bill, but rather an estimate based on
- 9. half of last year's bill. It is the second bill...that's right,
- 10. and that's the point. It is the second bill that is the billing,
- 11. not the first installment. So it is not true that once the
- 12. first installment goes out you know what the tax bill is.
- 13. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 14. Is there further discussion? If not, Senator Maragos
- 15. may close debate.
- 16. SENATOR MARAGOS:
- 17. Mr. President and members of the Senate. The main difference
- 18. that this bill will...this law will make, if it's passed, is
- 19. that there will be a difference in the taxpayer's tax for
- 20. each taxing body as compared the prior year, and that'll give
- 21. them that information and Senator Davidson this is annually,
- 22. it's not between installments. As it was pointed out by
- 23. Senator Carroll the first installment is an estimate and there-
- 24. fore it's not going to be in that bill, it's going to be on
- 25. the second bill that comes out every year which is your final
- 26. installment and that's where this information will be and it
- should belong. I ask for a favorable vote.
- 28. PRESIDING OFFICER: (SENATOR SAVICKAS)
- The question is shall House Bill 2567 pass. Those in
- 30. favor will vote Aye. Those opposed vote Nay. The voting is
- 31. open. Have all voted who wish? Have all voted who wish?
- 32. Savickas, Aye. You want to vote Savickas Aye? Thank you.
- Take the record. On that question the Ayes are 41, the Nays

- 1. are 16, none Voting Present. House Bill 2567 having received
- 2. the constitutional majority is declared passed. House Bill
- 3. 2569, Senator Bruce. Read the bill, Mr. Secretary. Hold...
- 4. for what purpose does Senator Bruce arise?
- 5. SENATOR BRUCE:
- 6. In a discussion I had with certain members of the govern-
- 7. ment, we agreed to hold this, but I would only do so if we
- , 8. had leave to come back to it when we work out a few compromises.
 - g. Is there leave...to that?
- 10. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 11. You've heard the motion. Is leave granted? Leave is
- 12. granted. House Bill 2590, Senator DeAngelis. Read the bill,
- 13. Mr. Secretary.
- 14. SECRETARY:
- 15. House Bill 2590.
- 16. (Secretary reads title of bill)
- 17. 3rd reading of the bill.
- 18. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 19. Senator DeAngelis.
- 20. SENATOR DEANGELIS:
- Thank you, Mr. President and members of the Senate. You
- 22. guys have all heard of a dog bill, this is it. This bill...
- 23. what this bill essentially does...it forces three things. One
- 24. is the immunization of all puppies sold, two, prevents their
- 25. sale before they're eight weeks old and third, requires all
- dog dealers to keep records on the origin and sale of all
- 27. dogs. I move for its favorable passage.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- 29. Is there further discussion? If not, the question is...
- Senator Buzbee ...
- SENATOR BUZBEE:
- This...this is just an example, Mr. President, of why
- I said the other day I was willing to Table all of my silly
- 34. bills if everybody else would Table all their silly ones.

- 1. This is one of the silliest ones I've ever seen.
- 2. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 3. Is there further discussion? Senator Geo-Karis.
- 4. SENATOR GEO-KARIS:
- 5. Mr. President and Ladies and Gentlemen of the Senate.
- 6. At the risk of...repeating myself, this is not such a
- 7. goofy bill. This relates to people who palm off dogs
- 8. as pedigreed and they're not and people, other people, pay
- 9. good prices for them. We've had many instances of that
- 10. in my area and I think it's a very good bill to regulate
- 11. the crooks who intend on selling dogs that are not pedigreed
- 12. and palm them off, as I said, as pedigreed dogs. And that's
- 13. quite a big business.
- 14. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 15. Is there further discussion? If not, Senator DeAngelis
- 16. may close debate.
- 17. SENATOR DEANGELIS:
- 18. Thank you, Mr. President. There are approximately two
- 19. thousand dog dealers in Illinois. The sale and breeding
- 20. of dogs is extremely big business and many people have been
- 21. robbed in buying dogs that are not either immunized or are
- 22. not what they said they were. I move for the passage of
- 23. Senate Bill...or House Bill 2590.
- 24. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 25. The question is shall House Bill 2590 pass. Those in
- 26. favor will vote Aye. Those opposed will vote Nay. The
- voting is open. Have all voted who wish? Have all voted
- 28. who wish? Take the record. On that question the Ayes are
- 29. 45, the Nays are 4, none Voting Present. House Bill 2590,
- having received the constitutional majority is declared
- 31. passed. House Bill 2595, Senator Nash. Senator Egan.
- 32. Senator Egan.
- SENATOR EGAN:
- 34. Thank you, Mr. President and members of the Senate. In

- 1. deference to my seatmate, Senator Buzbee, in whom I am
- 2. singularly proud, I move to re-refer this bill to the
- 3. Committee on Revenue.
- 4. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 5. You've heard the motion. All those in favor...to recommit
- 6. House Bill 2595 to committee signify by saying Aye. Those
- 7. opposed. The Ayes have it. House Bill 2595 is recommitted
- 8. back to the Revenue Committee. Wait...Senator Maragos, for
- g. what purpose do you arise?
- 10. SENATOR MARAGOS:
- 11. All right...he's got the...I want to know if he had
- 12. the consent of Mr. Nash, Senator Nash to do this, because...
- oh, all right...was it you, Senator Egan? I didn't know who
- 14. it was, I want to find out. Thank you.
- 15. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 16. House Bill 25...2613, Senator McLendon. Read the bill,
- 17. Mr. Secretary.
- 18. SECRETARY:
- 19. House Bill 2613.
- 20. (Secretary reads title of bill)
- 3rd reading of the bill.
- 22. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator McLendon.
- SENATOR MCLENDON:
- Mr. President, House Bill 2613 amends the Court Reporter's
- 26. Act. It creates the position of Assistant Administrator of
- 27. Court Reporters and allows the Supreme Court to authorize
- 28. the chief judge of any single county circuit with centrally
- 29. administered reporting services. That is counties like Cook
- and DuPage and so forth to appoint two in each circuit. We
- have the support of the Chief Judge of DuPage County, Mr. Roy
- Gulley, Judge Roy Gulley of the Supreme Court testified
- also on behalf of the bill and...this bill would raise the

- 1. present administrative and clerical budget from one hundred
- 2. forty-nine thousand, one hundred dollars, which is the present
- 3. budget to a possible two hundred seventy-four thousand, five
- 4. hundred dollars, with the salary raise. I ask the support
- 5. of the Senate in the passage of House Bill 2613.
- 6. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 7. Is there further discussion? If not, the question is
- 8. shall House Bill 25...2613 pass. Those in favor will vote
- 9. Aye. Those opposed will vote Nay. The voting is open.
- 10. Have all voted who wish. Have all voted who wish? Take
- 11. the record. On that question the Ayes are 42, the Nays
- 12. are 10, 1 Voting Present. House Bill 2613, having received
- 13. the constitutional majority is declared passed. For what
- 14. purpose does Senator D'Arco arise?
- 15. SENATOR D'ARCO:
- 16. Well, I better get this in the record, The record shows I...
- 17. I was absent on 2564. I don't know what happened there. I
- 18. thought I voted Aye, and if...
- 19. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 20. Senator D'Arco wishes to be recorded on the record as
- 21. voting Aye on the Sales Tax Relief. The record will so
- 22. indicate. House Bill 2614, Senator McLendon.
- 23. SECRETARY:
- 24. House Bill 2614.
- 25. (Secretary reads title of bill)
- 26. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator McLendon.
- 29. SENATOR McLENDON:
- Thank you, Mr. President. Mr. President, this bill amends
- the General Assembly Retirement System. It adds that in the
- case of amember who would have been eligible to have his retire-
- ment annuity computed under the reciprocal Act, the benefits

- 1. payable under the widows and widowers annuity, shall also
- be computed for the surviving spouse of such member on
- 3. the basis of the annuity to which the member would have
- 4. been eligible under the reciprocal Act, if such computation
- 5. would result in the greater benefit. There...this bill does
- 6. not have the approval of the Pensions Laws Commission, but
- 7. the Pensions Laws Commission did communicate with us that there
- 8. is a small...a small cost are involved. I ask the support
- 9. of the Senate in the passage of House Bill 2614. It came
- 10. out of the House, one hundred forty-three to eight.
- 11. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 12. Is there further discussion? Senator Berning.
- 13. SENATOR BERNING:
- 14. Thank you, Mr. President and members of the Senate. I
- 15. rise in opposition to the bill for the simple reason that
- 16. it is an exception to what is now a standard practice and
- it is solely for the...purpose of generating a...an extra
- 18. benefit in those cases where the applicant would benefit
- 19. from the utilization of the alternate formula. Our...our Pension
- 20. Systems...are intended to be uniform and we have provided
- 21. for the benefit of the old alternative formula under the
- 22. Reciprocal Act as the result of the Act which we passed in
- 23. 1975, but that benefit is restricted to the annuitants.
- 24. And this bill now tries to give that alternative formula
- 25. benefit to survivers in this instance only and it is wrong,
- 26. it is setting a bad precedent again and is an exception that
- 27. ought to be rejected. I would urge the members to sustain
- 28. the uniformity which we've attempted..which we did establish
- 29. in 1975 and vote No on this particular bill.
- 30. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 31. Is there further discussion? If not, Senator...Senator
- 32. Egan.
- 33. SENATOR EGAN:

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1. Yes, just to add that I am totally sympathetic with the...
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- 2. with the sponsor's intention here, but as Senator Berning has
- 3. pointed out, it's piecemeal legislation, which is, in my opinion
- 4. unwise, and it should be held until we can do this uniformly
- 5. and I think next year when there's more time, the commission
- 6. can get these bills together and we can pass something uniform.
- 7. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 8. Is there further discussion? If not, Senator McLendon
- may close debate.
- 10. SENATOR McLENDON:
- 11. Yes, Mr. President. I merely wish to emphasize that the
- 12. communication from the Illinois Public Employees Pension
- 13. Laws Commission impact statement states that there are only
- 14. nominal costs involved. I ask the support of the members
- 15. of the Senate in the passage of House Bill 2614.
- 16. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 17. The question is shall House Bill 2614 pass. Those in
- 18. favor will vote Aye. Those opposed vote Nay. The voting
- 19. is open. Have all voted who wish? Have all voted who wish?
- 20. Have all voted who wish? Take the record. On that question
- 21. the Ayes are 25, the Nays are 29, 2 Voting Present. House
- 22. Bill 2614 having failed to receive a constitutional majority
- 23. is declared lost. House Bill 2618. For what purpose does
- 24. Senator McLendon rise? Senator McLendon moves to postpone
- 25. consideration of House Bill 2614. House Bill 2614 will be
- 26. put on Postponed Consideration. House Bill 2618, Senator
- 27. Philip. Read the bill, Mr. Secretary.
- SECRETARY:
- 29. House Bill 2618.
- 30. (Secretary reads title of bill)
- 31. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Philip.

- 1. SENATOR PHILIP:
- 2. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
- 3. Senate:.. House Bill 2618, as amended, would give the respective
- 4. state central committees of each party a second alternative in
- 5. regards to nominating and electing delegates to the National
- 6. Nominating Convention. As you know, our ... under our present
- 7. system, the delegates can run as a designee for a certain state...
- 8. national candiate or run uncommitted. But, of course, when
- 9. they get down to the convention they can vote any way they
- 10. want. This would...put in a second alternative, which would
- 11. be alternative B and it would run like we did some eight years
- 12. ago, you run on your own. It also would allow still to have
- 13. the presidential candidates who are running in the primary,
- 14. listed on that same ballot. So in other words you could vote
- 15. for a delegate and then come down and vote for the presidential
- 16. candidate. I'll be happy to answer any questions.
- 17. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 18. Tom Wellman from the Lindsey...Newspaper seeks leave
- 19. to take photographs from the Press Gallery. Is leave granted?
- 20. Leave is granted. Senator Sommer.
- 21. SENATOR SOMMER:

- 22. Mr. President and members, I see from the secret...secret
- 23. sheet that we have here that this is a Republican Bill. This
- 24. is one of these Republican Bills that I do not support. I
- 25. think the people who vote in my primary back home in my area
- 26. would like to express a strong preference as to which candidates
- 27. or which persons they would like to see to become President

that they cast, when they go to a primary, that's the big

- 28. of the United States. It's the most single important vote
- 30. turnout, it's not on the off years, it's on this year. This
- 31. is an attempt by people who would like to be party bosses
- 32. to create a situation in which the people would have no choice,
- 33. they would be voting blind. This is to benefit candidates

- 1. who could not get elected in districts. We have candidates
- 2. running for president who couldn't get a single delegate in
- 3. this State if they had people voted on them. But this way
- 4. they can get a heck of a lot of secret delegates. I won't
- 5. mention who they are, we know who they are. It's my under-
- 6. standing that there's been interest in this in Congress and
- some Congressmen want to go to the convention. They're 7.
- afraid. .they're afraid they might not get elected if they 8.
- support a certain candidate. Well, I think that's wrong. 9.
- I think they ought to stand up and show the people who they'll support, at least initially when the primaries are 11.
- over. Go to the convention and work for that candidate. 12.
- In our area, when people have been elected for Ford or whoever 13. they've been in the last number of years, Regan. They have
- 14. gone to the conventions and they have supported those candidates... 15.
- and they usually do. And I... I don't think it's a good bill, 16.
- you know, for the Republican Party to be supporting in this 17.
- day of, you know, a day when people won't vote. We want them 18.
- to vote and this is the...the wrong way to do it. 19.
- PRESIDING OFFICER: (SENATOR SAVICKAS) 20.
- Senator Netsch. 21.
- SENATOR NETSCH: 22.

- Thank you, Mr. President. I... I hope everyone is paying 23.
- attention to this and I hope everyone heard Senator Sommer's 24.

that we have had in a long time particularly when you view

- comments just now. I think this is one of the worst bills 25.
- 26. the changing nature of the presidential primaries and the 27.
- roll that the conventions themselves play. Perhaps seven 28.
- years ago, it was defensible, although I don't think so 29.
- even then, Senator Philip, that candidates for delegate to 30.
- the national conventions could be elected just on their 31. own name without any idea what they were going to do when .
- 32. they got to the national convention, but that is no longer 33.

- 1. true. The...the primaries themselves, the conventions themselves,
- 2. are...are more open in many respects and it is much more critical
- 3. to those of us who are electors that we have a chance to know
- 4. who, in fact, a delegate or someone who seeks our support as
- 5. a delegate is going to support in that convention. I think
- 6. to close the primary system again as this bill, in effect,
- 7. would do, is a step a hundred and ninety-five thousand degrees
- 8. in the wrong direction. What we ought to be doing is participating
- 9. more in the selection of our presidential candidates and our
- 10. delegates to those conventions which is a critical part
- 11. of it...
- 12. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 13. Senator, your time has expired. Senator Wooten.
- 14. SENATOR WOOTEN:
- 15. I know sometimes we rise to speak in vain on these things,
- 16. but really if you just stop and think about this, individual
- 17. voters really want some say in who's going to be president.
- 18. And they have that say by electing delegates who are committed
- 19. to a particular candidate or who are uncommitted, they have
- 20. that option too. And to change that system, I think is, is
- 21. just not good. It's not going to contribute to increased
- 22. participation. We're going to hear more charges of collusion
- 23. and deals and Lord knows we have enough of those things to
- 24. deal with. I don't see why we should write in to the
- 25. Statutes problems for ourselves. Let's give people who suscribe
- 26. to our parties, Republican or Democratic, the right to say,
- 27. I want to elect a delegate who's going to vote for this
- 28. particular candidate. What's wrong with keeping the process
- 29. out in the open.
- 30. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 31. Senator Rhoads.
- 32. SENATOR RHOADS:
- 33. Thank you, Mr. President and members of the Senate. I've

- spent a great deal of time on this bill recently and discussed 1.
- it at some length with Senator Philip. Basically the...the 2.
- problems with it are as follows. In 1971, former Representative 3. McPartland and Senator Dougherty passed the enabling legislation
- which permitted a preference on the ballot after the candidate
- 5.
- for delegate's name. Those options include listing the name 6. of the preferred presidential candidate as of December 10th, 7.
- 1979, the time you file, or the word, uncommitted, after the 8.
- name. Now an argument can be made both ways on this. Senator 9.
- Philip's argument obviously is that this can be misleading 10.
- because of the fact that these delegates are not legally 11. bound. On the other hand, as Senator Sommer has pointed out, 12.
- this is the only guidance that the voter now has. We 13.
- have the preferential primary which is not binding and we 14.
- have this particular approach. The other most serious defect 15.
- with Senator Philip's amendment is this, it is permissive 16.
- that one party may do it and another party may not do it. 17. Our Constitution requires uniformity of election laws and
- where alternatives are permitted, they are permitted for 19.
- the purpose of imposing different allocation formulas by 20.
- the national committees. This bill clearly would give a 21. few people, a handful of people, perhaps five or six people...
- 22. PRESIDING OFFICER: (SENATOR SAVICKAS) 23.
- Senator, your time has expired. 24.
- SENATOR RHOADS: 25.

18.

28.

- ...thank you. I will close very briefly. Five or six 26.
- people by weighted vote in the State Central Committee the 27. power to dictate whether or not the voters will have this
- information. I urge a No vote. 29.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Bruce. Senator Collins. Senator Maragos. 31.
- there further discussion? If not, Senator Philip may close 32.
- debate. 33. SENATOR PHILIP: 34.

- 1. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
- 2. And I might remind the Body that we are not taking it away. It
- 3. simply gives both parties another option. And may I say this,
- 4. we had some people running in my county who are running for the
- 5. most...as delegates to the most popular presidential candidate.
- 6. They had no...they were not going to go to that convention and
- 7. vote for that candidate that was along their name and that's
- 8. hypocritical. If the law said that you had to go down to the
- 9. national convention and vote the first ballot for the presidential
- 10. candidate that you ran under, I would say, fine, we ought to
- 11. have that. But we do not have that system and this simply gives
- 12. both parties another option. I see...nothing wrong with it. And
- 13. I ask your favorable consideration.
- 14. PRESIDING OFFICER: (SENATOR SAVICKAS)
- The question is shall House Bill 2618 pass. Those in favor
- 16. will vote Aye. Those opposed vote Nay. The voting is open.
- 17. Have all voted who wish? Have all voted who wish? Take the
- 18. record. On that question...the Ayes are 30, the Nays are 26,
- 19. none Voting Present. House Bill 2618 having received the
- 20. constitutional majority is declared passed. For what purpose
- 21. does Senator Rhoads arise?
- 22. SENATOR RHOADS:
- To request a verification of the affirmative vote.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- 25. Senator Rhoads has requested a verification. Now will all
- 26. the Senators be in their seats. The Secretary will read affirmative
- votes and would you please answer.
- SECRETARY:
- The following voted in the affirmative; Becker, Coffey, D'Arco,
- Daley, Davidson, DeAngelis, Donnewald, Egan, Geo-Karis, Graham,
- Grotberg, Jeremiah Joyce, Knuppel, Lemke, Maitland, McLendon,
- 32. McMillan, Mitchler, Moore, Nedza, Nega, Nimrod, Ozinga, Philip,
- Rupp, Savickas, Schaffer, Shapiro, Weaver, Mr. President.

- 1. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 2. Are there any questions of any of the members? Senator
- 3. Rhoads?
- 4. SENATOR RHOADS:
- 5. Is Senator Rock on the Floor?
- 6. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 7. He's in the back.
- SENATOR RHOADS:
- Senator Jeremiah Joyce.
- 10. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 11. On the podium.
- 12. SENATOR RHOADS:
- No further questions.
- 14. PRESIDING OFFICER: (SENATOR SAVICKAS)
- The roll call has been verified and the Ayes are 30, the
- 16. Nays are 26, those Voting Present are none. So House Bill
- 17. 2618 having received a constitutional majority is declared
- 18. passed. For what purpose does Don Moore arise?
- 19. SENATOR MOORE:
- Having voted on the prevailing side by which House Bill
- 21. 2618 passed, I now move to reconsider the vote by which it
- 22. did pass.
- 23. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 24. Senator Moore moves to reconsider the vote. Senator Ozinga
- 25. moves to Table that motion. All those in favor indicate by saying
- 26. Aye. Those opposed. The Ayes have it. The motion lies on the
- Table. House Bill 2641, Senator Coffey. Read the bill, Mr.
- 28. Secretary.
- 29. SECRETARY:
- 30. House Bill 2641.
- 31. (Secretary reads title of bill)
- 32. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR SAVICKAS)

- Senator Coffey.
- 2. SENATOR COFFEY:
- 3. Mr. President and members of the Senate. House Bill 2641
- 4. as amended does two things. Number one, it repeals the Act to
- 5. establish the Governor's Traffic Safety Coordinating Committee
- 6. and repeals certain sections of Chapter 17th of the Vehicle Code
- 7. relating to the Governor's Traffic Safety Coordinating Committee.
- 8. With this part of the bill, we're not sure, there possibly
- 9. a savings between two hundred and fifty thousand to a million
- 10. dollars. Amendment No. 2 permits sixteen years of old or older
- 11. to obtain Motor Cycle Operators License for larger motorcycles
- 12. than a...a hundred and fifty cc. The...on...a little explanation
- 13. on the Amendment No. 1 which allows sixteen years of age individuals
- 14. to operate motorcycles. This is supported by the Department of
- 15. Transportation, the Secretary of State's Office. The bills went
- 16. through the Motor Vehicle Laws Commission. The bill, as drafted,
- 17. encourages young experienced riders to complete a DOT approved
- 18. Motorcycle Training Education, without it they wouldn't be qualified
- 19. for the motorcycle license. It has...they have to have parental
- 20. consent before they can take the test...for their motorcycle
- license. I'll be glad to answer any questions you might have
- 22. pertaining to this bill as amended.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Buzbee.
- 25. SENATOR BUZBEE:
- Thank you, Mr. President. Well, I like everybody else
- 27. here today, has been...have been getting phone calls from all
- 28. the motorcycle dealers in my district, one, of which is a very
- 29. good friend of mine and I know what he wants, he wants to,
- of course, get this bill passed. But I would point out to
- you that Senator Pate Philip sponsored an amendment on a
- bill which passed out of here earlier, which was very similar 32.
- to a bill that Senator Netsch and I had sponsored which was killed 33.

- 1. in committee. But that bill would have said, to get your automobile
- 2. drivers license, you could get it at age sixteen, but it was only
- 3. a provisional license until you reached age 18, at which time
- 4. you could get an unrestricted license. The provisional license
- 5. would have allowed you to drive while accompanied by a parent
- 6. or guardian or on your way to school or work. Now, the reason
- 7. for that was, of course, the genesis of that concept is because
- 8. the absolute terrible statistics that we have on our highways as
- 9. to young people butchering themselves. You could...every
- 10. morning you pick up the newspaper and there's another story
- 11. about some young person who creamed in...on the highway...
- 12. because of improper driving habits. Now it seems to me that
- 13. in this State that we ought to be going in the other direction
- 14. of saying that we think that you ought to be just a little bit
- 15. older before you have unrestricted driving privileges and this
- 16. is a liberalization, this is a loosening up of the driving
- 17. privileges and I think it's a very, very bad concept and I rise
- 18. in opposition to it. Hope that we will defeat this bill and
- 19 hopefully later can get something done about moving the driving
- 20, age up for the automobile.
- 21. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Is there further discussion? Senator Chew. 22
- 23. SENATOR CHEW:

- Mr. President, the reason this amendment is on the bill 24.
- is simply because Pate Philips came over with one of his goofy 25.
- amendments on the original bill and goofed it up. Goofy Pate.
- It's a good bill, it went through every agency that should
- have looked at it. It has safeguards built in to insure that
- 29, the applicant is knowledgeable and capable of handling the
- 30. motorcycle. We cut the kind of motorcycles down that from the
- 31. general motorcycle to specify what kind of motorcycle these
- 32. youngsters can use. The amendment establishes nationally
- 33. recognized safeguards to insure that the applicant knows what
- 34. he's doing. How can we refuse to give these young men and women the

- 1. right to operate a motorcycle, think about that. You read
- 2. everyday about some fool out on the highway being slaughtered
- 3. in an automobile, Senator Buzbee didn't mention that. Are you
- 4. going to stop driving cars because somebody has an accident?
- 5. You read about these twin motor planes falling all over the
- 6. world. Are you going to stop flying because we have an accident?
- 7. No. We can use all kind of statistical background, give me a
- 8. set of statistics and I can make them what I want them to be in
- 9. five minutes and you can do the same thing.
- 10. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 11. Senator, your time has expired.
- 12. SENATOR CHEW:
- 13. That's never. So I would ask that the Senate support
- 14. 2641, the motorcycle...
- 15. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 16. Senator Geo-Karis. Senator Knuppel.
- 17. SENATOR KNUPPEL:
- 18. Well, Charlie, more often that not, that damn fool that
- 19. slaughtered himself is your son or my son who's between sixteen
- 20. and eighteen years old. Unfortunately, my best friend's son
- 21. rolled a car three times this morning and thank God, he's alive.
- 22. He's just a youngster. My boy will do it too. I say every
- 23. kid is entitled to one transmission. But the fact of the matter
- 24. is more than...more than five young people have been killed
- here since we heard Senator Buzbee's bill in committee, have
- 26. been killed here in single car accidents in Sangamon County.
- 27. Now you want to give them a motorcycle to...to chew themselves
- 28. up with and if you go to these operating rooms where the
- 29. orthopedic surgeons work and see the kind of breaks they get
- 30. in motorcycles as opposed even to automobiles, and talk to
- 31. an orthopedic surgeon about fixing them. I got this cast...
- 32. cut off my leg last Friday afternoon. Some young man wasn't
- 33. even riding a motorcycle on the road, just playing around with
- 34. one and that kid's going to be in a...in a cast until October

- 1. when he goes to Bradley this fall. Now, there's just no use,
- 2. you know, a little kid in the back of a truck shot himself, two
- 3. years old, up at Galesburg the other day and the reason he shot
- 4. himself was there was there was a revolver...
- 5. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 6. Senator, your time has expired.
- 7. SENATOR KNUPPEL:
- 8. ...that his father was carrying in the truck. So give them
- 9. something to slaughter themselves with, I suppose.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Coffey may close.
- 12. SENATOR COFFEY:

- Well, Mr. President and members of the Senate. We keep $\ensuremath{\text{13.}}$
- talking about the young people having accidents, I know of
- one of the people, one of the local departments and also a 15.
- friend of mine that had a head on collision just the other
- 16.
- day and they were both over forty years of age, so I think 17.
- we all are involved in accidents. Would like just to mention ${\bf 18.}$
- quickly. All surrounding states, around...all the surrounding
- 19. states around the State of Illinois allow sixteen years of age
- 20.
- people to ride motorcycles. Eight states allow fourteen years 21.
- or older to ride motorcycles. Eight other states allow fifteen 22.
- years...or older to get a motorcycle license. I want to just,
- again, mention to you that there's safeguards in this bill,
- have to have parental consent. I have two sons, they have 25.
- cycles, they got to have my consent to be allowed to ride these 26.
- bikes. They have to take the test. When they take the test 27.
- the Secretary of State's Office...on a cycle the size either ${\bf 28.}$
- it has to at least be...if it's a five hundred cc they have 29.
- to take the test on that bike. If they take it on smaller, 30.
- then they're only allowed to ride...operate a smaller bike.
- I think it's a good bill. I think there's protections here. 32.
- They have to have special training and I would ask for your 33.

PRESIDING OFFICER: (SENATOR DONNEWALD) The question is shall House Bill 2641 pass. Those in 3. favor vote Aye. Those opposed Nay. The voting is open. Have all those voted who wish? Have all those voted who 5. wish? Take the record. On that question the Ayes are 26, 6. the Nays are 22. House Bill 2641...Senator Coffey moves to 7. postpone consideration. Consideration will be postponed. 8. House Bill 2644, Senator Rhoads. Read the bill, Mr. Secretary. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. End of Reel #4 29. 30.

1. favorable roll call.

31.32.33.

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17.

33.

SECRETARY:

2. House Bill 2644.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Rhoads.

7. SENATOR RHOADS:

8. Thank you, Mr. President and members of the Senate. House Bill
9. 2644 was requested by the Department of Revenue. It provides that
10. for State Income Tax purposes an individual trust or estate must
11. re-add to their adjusted gross income an amount equal to the deduction
12. allowed under Section 1202 of the Internal Revenue Code. What we're

new language would be an amount equal to the amount of the deduction allowable under Section 1202 of the Internal Revenue Code. This came

amending here is Paragraph 203 of...of the Revenue Article and the

out of the Revenue Committee by the most favorable roll call. I'll be

happy to answer any questions. If not, I would ask for a favorable

roll call.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Netsch.

SENATOR NETSCH:

does not lose the State money. In fact, if the bill is not passed,

I suppose in a...an indirect sense, it costs us some money so that

Thank you. I would also support Senator Rhoads' bill. This

it is something that we need in order to close the gap, if you will,

between the Federal and State definitions of capital gains and it is 26. a sound piece of legislation.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there further discussion? Question is, shall House Bill 2644

29.

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

30.

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

Take the record. On that question the Ayes are 54. The Nays are none.

32.

House Bill 2644, having received a constitutional majority, is declared



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passed. House Bill 2658, Senator Daley. Read the bill, Mr. 1.

Secretary. 2.

SECRETARY: 3.

House Bill 2658. 4.

(Secretary reads title of bill) 5.

3rd reading of the bill. 6.

PRESIDING OFFICER: (SENATOR DONNEWALD) 7.

Senator Daley. 8.

SENATOR DALEY: 9.

> Mr. President and fellow Senators, this is the product liability reform in regards to protecting more than fifteen thousand wholesalers and distributors in Illinois. It allows them their full protection. They're only the distributors or wholesalers of products. Under this law, it allows them the full protection for six months. If the plaintiff has not proceeded that the individual wholesaler or distributor had significant control over the design of the product, actual knowledge of the defect or created the defect, he is dismissed after six months in the case. After that, the plaintiff still has the right to proceed against them if various things happen during the course of time. I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Berman. 22.

SENATOR BERMAN:

Thank you, Mr. President. I had suggested to the sponsor of this bill that an amendment be put on to clarify it and I want to... he refused to accept the amendment, but I do want to indicate for the record a conversation that I've had with the sponsor and the House sponsor and with the attorneys that helped draft this bill. The amendment that I had suggested would have allowed a period of time for the court to withhold the entry of dismissal against the distributor until facts could be determined through discovery as to whether the distributor should or should not be let out of the case.

The people that I have spoken to have indicated that it was their

- impression that it was...that that kind of discretion was implied
 in the bill and they didn't want to add that amendment to specifically
 say that the court would have that discretion. I would appreciate
- 3. say that the court would have that discretion. I would appreciate
 4. it if the sponsor would indicate that that implied power is in the
- 5. Court. With that, I think that the bill does address a problem, but

 I think that it's important for the record to show that the court
- does have the power not to immediately enter the Order of Dismissal,
- ${\bf 8.}$ but has discretion to allow some reasonable discovery by the plaintiff.
- 9.
 PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator, your time is up. Senator Daley will respond in 11. closing. Senator Moore.
- 12.
- SENATOR MOORE:

- Thank you, Mr. President and members of the Senate. I rise in 14.
- support of House Bill 2658. I think this is a reasonable bill. I 15.
- is going to greatly reduce the products liability insurance rates 16.
- that we have in the State of Illinois. You know, they are becoming 17.

 sort of like the malpractice problems were for quite a few years.
- 18. There is an... area where the defendant can opt out. He can also
- 19.
 be opted back in. It doesn't harm the plaintiff. It doesn't prevent
 20.
- the plaintiff from suing. It merely provides that a non-manufacturer ${\bf 21.}$
- shall not be liable in products liability actions based upon the 22.

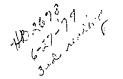
 doctrine of strict liability in tort if the manufacturer is available
- for action. It requires the non-manufacturer to identify the man-
- 24. facturer before he is exempt from action and it will substantially
- 25. reduce the non-manufacturer's exposure to products liability. As
- Senator Daley stated, this affects more than fifteen thousand whole-saler-distributors in Illinois. It's a good bill as far as the
- business climate of Illinois is concerned and I would urge everyoneto give it an affirmative vote.
- 30. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 31.
- Senator Rhoads.

SENATOR RHOADS:

- 1. Just briefly in support, Mr. President, I think I ought to
- 2. publicly thank Senator Daley for the many courtesies he extended
- \mathfrak{z} . to companies in my district particularly machine tool companies and
- 4. others. Two years ago...three years ago rather, we were not in any
- 5. sort of agreement on this bill and now...now we've got agreement on $% \left\{ 1\right\} =\left\{ 1\right\} =\left\{$
- 6. it and I think he's done an outstanding job...don't often say that,
- 7. but on this particular bill, we will.
- 8. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 9. Senator Daley may close if he so desires.
- 10. SENATOR DALEY:
- In regards to Senator Berman's question... I think the court
- always has the responsibility to protect the parties, the plaintiff
- and the defendant and it's always possible for the plaintiff's
- attorney to file a motion on behalf to discover facts and I would
- ask for a favorable roll call.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- $$\operatorname{\textsc{Question}}$ is shall House Bill 2658 pass. Those in favor vote 17.
- Aye. Those opposed Nay. The voting is open. Have all those voted 18.
- who wish? Have all those voted who wish? Take the record. On that 19.
- question the Ayes are 53. The Nays are 3. House Bill 2658,
- having received a constitutional majority, is declared passed. House 21.
- Bill 2659, Senator Vadalabene. Read the bill, Mr. Secretary.
- SECRETARY:

23.

- House Bill 2659.
- (Secretary reads title of bill) 25.
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 27.
- Senator Vadalabene.
- SENATOR VADALABENE:
- House Bill 2659 is a bill which is adequately described by 30.
- the synopsis as to its contents and to its purpose. It affects only 31.
- four people in the State of Illinois and those are the Appellate 32.
- Court Clerks in the \cond, Third, Fourth and Fifth Districts and I 33.



would appreciate a favorable vote. 1. PRESIDING OFFICER: (SENATOR DONNEWALD) 2. Is there discussion? Question is shall House Bill 2659 pass. 3. Those in favor vote Aye. Those opposed Nay. The voting is open. 4. Have all those voted who wish? Have all those voted who wish? Take 5. the record. On that question the Ayes are 36. The Nays are 11. 5 6. Voting Present. House Bill 2659, having received a constitutional 7. majority, is declared passed. House Bill 2678, Senator Netsch. 8. Read the bill, Mr. Secretary. 9. SECRETARY: 10. House Bill 2678. 11. (Secretary reads title of bill) 12. 3rd reading of the bill. 13. PRESIDING OFFICER: (SENATOR DONNEWALD) 14. Senator Netsch. 15. SENATOR NETSCH: 16. Thank you, Mr. President. This bill would abolish the devise 17. known as confession of judgment in consumer transactions only which 18. means that it would allow them to continue to be used in commercial 19. transactions between parties who are essentially on even terms. We... 20. we in Illinois are the only State that still uses confession of 21. judgment to any extent. It has very grave due process questions to 22. the extent that the Illinois Supreme Court, in its annual report to 23. the Legislature, has asked...has specifically requested that we 24. abolish confession of judgment. It is a position which I think...or a 25. bill whose time has long since come and passed. It will have no 26. impact on the availability of credit. As I indicated, every other 27. state has already abolished them in whole or in part and because 28. there are certain other protections it is not even essential to the 29. credit industry any longer. I would solicit your support.

SENATOR MOORE:

Senator Moore.

PRESIDING OFFICER: (SENATOR DONNEWALD)

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Netsch had a similar bill on 3rd reading a few weeks ago that went
2.
     further than this. It was defeated by this Body. This is more
3.
     restrained in its scope, but it's still a bad concept and it's still
Δ
     a bad bill and I would urge a defeat. I think we need the confession
5.
     of judgment in Illinois and the fact that we're one of the few states
6.
     that have it, I think, is to Illinois' credit and I would urge a No
7.
     vote on House Bill 2678.
8.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
9.
          Senator Johns.
10.
     SENATOR JOHNS:
11.
          Well, if you want to protect the unintelligent, the unknowledgeable,
12.
     the people who sign in desperation many times. If you want to deny
13.
     due process to a lot if people that have good intentions when they
14.
     buy something and then they find it faulty and so forth and have no
15.
     recourse, then vote accordingly, but I urge a favorable vote on this
16.
     by especially the Democratic Party, the party of the people. Thank
17.
     you, Mr. President.
18.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
19.
          Senator Geo-Karis.
20.
     SENATOR GEO-KARIS:
21.
          Mr. President, will the sponsor yield to one question?
22.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
23.
          Indicates she will.
```

Thank you, Mr. President, members of the Senate. Senator

SENATOR GEO-KARIS: 25.

24.

1.

At the present time, if there is a confession of judgment, before

it can be completely executed, isn't it necessary under the law at

the present time to issue a summons to the person who is the

28.

defendant in this case?

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Netsch.

31.

SENATOR NETSCH: 32.

No, only when a wage deduction order is being sought is there 33.

- 1. a statutory requirement that there be what is called a confirmation
- 2. of the confession, but the judgment itself can stay on your record
- 3. with respect to Property Tax liens and other credit things without
- $oldsymbol{4}$. a confirmation so it is only when you are seeking the wage deduction
- 5. order that the law does require a confirmation.
- 6. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 7. Senator Geo-Karis.
- 8. SENATOR GEO-KARIS:
- But, if I understand correctly, you still require a confirmation
- of judgment. In other words, before anything can be collected from 10.
- a debtor, you still have to have a summons and confirmation of $\ensuremath{\mathbf{11}}$.
- judgment in all cases on a confession of judgment, isn't that so?
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Netsch. Senator Geo-Karis, your time has expired.
- Senator Netsch may respond.
- 15. SENATOR NETSCH:

- $\hbox{ In order to pursue the wages, yes, you do have to go in and } \\ 17.$
- confirm although there is a different form of summons, but not to $18. \ \ \,$
- have the judgment itself stricken. It can stay on the records and
- 19. affect credit rating, be a lien against property or whatever. Again
- 20. it's only for the wage deduction order.
- 21.
 PRESIDING OFFICER: (SENATOR DONNEWALD)
- 22. Senator Walsh.
- 23. SENATOR WALSH:
- 24.
 Well, Senator Netsch, I take issue with you. It's my understand25.
- ing that you cannot levy on a judgment until after it has been con-
- 26. firmed if the judgment was obtained by a confession so that the
- 27.
- debtor must have been informed by personal service before any action ${\bf 28.}$
- can be taken to enforce or to levy upon a judgment and I think you're ${\bf 29.}$
- 30. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 31. Senator Netsch may close.

mistaken in what you say.

- 32. SENATOR NETSCH:
- 33.

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Thank you, Mr. President. Again I would point out that this
r.
     is a device that no longer serves any very effective purpose. In
2.
     part of the reasons that you have raised, that the most effective
 3.
     way of executing on it is through the wage deduction and you cannot
4 .
     do that without a confirmation so you've got to go to the court at
5.
     some point. There are very serious due process questions involved
6.
     and I think that clearly is why the Illinois Supreme Court has
7.
     requested that we abolish this practice. Every other state has been
8.
     able to get along very, very well without it. It...it is suspect on
9.
     due process grounds and I think it is time that we also do the
10.
     right thing.
11.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
12.
          Question is shall House Bill 2678 pass. Those in favor vote
13.
     Aye. Those opposed Nay. The voting is open. Have all those
14.
     voted who wish? Have all those voted who wish? Have all those voted
15.
     who wish? Take the record. On that question, the Ayes are 39.
16.
     The Nays are 15. House Bill 2678, having received a constitutional
17.
     majority, is declared passed. House Bill 2679, Senator Maragos.
18.
     House Bill 2686, Senator Nimrod. 2686. Read the bill, Mr. Secretary.
19.
     SECRETARY:
20.
          House Bill 2686.
21.
               (Secretary reads title of bill)
22.
     3rd reading of the bill.
23.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
24.
          Senator Nimrod.
25.
     SENATOR NIMROD:
26.
          Thank you, Mr. President and Ladies and Gentlemen of the Senate.
27.
     This...this bill is the Energy Resources Commission bill which provides
28.
     for an opportunity for us to have a State policy on energy and also
29.
     to endeavor to have us become self-reliant with a program that we
30.
     can work out cooperately between the Institute of Natural Resources
31.
     and the Legislature. In other words, the Executive and the Legislature
32.
     working hand in hand in order to develop the energy policy. I would
33.
     ask for a favorable roll call.
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- 1. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 2. Is there discussion? Senator Knuppel.
- 3. SENATOR KNUPPEL:
- A stated energy policy, not only in the State of Illinois, but
- 5. nationally is badly need and way past due. I say this is good legis-
- 6. lation.
- 7. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 8. Senator Demuzio.
- SENATOR DEMUZIO:
- Yes, thank you. I also rise in support of 2686. There was some
- confusion in the committee pertinent to this bill, but I think it was 11.
- more with the sponsor than it was with the legislation, therefore, 12.
- I rise in support.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- All right. The question is shall House Bill 2686 pass. Those in 15.
- favor vote Aye. Those opposed Nay. The voting is open. Have all 16.
- those voted who wish? Have all those voted who wish? Take the
- 17.
 record. On that question the Ayes are 51. The Nays are 3. House
- 18.
 Bill 2686, having received a constitutional majority, is declared passed.
- 19. House Bill 2718, Senator Sangmeister. Read the bill, Mr. Secretary.
- 20.
- SECRETARY:

- House Bill 2718.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- 24.

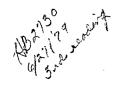
 PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Sangmeister.
- 26. SENATOR SANGMEISTER:
- Yes, thank you, Mr. President and members of the Senate. This
- 28.
 is another bill on the Crime Victim's Compensation Act, very similar,
- 29. but somewhat different from House Bill 2500 which was previously
- 30.
- passed which was sponsored by Senator Berman. We did have an agree- ${\bf 31.}$
- ment that it would come out of the Judiciary Committee, both bills 32.
- and that they both be on the Agreed List. Neither one got on there, 33.

 but we have an agreement that they ought to go to the Governor and

- 1. let him make his choice and I'd appreciate a favorable roll.
- 2. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 3. Is there discussion? Senator Bloom.
- 4. SENATOR BLOOM:
- 5. George, does this contain that same provision concerning the
- 6. investigating officer informing the victim of all their rights and
- 7. duties and things like that under the Act?
- 8. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 9. Senator Sangmeister.
- 10. SENATOR SANGMEISTER:
- No, that is not in this bill.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there further discussion? Question is, shall House Bill 2718
- pass. Those in favor vote Aye. Those opposed Nay. The voting is
- open. Have all those voted who wish? Have all those voted who wish?
- Take the record. On that question the Ayes are 41. The Nays are 15.
- House Bill 2718, having received a constitutional majority, is declared
- passed. House Bill 2719, Senator Lemke. Read the bill, Mr. Secretary.
- 18. Passed: Model Bill 1775, behatof behate. Read the Bill, Mr. Betfetaly
- SECRETARY:

25.

- House Bill 2719.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Lemke. 24.
- SENATOR LEMKE:
- What this does is authorize the State to pursue counter-claims 26.
- in actions brought to the Court of Claims. Also it allows counter- ${\bf 27.}$
- claims to be brought against the State. I ask for its adoption. 28.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there discussion? Question is, shall House Bill 2719 pass.
- Those in favor vote Aye. Those opposed Nay. The voting is open. Have
- all those voted who wish? Have all those voted who wish? Take the
- 32.
 record. On that question the Ayes are 57. The Nays are none. House
 33.



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Bill 2719, having received a constitutional majority, is declared
ı.
    passed. House Bill 2730, Senator Egan. Read the bill, Mr. Secretary.
2.
    SECRETARY:
`3.
          House Bill 2730.
Δ
              (Secretary reads title of bill)
5.
     3rd reading of the bill.
6.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
7.
          Senator Egan.
8.
     SENATOR EGAN:
9.
          Thank you, Mr. President and members of the Senate. House
10.
     Bill 2730 deals with the problem that is created as a result of
11.
     the elimination of the Personal Property Tax on the base of local
12.
     districts'taxing...borrowing rather, borrowing authority and it is
13.
     very comprehensive indeed, but in general and the bottom line is that
14.
     this will allow local taxing districts to continue to borrow money
15.
     as they have been doing with the anticipation of the Income Tax or
16.
     the Replacement Tax in...in contrast to the...to the existing base
17.
     using the Personal Property Tax and I ask for your favorable consi-
18.
     deration.
19.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
20.
          Is there discussion? Question is, shall House Bill 2730 pass.
21.
     Those in favor vote Aye. Those opposed Nay. The voting is open.
22.
     Have all those voted who wish? Have all those voted who wish? Take
23.
     the record. On that question the Ayes are 45. The Nays are 7.
24.
     Voting Present. House Bill 2730, having received a constitutional
25.
     majority, is declared passed. House Bill 2434, Senator Lemke. Read
26.
     the bill, Mr. Secretary. I'm sorry...it's...House Bill 2734 for the
27.
     record.
28.
     SECRETARY:
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SECRETARY:

29.

30.

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32.

33.

House Bill 2734.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Lemke.

- 1. SENATOR LEMKE:
- 2. What this bill does, it allows commissioners to affix the...
- 3. maximum annual salary of board chiefs, also this bill is amended
- 4. and what it does, the amendments, one brings the registration
- 5. challenge period in downstate municipalities with boards of elections
- 6. commissioners into conformity with the challenge period in Chicago
- 7. and the second amendment requires precincts insofar as practicable...
- 8. to be within one single legislative district.
- 9. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Rhoads.
- SENATOR RHOADS:

20.

24.

- I'm sorry, Mr. President. I couldn't hear Senator...Lemke's
- amendment of the...explanation of the second amendment. Could you
- try again, Senator, please?
- 14.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
 15.
- Senator Lemke.
- SENATOR LEMKE:
- The second amendment requires precincts insofar as it...as 18.
- practical to be within single...oh, that's the first? In single...
- legislative districts. That's the first amendment. The second
- amendment brings the registration challenge period in downstate
- 21.
- municipalities with boards of elections commissioners in conformity 22.
- with the challenge period in Chicago. This is wanted by the Down-
- with the challenge period in Chicago. This is wanted by the bown-
- PRESIDING OFFICER: (SENATOR DONNEWALD)

state Election Commission.

- 25.
- Senator Rhoads.
 26.
 SENATOR RHOADS:
- 27.
 Does the basic bill still eliminate the Statutory maximum salaries
- for members and officers of the municipal boards of election commis-
- 29. sioners...Let's take Peoria as an example, or some of the downstate
- 30. boards of election commissioners. Does the basic bill still do that?
- 31.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
 32.
- Senator Lemke.

SENATOR LEMKE: l. Yes. 2. PRESIDING OFFICER: (SENATOR DONNEWALD) 3. Is there further discussion? The question is shall House Bill 4. 2734 pass. Those in favor vote Aye. Those opposed Nay. 5. voting is open. Have all those voted who wish? Have all those voted 6. who wish? Have all those voted who wish? Take the record. On 7. that question the Ayes are 29. The Nays are 18. 3 Voting Present. 8. House Bill 2734, not...Senator Lemke moves to postpone consideration. 9. Consideration is postponed. House Bill 2736, Senator Nedza. Read 10. the bill, Mr. Secretary. 11. SECRETARY: 12. House Bill 2736. 13. (Secretary reads title of bill) 14. 3rd reading of the bill. 15. PRESIDING OFFICER: (SENATOR DONNEWALD) 16. Senator Nedza. 17. SENATOR NEDZA: 18. Thank you, Mr. President. The...this would create a commission 19. on the revitalization of Midway. It would consist of four House members, 20. four public members appointed by the Speaker, two House members, 21. two public members appointed by the House Minority Leader. The same 22. numbers would apply to the Senate. The members would serve without 23. compensation and this Act would be repealed December the 31st, 1980. 24. ...there's any questions. 25. PRESIDING OFFICER: (SENATOR DONNEWALD) 26. Is there discussion? Question is shall House Bill 2736 pass. 27. Those in favor vote Aye. Those opposed Nay. The voting is open. 28. Have all those voted who wish? Have all those...voted who wish? 29. Take the record. On that question the Ayes are 42. The Nays are 30.

15. House Bill 2736, having received a constitutional majority, is

declared passed. House Bill 2737, Senator Lemke. Read the bill,

31.

32.

33.

Mr. Secretary.

1. SECRETARY:

- 2. House Bill 2737.
- 3. (Secretary reads title of bill)
- 3rd reading of the bill.
- presiding officer: (SENATOR DONNEWALD)
- 6. Senator Lemke.
- 7. SENATOR LEMKE:
- 8. What this bill does is provides that home mortgage loans offered
- by savings and loans associations shall not exceed a pay-back term
- of more than forty years. This gives the opportunity to young
- people to obligate themselves to buy a house because of the low
- down-payments.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there discussion? Question is shall House Bill...Senator
- Demuzio.
- SENATOR DEMUZIO:
- Yes, thank you, Mr. President and Ladies and Gentlemen of the 17.
- Senate. I had some questions of Senator Lemke in committee pertinent $18. \,$
- that are offered by s and l's shall not exceed a forty year period. $20. \,$
- What we are doing here is to \dots expanding that by ten years as \dots as I 21.
- read that. That would mean that a person who is thirty-five years of 22.
- age, for example, that is applying for a loan for a house...that would 23.
- mean that he would be seventy-five years old before it was paid and ${\bf 24.}$
- I'm really not sure that I agree with that particular concept, but
- 25.
- it may be the only way in which some of those individuals can indeed 26.

get financing for a house so I...I think that there's...there's good

- 27.
- points and bad points to it, but I just want to point out that it is ${\bf 28.}$
- a forty year pay-back rather than thirty years. 29.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 30.
 Is there further discussion? Question is shall House Bill 2737
- 31. pass. Those in favor vote Aye. Those opposed Nay. The voting is
- 32.
- open. Have all those voted who wish? Have all those voted who wish?

- 1. Take the record. On that question the Ayes are 42. The Nays are
- 2. 9. 3 Voting Present. House Bill...2737, having received a consti-
- tutional majority, is declared passed. House Bill 2741, Senator
- 4. Maragos. Read the bill, Mr. Secretary.
- 5. SECRETARY:
- 6. House Bill 2741.
- 7. (Secretary reads title of bill)
- 8. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Maragos.
- SENATOR MARAGOS:
- (Foreign phrase)
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Don't speak German here.
- SENATOR MARAGOS:

15.

- I was asked by Senator Carroll to speak in his mother tongue
- he said. Ladies and Gentlemen, House Bill 2741 is the minimum wage
- bill which provides that the domestic workers will be paid the State
- 18. minimum wage and excludes babysitters and others who provide...com-
- 19. panionship for aged and infirmed. This bill is similar to Senate Bill
- 20.
 253 sponsored by Senator Netsch which received a Do Not Pass from
- 21.
- the Senate Labor Committee, but this one did pass and I want your ${\bf 22.}$
- support.

23.

24.

27.

- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there discussion? Senator Grotberg.
- 25. SENATOR GROTBERG:
- Yes, Mr. President. In deference to the sponsor of this bill,
- the domestics are all in it. They just can't break into a home and
- find out if they are there so...the domestic minimum wage is still
- 29. in the bill. It does everything else that we said yesterday on the
- 30. amendment. It starts ripping off the tip credit for all of the
- 31. restaurants in the State of Illinois that have just now gone through
- 32.
 all of their problems and we'll have more thanks to a lot of bills
- 33.

- 1. like this. It does raise the minimum wage. You've all memorized
- 2. that and the motion picture theaters are out of it again on the
- 3. underaged dollar and a half an hour employment rate and it just goes
- 4. On and on and we've memorized this thing. We've killed it. I don't
- 5. know why anybody should have to get up anymore to pass a bill like
- 6. this. It'll have a profound economic impact on the employees that
- ${\bf 7.}$ are already covered by the Illinois Minimum Wage Law. Some adverse
- 8. consequences of the bill would be a significant rise in restaurant
- 9. and hotel prices and movie prices...a rise in the computation of the
- State-wide average weekly wage that impacts everything regarding
- this subject. Thus, corresponding increases in benefits from
- Workmen Comp and Unemployment Comp Insurance. Let's just kill it 12.
- before it has little ones.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Nimrod.
- SENATOR NIMROD:

30.

- Thank you, Mr. President. The problem is that we have had 17.
- this bill before us five times in the Senate at this Session. It
- seems to me when the Senate already expresses its wishes that to $19. \,$
- continually do this is an insult to our intelligence. I think that $20. \,$
- what we're really saying here is that this does a great disservice $21. \ \ \,$
- to our State. It certainly discourages young people from being
- involved in employment. It's an invasion of the privacy of our
- home. It discourages the proper thing...the record keeping for
- 24.
- 25.

the Department of Labor would almost be impossible. I just think

- it's a bad concept. I think we have studied this incommittee and 26.
- I would urge the same defeat for this as the other bills. $\ensuremath{\mathbf{27.}}$
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 28. Senator Savickas.
- 29. SENATOR SAVICKAS:
- $$\operatorname{Mr.}$ President and members of the Senate, arguments that say ${\bf 31.}$
- that the minimum wage rate increases tend to reduce unemployment $\ensuremath{\mathbf{32}}$.
- opportunities for our youth are in error. In...in the 1977, when ${\bf 33.}$

```
1.
     the Federal minimum rates were raised, it was raised thirty-five
     cents to two dollars and sixty-five cents...that year in the first
2.
     six months of employment, employment increases by over two million
3.
     and the unemployment rate fell from 6.6 percent in December of '77
4.
     to 6.2 percent in July of '78. Now teenage employment proceeded
5.
     at the same rate as gains in total employment and about two hundred
6.
     thousand more teenagers were employed in the second quarter of '78
7.
     than in '77's fourth quarter. So, obviously, these arguments that say
8.
     when you raise the minimum wage rate we reduce teenage employment
9.
     are in error. Minimum Wage Rate Bill is this...for someone to live
10.
```

on two...two dollars and ninety cents and three dollars an hour...it's a

PRESIDING OFFICER: (SENATOR DONNEWALD)

equitable bill, a bill that we should support.

Senator Berning.

SENATOR BERNING:

11.

12.

15.

18.

19.

24.

25.

Question of the sponsor. 16.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Indicates he will respond.

SENATOR BERNING:

Senator, does this have an immediate effective date?

PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Maragos.

22.

SENATOR MARAGOS:

As soon as the Governor signs it, yes.

PRESIDING OFFICER: (SENATOR DONNEWALD)

•

Senator Berning. 26.

SENATOR BERNING: 27.

Well, Ladies and Gentlemen of the Senate, I'd like to point

28.

out that a dramatic and sudden increase in cost of doing business,

29.

which is what this would amount to, would be very difficult for

30.

most businesses to absorb on a moment's notice. In other words,

there's no time to prepare, no time to adjust one's business format and the increases range from twenty-six percent to twenty-eight per-

33.

31.

- 1. cent right now and then in...after January 1st an additional thirty-
- 2. four to thirty-six percent...seems totally unconscionable to be
- 3. burdening industry and business with these kinds of increases when
- 4. we are already guilty of making it almost impossible for the small
- 5. business to survive. I submit it is better for young people to be
- 6. working for less and have a job than to try to reach for the pie
- 7. in the sky and totally eliminate the opportunities that we all would
- 8. like to see them have.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator, your time has expired. Senator Graham.
- SENATOR GRAHAM:
- Thank you, Mr. President. You know one of the little hookers 12.
- of this bill that nobody really talks about says the employee has 13.
- about three years to file for underpayment of wages, liquidated 14.
- damages and any...any unpaid money plus legal fees must then be
- paid by the employer. That is an ambulance-chaser's paradise and
- 16.
- a detriment to business in Illinois. 17.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 18.
- Senator Maragos may close.
- SENATOR MARAGOS:

22.

33.

- Mr. President and members of the Senate, it astounds me in
- this day of inflation when we say that the young people or anyone
- else cannot have a living wage upon which to support himself or
- 23. his family or to support himself through school. I think it's high
- 24.
 time that we stopped kidding ourselves that we are going to put
- 25.
- people out of work because we're going to raise their salaries. It's 26.
- high time that any enforcement of this area should be done properly ${\bf 27.}$
- because the...I have been a student many years ago and I know what ${\bf 28.}$
- it was to support myself through school and I think we should give 29.
- these youngsters a living wage. Out of the fifty-two states and ${\bf 30.}$
- possessions of the United States we are under the average. Twenty-
- one states or possessions have greater minimum wage than we do and
- 32. we're an industrial state which is a very rich state. I think it's

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7.

14.

15.

16.

17.

19.

23.

time that we give our people, our working people, a living wage
 upon which they can survive in this inflationary period and I ask for
 your support.
 PRESIDING OFFICER: (SENATOR DONNEWALD)

Question is shall House Bill 2741 pass. Those in favor voteAye. Those opposed Nay. The voting is open. Have all those voted

who wish? Have all those voted who wish? Take the record. On that question the Ayes are 24. The Nays are 29. 2 Voting Present. House

8. Bill 2741, having received a...not having received a constitutional
9. majority, is declared lost. Senator Maragos asks for postponed

consideration. Consideration will be postponed. House Bill 2750,

Senator Geo-Karis. Read the bill, Mr. Secretary. ${\bf 12.}$

SECRETARY:

House Bill 2750.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Geo-Karis.

18. SENATOR GEO-KARIS:

Mr. President, Ladies and Gentlemen of the Senate, this bill

20.
 amends the Act creating the Department of Children and Family Services

21.
 requiring...Department to disclose its knowledge of criminal behavior

22.
 of foster parents...of any criminal behavior which would affect the

child care activity and I urge your respectful consideration.

PRESIDING OFFICER: (SENATOR DONNEWALD)

25.
Is there discussion? Question is shall House Bill 2750 pass.

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

27. Have all those voted who wish? Have all those voted who wish?

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

29. the Ayes are 57. The Nays are none. House Bill 2750, having received

30.

a constitutional majority, is declared passed. House Bill 2766,

31. Senator Nedza. Read the bill, Mr. Secretary.

32. SECRETARY:

- 1. House Bill 2766.
- (Secretary reads title of bill)
- 3. 3rd reading of the bill.
- 4. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Nedza.
- 6. SENATOR NEDZA:
- 7. Thank you, Mr. President. House Bill 2766, which provides for
- ${\bf 8.}$ a homestead improvement exemption for multi-family dwellings addresses
- g. itself to the problem of weak and declining housing stock. This is
- 10. housing which may become or is tax delinquent. Last year in the
- City of chicago alone, more than two and a half million dollars was
- spent on demolition of over twenty-five hundred buildings. Sixty-
- $% \left(1\right) =\left(1\right) \left(1\right)$ five percent of those buildings were multi-family dwellings. Various 13.
- housing groups have indicated that the number of delinquent multi- $14. \,$
- family units is on the increase. There are many local rehab groups, 15.
- local developers and concerned citizens which would like to preserve 16.

and improve the housing in their areas. Their progress is slowed by

- the high cost of rehab in this weak market area. This bill offers
- an incentive to local developers. Without its assistance more
- 19.
- buildings which might well become a tax deficit will contribute... 20.
- significantly to the tax base and it will offer better rental housing 21.
- and it will stabilize the possible reverse and declining of housing 22.
- in our areas. Any questions? I would move for its favorable roll 23.
- call.

30.

- PRESIDING OFFICER: 25.
- Senator McMillan. 26.
- SENATOR McMILLAN:
- 27.

 Mr. President, members of the Senate. I would rise in opposition
 28.
- to this bill. I understand the arguments of its proponents, but ${\bf 29}.$
- I think it clearly needs to be recognized as a fifteen thousand dollar
- exemption for each unit in income producing property of up to fifty-
- 31.
 five units each. Now, it would accomplish, perhaps, the purposes
- that it seeks to accomplish, but that's the kind of exemption that
- 33.

- 1. I think this Body that has cried aloud often in trying to do things
- for little people...this is not for little people. This is a sizable
- exemption for large...up to large buildings for income producing
- property and I think it's costly and it would not be wise and I would
- seek a No vote.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 6.
- Senator Geo-Karis.
- 7.
- SENATOR GEO-KARIS: 8.
- Will the sponsor yield to a few questions? $\mathbf{9}$.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 10.
 Indicates he will.
- 11. SENATOR GEO-KARIS:
- 12.
- In my quick minute, Senator Nezda, supposing there are twenty 13.
- apartments in this one building, you mean to tell me there will be 14.
- a homestead exemption for each of the twenty apartments?
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 16. Senator Nedza.
- 17. SENATOR NEDZA:
- For the structure, not for twenty apartments.
- 19. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 20. Senator Geo-Karis.
- 21. SENATOR GEO-KARIS:
- In other words, for the entire structure there would be a
- 23. pretty sizable exemption, is that correct, Sir?
- 24. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 25. Senator Nedza.
- 26. SENATOR NEDZA:
- The exemption to the structure only, not to individual apart-
- 28. ments.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 30. Senator Geo-Karis.
- 31. SENATOR GEO-KARIS:
- 32. Well, Mr. President and Ladies and Gentlemen of the Senate, I
- 33.

- 1. have the highest regard for the sponsor. However, I think that if
- 2. we are going to worry about the people who don't have the apartment
- 3. buildings and who have the single family residences and they have
- 4. trouble enough...they can't get homestead unless they are senior
- 5. citizens, I don't feel that this is a wise bill at this time.
- 6. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 7. Senator Netsch.
- 8. SENATOR NETSCH:
- Thank you, Mr. President. Gentlemen on this side, the bill
- has no impact at all on State revenues and it is a good sound bill 10.
- an extension of the legislation that Senator Hynes had been the ${\bf 12.}$
- principal sponsor of last Session which did allow what we variously 13.
- have termed a homestead improvement or a tax exemption. It's not 14.
- literally a tax exemption. In order to encourage the improvement of 15.
- properties, obviously, most particularly in urban areas...I think
- the one thing that many of you forget, particularly Senator McMillan,
- if I might call this to your attention...is that in large urban
- 18.
 areas a huge proportion of the housing stock is in large apartment
- 19. buildings and it is not always well-to-do people who live in those
- 20.

buildings so that this is a critical part of making the program that

- 21. this Legislature approved last Session work.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 23. Senator Berning.
- 24.
- SENATOR BERNING: 25.
- Question of the sponsor. Senator, does this apply to...is this 26.
- State-wide or is it restricted to home-rule units or is it Chicago 27.
- only or what is this?
- PRESIDING OFFICER: (SENATOR DONNEWALD)
 29.
- Senator Nedza.
- 30. SENATOR NEDZA:
- 31.
- Senator, it's applicable throughout the...throughout the entire 32.

 State and it's applicable on the local level.
- 33.

Senator Berning. 2. SENATOR BERNING: ₹. Then I have one other question, Sir. Let's take the fifteen 4. thousand on a ten unit building, which I suppose would be more or 5. less only in a larger city...that would be a hundred fifty thousand 6. dollars of homestead exemption. Is that then just for one year or 7. is that every year? 8. PRESIDING OFFICER: 9. Senator Nedza. 10. SENATOR NEDZA: 11. Senator, the fifteen thousand which is what we were speaking of 12. which is applicable is to the total cost and only one third of that 13. which...you were talking about fifteen thousand and in reality you 14. are only speaking of five thousand and it's for a four year period 15. only. 16. PRESIDING OFFICER: (SENATOR DONNEWALD) 17. Senator Berning, your time has expired. Senator...you have 18. another turn. Well, we have to proceed with the members as they 19. requested. Senator Egan. 20. SENATOR EGAN: 21. Yes, Mr. President and members of the Senate. Senator Nedza, 22. it's my understanding that there is a punishment in effect...I 23. guess that would be the practical effect of the denying this same 24. relief to the building if it becomes condominiumized and I'm

PRESIDING OFFICER: (SENATOR DONNEWALD)

l.

28.
PRESIDING OFFICER: (SENATOR DONNEWALD)
29.

Senator Nedza.

concept. I...

SENATOR NEDZA:

25.

26.

27.

31.

...Senator, the prohibition against the condominium conversion 32.

is only for the four year period for the length of the exemption, 33.

wondering why we should do that...if it's for no other reason than

to prevent or to thwart that effort, then I cannot support the

- 1. the homestead. Hopefully, that there would be conversions into the
- 2. building, into the apartments, into apartments so that it would
- $_{
 m 3.}$ provide housing and therefore, after the four year period, there is
- 4. no prohibition.
- 5. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 6. Senator Egan.
- 7. SENATOR EGAN:
- Yeah, I understand that, but the net effect of that is to
- thwart the effort of the owner to condominiumize and I personally
- feel that that is a mistake. I think to condominiumize would be
- to stabilize and I do feel that the hysteria that we see currently
- about condominiumizing is a lot of humbug.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator, your time has expired. Senator Mitchler.
- 14.
- SENATOR MITCHLER:
- Mr. President and members of the Senate. The problem that I

 16.

 see with this is that it involves the homestead exemption because where
- you give somebody a tax relief on one hand, you're going to have
- to raise so many...so much taxes locally through real estate, you
- put it on the other people on the other hand and the same way with
- the senior citizens for their tax exemption on homestead. When you 21.
- take it and give it to them and take them off the tax rolls for 22.

 fifteen hundred you put it on somebody else for that same fifteem
- hundred and that is what you are doing here. You're transferring a
- tax between this class that has these apartment buildings that they 25.
- want to improve and get the tax exemption and shifting it over onto 26.
- the other person. Now...I just want to bring that out...if you believe 27.
- that that's a good idea, then I think that you are in favor of this 28.
 bill because what it's doing is shifting the tax burden from one
- person to another.
 30.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Rock.
- SENATOR ROCK:

```
1.
          Thank you, Mr. President and Ladies and Gentlemen of the
     Senate. I rise in support of House Bill 2766 as amended and would
 2.
     point out to Senator Mitchler as we pointed out I think...as was
 3.
     pointed out eloquently last...year by Senator Hynes with respect
 4.
     to his bill...this is not a shift in burden of taxation. What
 5.
     you are is deferring with the full hope and full knowledge there
6.
     will, in fact, be some effort at rehabilitation. Now, we have taken
7.
     the single family residence exemption up to twenty-five thousand
 8.
     dollars State-wide and rightfully so, in order to encourage people
 9.
     to do this kind of rehab and remodeling on their ... on their residen-
10.
     ces. All this bill does is afford at...at up to fifteen thousand
11.
     dollars per unit the same kind of deferral for multi-family dwellings.
12.
     It's a legitimate effort to encourage rehabilitation...in...particularly
13.
     in the inner-city and I think it should be supported by all of us.
14.
     Additionally, I do not happen to agree with Senator Egan that this
15.
     is in any way necessarily restrictive. What it says is if you want
16.
     to take advantage of this exemption then you have to agree that this
17.
     piece of property will be used as a residence. That 's all it says.
18.
     If I want the tax break, I've got to agree not to condominiumize for
19.
     the period of the tax break, four years. If you don't want the tax
20.
     break, condominiumize tomorrow. That's fine, but we are trying to
21.
     encourage rehabilitation. I urge an Aye vote. I think this is a
22.
     super bill.
23.
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PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Walsh.

SENATOR WALSH:

24.

25.

26.

27.

28.

29.

30.

31.

32.

33.

Mr. President and members of the Senate, I think Senator Rock very clearly indicated just what the bill provides. There was some confusion earlier I believe, because this exemption of fifteen thousand dollars is per unit and not per structure so for up to fifty-four units, we'd be talking about a potential exemption of over eight hundred thousand dollars. I do not agree with his conclusion, however, because this does amount to a shift in the burden. An assessment should be

- 1. based...if this bill is not passed, on an eight hundred...eight hun-
- 2. dred thousand dollar investment. If the bill is passed, there'll
- 3. be no assessment. Consequently, other property owners will bear
- 4. the burden. So, I think income producing property should bear its
- 5. share of the burden and I urge a No vote.
- 6. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 5enator Carroll.
- SENATOR CARROLL:

- Thank you, Mr. President. Very briefly, Senator Rock having hit
- mose of the points I wanted to, I had turned my light off until 10.
- Senator Walsh had spoken. The point of it is this. One, we should ${f 11.}$
- be encouraging a stable rental community just as we do encourage

 12.

 home ownership, whether it be condominium or single family residence.
- 13. Each needs to be encouraged to have a viable housing market and a
- viable society. This particular legislation happens to be a great
- idea. What you are saying is...all you are exempting is something
- that's not on the tax rolls now. There is no shifting of burdens.
- 17.

 There is nobody else picking up the tab. It's not there now. You're
- 18.
 encouraging an owner to come in and improve his property, increase
 19.
- his property and saying to him if you assure us this will stay as

 20.

 rental, you can then apply for a tax break on that which you improve,
- 21. nothing to do with the existing base, just on the improvement. It's 22.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 24.
- Senator Berning.
 25.
 SENATOR BERNING:

a great idea.

- Yes, thank you, Mr. President. I did not get the answer that I
- 27.
 wanted, but part of it has been brought out. It is fifteen thousand
- 28. dollars per dwelling unit, per unit. You had said it was five
- thousand dollars. Now, this is on all residential...all real property 30.
- on which residential buildings consisting of less than fifty-five

 31.
 dwelling units are situated. In other words, this covers everything,
- all kinds of homes. Now, I submit that there is a degree of shift

 33.
 - burden here, if only for the reason that as the property has deteriorated, those people who have worked hard, paid their taxes,

- 1. maintained their homes at great cost, have shouldered an increasing
- 2. real estate tax burden. I can subscribe to the objective here. It's
- 3. unfortunate that buildings were allowed to deteriorate...the way
- 4. they were, but when it gets to the point of fifteen thousand dollars
- 5. per unit, we are talking about an awful lot of money. Someone can
- 6. buy a fifteen hundred or fifteen thousand dollar five, ten apartment
- 7. unit and get a hundred and fifty thousand dollars to rehabilitate.
- 8. You will have a fantastic total investment without having to bear any
- cost and it seems to me that we have gone a little too far. If it $\boldsymbol{9}$.
- was five thousand, Senator...
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator...Senator, your time is expired. Senator Nedza may 12.
- close.

- SENATOR NEDZA:
- Thank you, Mr. President. Just to clarify one point. The 15.
- exemption only applies to the improvement...the improvements per ${\bf 16.}$
- dwelling unit and I stand corrected. It is per unit. On the assessed 17.
- ratio in Cook County and through the remaining portion of the State 18.
- which is one third, that's where the five thousand dollar figure
- 19. comes from. It's not fifteen. Plus the fact that this investment
- 20.
 would return delinquent properties back to the tax rolls, help to
- 21.
- stabilize the areas, create jobs and strengthen which is now a $22. \,$
- depleted tax base. In effect, this could make money for all of the 23.
- municipalities that would be involved in such a program as opposed 24.
- to deleting it. I would ask for a favorable roll call.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 26.
- Question is, shall House Bill 2766 pass. Those in favor vote 27.
- Aye. Those opposed Nay. The voting is open. Have all those voted 28.
- who wish? Have all those voted who wish? Take the record. On
- 29. that question the Ayes are 33. The Nays are 22. 1 Voting Present.
- 30.
- House Bill 2766, having received a constitutional majority, is 31.
- declared passed. House Bill 2767, Senator Nedza. Senator Nedza, 32.
- you wish to call the bill? Read the bill, Mr. Secretary.

- l. SECRETARY:
- 2. House Bill 2767.
- 3. (Secretary reads title of bill)
- 4. 3rd reading of the bill.
- 5. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 6. Senator Nedza.
- 7. SENATOR NEDZA:
- 8. Thank you, Mr. President. This bill requires property owners
- whose property is at least five years tax delinquent and available 9.
- at the county scavenger sales to repay the amount of back taxes, not 10.
- merely the amount of the bid plus interest in order to regain property 11.
- sold at the sale. This would apply to commercial, industrial and 12.
- residential properties. Under the present scavenger sale system, 13.
- there are many blatant abuses by property owners to avoid paying 14.
- their taxes. Moreover, it is costing the counties millions of dollars 15.
- in lost revenue, not to mention the loss in the valuable housing. 16.
- Closing the loop hole in the tax collection system which penalizes 17.
- diligent taxpayers, we would urge you to support this bill to close 18.
- the door to the abuse, returning delinquent tax property to the 19.
- tax rolls and also to...preserve the housing and stabilize the area. 20.
- ... No questions, I would move for ...
- PRESIDING OFFICER: (SENATOR DONNEWALD) 22.
- Is there discussion? Senator Rock.
- SENATOR ROCK: 24.

23.

- Thank you, Mr. President and Ladies and Gentlemen of the Senate. 25.
- I again rise in support of House Bill 2767 as amended and wish to 26.
- point out that we were all painfully aware that this process...this 27.
- procedure, does, in fact, exist. What happens is, with respect
- particularly as the bill is addressed to properties of over four or 29.
- more units, you will get a large apartment building in the...the west 30.
- side of Chicago, for instance and no taxes will have been paid year 31.
- after year and after five years there is what's called a scavenger 32.
- sale and I or one of my friends can go in and buy the back taxes for 33.

- 1. a dollar or two dollars or two dollars and fifty cents when the
- 2. taxes, in fact, may have been ten thousand or twelve thousand or
- 3. fifteen thousand dollars and then I can absolve myself from tax
- 4. liability by purchasing for two dollars and fifty cents plus interest
- 5. the amount of that bid. Now, what this bill says is that you can't
- 6. do that any more. If you are going to redeem, you've got to pay the
- 7. full amount of the taxes. I think it's a good bill and one we ought
- 8. readily to support and I urge a favorable vote.
- 9. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there further discussion? Question is shall House Bill 2767
- pass. Those in favor vote Aye. Those opposed Nay. The voting is
- open. Have all those voted who wish? Have all those voted who wish?
- Take the record. House Bill 2769, Senator Carroll...we're going 13.
- back for the second time around and the last time around. 14.
- PRESIDENT:
- Is there leave to go to the Order of Messages from the House?
- I'm told there is a Conference Committee that is required with respect 17.
- to an FY 79 supplemental appropriation. Leave is granted. Messages 18.
- from the House with respect to 468, I think the number is, Mr... 19.
- SECRETARY:

21.

27.

31.

- A Message from the House by Mr. O'Brien, Clerk.
- Mr. President I am directed to inform the Senate the
- 22. House of Representatives have refused to recede from their Amendments
- 23.

and request a Conference Committee and the Speaker has appointed

- Nos. 5 and 6 to a bill with the following title: Senate Bill 486, ${\bf 24}$.
- 25.
- the members on behalf of the House. $26. \,$
- PRESIDENT:
- Senator Rupp. Senator Rupp
- 28. SENATOR RUPP:
- 29.
 Thank you, Mr. President. We refuse to accede to the...
- PRESIDENT:
- 30.
- I think the motion is to accede to their request and ask that $\ensuremath{\mathbf{32}}$.
- a Conference Committee be appointed.

1. SENATOR RUPP:

- ...to it and request the Conference Committee...fine,
- 3. thank you.
- 4. PRESIDENT:
- 5. All right. The question is shall the Senate accede to the
- 6. request of the House that a Conference Committee be appointed.
- 7. All in favor signify by saying Aye. All opposed. The Ayes have it.
- 8. The motion carries and the Senate does accede to the request to
- 9. appoint a Conference Committee. All right. Gentlemen, if we can
- have your attention, we will begin on page 2 of the Calendar and
- ... attempt to go straight through, so I would urge your full participation
- and brief participation. Senator Lemke, for what purpose do you
- 12. and brief participation. Senator benke, for what purpose do you
- arise?
- SENATOR LEMKE:
- Had I been here this morning when the Agreed Bill List, I would 15.
- have voted Aye. Let the record so show.
- PRESIDENT:
- The record will so reflect.
- PRESIDING OFFICER: (SENATOR BRUCE)
- House Bill 4, Senator Grotberg. Read the bill, Mr. Secretary, 20.
- please.
- SECRETARY:
- House Bill 4.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- SENATOR BRUCE:
- 26.

- Senator Grotberg. 27.
- SENATOR GROTBERG: 28.
- Thank you, Mr. President and members of the Senate. I'll try to
- be brief, to the point. A year ago the Supreme Court ruled that
- 30. professional advertising...the prohibition of professional advertising
- 31. was unconstitutional. On June 23, three days ago, the FTC
- 32. promulgated their rules regarding this advertising and in the area
- promulgated their rules regarding this advertising and in the area 33.

4821/19 ing

- ${f 1.}$ of one profession, the ophthalmology and optometric profession.
- 2. We're just seeking in this bill to the truth in advertising that
- 3. must be present to prevent the bait and switch conduct that is...
- 4. a temptation by all concerned. It merely says that if it's ninety-
- 5. nine dollars for glasses, got to tell you whether or not that is
- 6. for the lenses or for the lenses and frames or does it include
- γ_{\star} professional services? We have amended the Department of R and E
- 8. in with a fifteen day notice to the violators. I would answer questions
- or ask for a roll call.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Is there debate? Question is, shall House Bill 4 pass?
- Those in favor vote Aye. Those opposed vote Nay. The voting is 12.
- open. Have all voted who wish? Have all voted who wish? Take the 13.
- record. On that question the Ayes are 55. The Nays are none. 14.
- None Voting Present. House Bill 4, having received the required 15.
- constitutional majority is declared passed. For the purposes of the ${\bf 16.}$
- record, there is question as to whether roll call on 2676, House 17.
- Bill was read in and on that vote there were 58 Ayes and no Nays,
- no Voting Present. House Bill 2767, having received the required
- 19. constitutional majority, is declared passed. House Bill 21, Senator
- 20.
- Johns. Read the bill, Mr. Secretary, please. $21. \ \ \,$
- SECRETARY:

23.

28.

30.

- House Bill 21.
- (Secretary reads title of bill)
- 24. 3rd reading of the bill.
- 25.
- PRESIDING OFFICER: (SENATOR BRUCE)
 26.
- Excuse me, Senator Johns. Channel 20 would like leave of the 27.
- Body to film part of the proceedings. Is there leave? Leave is
- granted. Senator Johns.
- 29. SENATOR JOHNS:
- Thank you, Mr. President. If I appear a little bit nervous
- 31. tonight or today, whatever time it might be, I hope that you under-
- 32. stand because this bill and I are sort of a companion. I'm consis-

- tent in my thinking. I never voted for the lowering of the drinking
 age in the first place and it is of a deep moral conviction that I
- ask you to support this bill today. Couple of weekends ago when Iwas home, I promised a mother that I would continue this fight for
- 5. the approval by the 81st General Assembly of House Bill 21. The
- 6. reason for that...promise was a very deep and serious one. Her
 7. daughter and her female companion both lie buried today, having
- been killed by a seventeen year old young man under the influence 8.
- 9. of alcohol, yet he lives. He lives also with the agony and the misery of his action and he's now under the charge of double in-
- voluntary manslaughter. A few days ago, as Senator Knuppel and I
- know, a young man was killed here on a bicycle in Springfield by...

 12.

 you guessed it...a person under the influence. While families are
- wiped out such as the Allens by a kid...year end, a year ago maybe

 14.

 or less in the fiery collision, their entombment in the car before the
- eyes of the grandparents who were two cars behind. All of that 16.
- takes place practically daily. A Senator here in this particular

 17.

 Assembly that consistently votes against this legislation that I

 18.

 propose...

- PRESIDING OFFICER: (SENATOR BRUCE)

 20.

 Senator your time has expired. For what purpose does Senator Johns missing the senator of the purpose does senator Johns missing the senator of t
- Senator, your time has expired. For what purpose does Senator Johns rise?
 21.
 SENATOR JOHNS:
- SENATOR JOHNS:

 22.

 I think this issue deserves the same kind of consideration
- I think this issue deserves the same kind of consideration

 23.

 given to others.
- PRESIDING OFFICER: (SENATOR BRUCE)
 25.
- Is there leave? There is objection. Senator Johns has moved

 26.

 for the suspension of the rules so that the one minute rule might
- 27. be waived. Those in favor say Aye...It will take 30 votes. Those
- in favor say Aye. Those opposed vote Nay. The voting is open.
 29.
- Have all voted who wish? Have all voted who wish? Nick? Take the 30.
- record. Question the Ayes are 30. The Nays are 19. 1 Voting Present.

 31.

 The one minute rule having Motion to Suspend the Rules is adopted.
- The one minute rule, having...Motion to Suspend the Rules is adopted.

 32.
 Senator Johns.

SENATOR JOHNS:

ı.

33.

This is not a frivolous thing that we are talking here today. 2. It can't be just...of short few minutes. It's a very conscientious 3. thing that I ask each of you to consider. A very soul-searching 4. thing. We're talking about saving the lives of thousands of young 5. people. We are thinking of saving thousands of mutilations, burns, 6. disfigured faces, and thousands paralyzed that would be spared by 7. passage of this legislation. Thousands of loved ones who would still 8. be with their families, if this bill is passed and protecting the 9. people. No single element in our society has caused more damage, 10. cost more lives, ruined more families, fortunes and friendships than 11. the legislation I wish to repeal. No one can accuse me of being 12. inconsistent. My voting record is, and here...and in this Assembly 13. proof of my beliefs. I'm tolerant of friends and associates as 14. adults if they drink in moderation, but at no time do I want to be 15. a part of as a public official, encouraging our youth to become a 16. part of our society endangered by an element that has destroyed 17. intelligent, physically fit people, has kept the poor and the 18. under-educated and the impoverished people in that condition. At 19 no time do I feel we are adding to our own stature by encouraging 20. a lower drinking age than twenty-one. Some people say that if this 21. bill fails, sobeit, but I say that Chicago in its wisdom and its 22. leadership has already raised its level to twenty-one. I think it's 23. a good think and recently following claims of leadership and actions . 24. they removed that nineteen year age because nobody...not that city... 25. not that city that leads this nation in many ways and in endeavors 26. can afford the cost of having young people at nineteen imbibing. Can 27. the rest of the State the fact that they want us they...off to 28. to continue our hardships with the problem that they recognized? Will 29. that city deny the rest of the State a chance to cure its ills? Are 30. they so totally removed in their thinking that they, through this 31. action, will add further weight to beliefs downstate that they care 32. little about the rest of the State? Anything less than uniformity

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in the drinking age at twenty-one is insanity. It should be
1.
     twenty-one throughout all Illinois. Thank you, Mr. President.
2.
     PRESIDING OFFICER: (SENATOR BRUCE)
3.
          Thank you. Now, Gentlemen, just so we know where we are, it
4.
     has been the decision of the Chair that Senator Johns' motion was
5.
     to suspend the temporary rule and we are now back on the general
6.
     rule of five minutes. If I don't hear objection to that proceeding
7.
     we will go...we will have suspended the temporary rule and back to
8.
     our regular rule and I will notify you when you have spoken your five
9.
     minutes...For what purpose Senator Knuppel rise?
10.
11.
12.
13.
14.
15.
16.
17.
18.
19.
20.
21.
                             (END OF REEL #5)
22.
23.
24.
25.
26.
27.
28.
29.
30.
31.
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32. 33.

```
SENATOR KNUPPEL:
2.
            I can just imagine what that board looks like, already, so I'm
 3.
      going to move the previous question right now.
4.
      PRESIDING OFFICER: (SENATOR BRUCE)
5.
            Senator, there are several Senators have already...if you
6.
      wish to speak, now would be the time to punch your little white
      button. Yeah. I know Senator, I'm trying to catch everyone
7.
      that's on. Senator Ozinga, Savickas, Buzbee, Knuppel, Regner,
8.
      Geo-Karis, Nimrod, Rock...I'm sorry, I'm trying...Graham is on.
9.
      For what purpose does Senator Graham arise?
10.
      SENATOR GRAHAM:
11.
           Many of us, in the confusion of this place, thought our vote
12.
      on suspending the rules was a vote on the bill because of the
13.
      board. Now, I'm telling you, I'm about ready to move to reconsider
14.
      the vote by which that motion was adopted and if we continue on about
15.
      three hours of speeches, I'm going to do it and as a matter of fact,
16.
      I'm going to do it right now.
17.
      PRESIDING OFFICER: (SENATOR BRUCE)
18.
           All right. Senator Graham, is that a motion?
19.
      SENATOR GRAHAM:
20.
           That is a motion.
21.
      PRESIDING OFFICER: (SENATOR BRUCE)
22.
            The motion is to reconsider the vote...
23.
      SENATOR GRAHAM:
24.
            I'm in favor of the bill, but I don't want to sit here all
25.
      afternoon on it.
26.
      PRESIDING OFFICER: (SENATOR BRUCE)
27.
           All right. The motion is to reconsider the vote by which
28.
      the temporary rules were suspended. Those in favor say Aye.
29.
      Opposed Nay. The Ayes have it. The temporary rule is back in
30.
      effect. We are now limited to... Senator Ozinga is recognized for
31.
      one minute.
32.
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SENATOR OZINGA:

- ı. This one minute deal. Okay. Mr. President and members of
- 2. the Senate. You all know that I have labored long and arduous
- 3. for this particular type of bill. This bill is, I hope, the vote
- 4. on this bill will be the culmination of a long six year fight
- 5. to get this subject matter back to where it should be. This bill
- 6. is identical with Senate Bill No. 2, as it now resides in the House. There has been added to Senate Bill No. 2 the preemption clause.
- This bill has the preemption clause. This is the way it should be.
- 8. This is the way I tried to get Senate Bill 2. I plead with you all,
- morally, personally, any way that I can plead to get this bill ۱٨.
- adopted. As you now see it on the Calendar, if this bill is 11.
- adopted, it will be uniform completely across the State of Illinois. 12.
- Thank you. 13.

9.

- PRESIDING OFFICER: (SENATOR BRUCE) 14.
- Senator Savickas. 15.
- SENATOR SAVICKAS: 16.
- Yes, I know that Senator Ozinga mentioned a question that 17.
- was in my mind, if this was preemptive. He said it was, but I 18.
- would ask at this point for a ruling from the Chair on the number 19.
- of votes it would need. 20.
- PRESIDING OFFICER: (SENATOR BRUCE) 21.
- Senator Savickas, can we get back to you just in a moment 22.
- on your question before the roll call? All right. Senator 23.
- Savickas, you had comment on the bill itself before I go to another
- Senator? Senator Savickas. 25.
- SENATOR SAVICKAS: 26.
- That if it is preemptive, I intend to vote against it. 27.
- PRESIDING OFFICER: (SENATOR BRUCE) 28.
- Senator Buzbee is recognized. 29.
- SENATOR BUZBEE: 30.
- Well, Mr. President, just so it is perfectly crystal clear 31.
- in everybody's mind, the bill is preemptive. I call to your 32.
- attention the bill has passed the House. It's amended as it passed 33.

l. the House. On page 3, line 9, it says, "no home rule unit as 2. defined in Article VII of the Illinois Constitution may amend 3. or alter or in any way change the legal age at which persons 4. may purchase, consume or possess alcoholic liquors as provided 5. in this Act and it is to be declared to be the law of this State 6. pursuant to paragraphs H and I of Section 6 of Article VII of 7. the Constitution that the establishment of such legal age is an exercise of exclusive State power, which may not be exercised 8. concurrently by a Home Rule unit." I refer you to Article VII 9. of the Illinois Constitution and as I have read Article VII, it 10. clearly states that a Home...Rule unit may be able to establish 11. their own ordinances and therefore, this bill would, in fact, be 12. preemptive. 13. 14. (The following typed previously) 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32.

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- 2. Well, the Chair is ready to rule, if the membership so
- desires, that this bill is, in fact, not preemptive. I...well,
- 4. Senator, if you'll wait just a moment and read the Constitution
- 5. with me, I don't think there can be much question. Under Section G
- 6. of Article VII, Section 6, it states that the General Assembly
- 7. by law approved by a vote of three-fifths of the members elected
- $oldsymbol{\epsilon}$. to each House may deny or limit the power to tax and any other
- 9. power or function of a Home Rule unit not exercised or performed
- 10. by the State other than a power of functions specified in Sub-
- 11. Section L. Now, in Subsection L, we are prohibited from
- 12. restricting the right of Home Rule units to make local improvements
- 13. or to impose additional taxes. It is a ruling of the Chair that
- 14. this does, in fact,...not limit the power of a Home Rule unit in
- 15. that the State is...presently exercising and performing in the
- 16. area of regulation of the drinking of alcoholic beverages and
- 17. under Subsection H, it states that the General Assembly may provide
- 18. specifically by law, for exclusive exercise by the State of any
- 19. power or function of a Home Rule unit other than a taxing power
- $_{\mbox{20.}}$ or a function specified in Subsection L. It's the ruling of the
- 21. Chair that this is not a power to tax and it does not infringe
- 22. upon the unit...the power of a Home Rule unit, as set forth in
- 23. Subsection L in making local improvements or imposing additional
- 24. taxes...Senator Buzbee.
- 25. SENATOR BUZBEE:
- 26. I appeal your ruling.
- 27. PRESIDING OFFICER: (SENATOR BRUCE)
- 28. For what...the motion is to appeal the...appeal the ruling
- 29. of the Chair. Is there discussion? Senator Netsch.
- 30. SENATOR NETSCH:
- I think you have not quite completed your ruling, Mr. President.
- 32. I think what you were attempting to say was that the bill requires
- 33. only thirty votes, which you did not proceed to say and...and might

- I ask you to use a slightly different way of expressing it. You
- 2. said that it was not preemptive. Well, it clearly is preemptive,
- 3. but not all preemptions require a three-fifths vote and I think
- 4. that is really what you meant. What you are saying is that this
- 5. is a...a power or function, which is performed or exercised by
- 6. the State and the...it is being denied to local government units,
- 7. which is in itself preemptive, but because the State is itself
- 8. exercising the power or performing the function, it does not
- g. require a three-fifths vote.
- 10. PRESIDING OFFICER: (SENATOR BRUCE)
- 11. I think Senator Netsch...
- 12. SENATOR NETSCH:
- 13. Is that...
- 14. PRESIDING OFFICER: (SENATOR BRUCE)
- 15. ...is absolutely correct. It is preemptive, but it is not
- 16. in those powers, as set forth in Section G and L that require
- 17. a three-fifths vote. It does preempt the right of Home Rule units
- 18. to be involved in this area, but it will not require a three-fifths
- 19. vote. It does not involve those...those preemptions of local
- 20. Home Rule units powers that require three-fifths vote of this Body.
- 21. It will require only a simple majority of those elected for passage
- 22. of this bill. Now, for what purpose does Senator Buzbee arise?
- 23. SENATOR BUZBEE:
- 24. To repeat my earlier motion. I appeal your ruling.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 26. Is there debate on the motion? Senator Walsh.
- 27. SENATOR WALSH:
- 28. Mr. President and members of the Senate. I...I agree with
- 29. your motion and specifically with Senator Netsch's comments
- thereon and I understand this ruling is consistent with the ruling
- 31. that was made in the House on this bill when the question was put.
- 32. So, I would urge all of the Senators to abide by your motion...or
- your ruling and if you could indicate to us when you put the question

- 1. just...I think a green light is upholding the...the Chair, if
- that's correct, if you would make that clear.
- 3. PRESIDING OFFICER: (SENATOR BRUCE)
- 4. Under the rules of the Body, usually, the question is usually
- 5. put, shall the ruling of the Chair be sustained and on that motion
- 6. we will have further discussion. Is there...is there discussion
- 7. of the motion? Senator Netsch.
- 8. SENATOR NETSCH:
- 9. I might say, Mr. President, that I think this is, perhaps,
- 10. one of the areas that is the grayest in interpreting this
- 11. language. It is not a power or...function that can be in a
- 12. visible, touchable way exercised or performed by the State and
- 13. it makes it somewhat difficult to tell whether it falls within
- 14. the three-fifths or the non three-fifths language. My own judgment
- 15. is that you have made the correct ruling and that it is the only
- 16. reasonable interpretation of that language in the Constitution at
- 17. the present time.
- 18. PRESIDING OFFICER: (SENATOR BRUCE)
- 19. Further discussion? The...Yeah...Is there further discussions?
- 20. Senator Buzbee, I'll let you close on your motion. Senator Rhoads.
- 21. SENATOR RHOADS:
- 22. Just so I can understand...it will take thirty votes to
- 23. sustain the ruling of the Chair. That is correct? To...to sustain
- 24. the ruling of the Chair.
- 25. PRESIDING OFFICER: (SENATOR BRUCE)
- 26. No. It will take thirty-six affirmative...negative votes to
- 27. overrule the ruling of the Chair.
- 28. SENATOR RHOADS:
- 29. All right. But if the...if the ruling of the Chair is not
- 30. sustained, then what...what posture are we left in with...with
- 31. Senator Buzbee's motion? Wait and see. Okay, we'll wait and see.
- 32. PRESIDING OFFICER: (SENATOR BRUCE)
- 33. Senator Geo-Karis.

- l. SENATOR GEO-KARIS:
- 2. Mr. President, if I understand correctly, there is a motion
- 3. to appeal the ruling of the Chair right now. Is that correct?
- 4. PRESIDING OFFICER: (SENATOR BRUCE)
- 5. And we are on that motion, Senator.
- 6. SENATOR GEO-KARIS:
- Fine and then we need thirty votes to sustain that motion 7.
- to appeal your ruling. That's the way it should be. 8.
- PRESIDING OFFICER: (SENATOR BRUCE) 9.
- No, Senator, so we get back to the...the question is, shall 10.
- the ruling of the Chair be sustained? Those who are in favor of 11.
- sustaining the ruling of the Chair will vote Aye. Those who are 12.
- opposed would vote Nay and it will take thirty-six negative votes 13.
- to overrule the ruling of the Chair and Senator...is there further 14.
- discussion? That was just for clarification. We're not to the 15.
- vote. Gentlemen, I...I guess I am...there are several lights 16.
- flashing. Is it on this motion? Okay. Senator Bowers. 17.
- ·SENATOR BOWERS: 18.

- Well, I just...very briefly, Mr. President, thank you...want 19.
- to say, that it seems to me from a legal standpoint the Chair is 20.
- clearly correct. I hope we don't let the politics of the situation 21. screw this whole thing up and I would, at least, urge the people
- on this side of the aisle to sustain them...the ruling of the Chair.
- 23.
- It's clearly the legally, correct ruling. 24. PRESIDING OFFICER: (SENATOR BRUCE)
- 25.
- Senator Knuppel. 26.
- SENATOR KNUPPEL: 27.
- On the motion to stop the debate... 28.
- PRESIDING OFFICER: (SENATOR BRUCE) 29.
- That...that will come next, Senator. We'll be back to your 30.
- motion. Further discussion? Senator Regner. 31.
- SENATOR REGNER: 32.
- I was just going to move the previous question on the other. 33.

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- 2. All right. Only one Senator has sought recognition on this
- 3. particular point. Senator Gitz. Okay. Senator Buzbee may close
- 4. on his motion on sustaining the Chair.
- 5. SENATOR BUZBEE:
- 6. I just have a parliamentary inquiry, Mr. President. Would
- 7. you please show me the rule and...so I can find it in my rule
- 8. book where it says that it takes thirty-six negative votes to
- overrule your ruling.
- 10. PRESIDING OFFICER: (SENATOR BRUCE)
- 11. Rule 45...appealing a ruling of the Presiding Officer in
- 12. any appeal...
- 13. SENATOR BUZBEE:
- 14. Oh. Well, wait a minute. I have last year's book and my
- Rule 45 deals with the motion to postpone. Read it to me, please.
- 16. PRESIDING OFFICER: (SENATOR BRUCE)
- 17. Well, last year was the same vote, but since the question
- 18. was raised, Rule 45 in any appeal taken from a ruling the Presiding
- 19. Officer...the providing...Presiding Officer shall be sustained
- unless three-fifths of the Senators elected vote to overrule him.
- 21. SENATOR BUZBEE:
- 22. Thank you.
- 23. PRESIDING OFFICER: (SENATOR BRUCE)
- 24. Is there further debate? Senator Buzbee, did you wish to
- close? Okay. The question is, shall the ruling of the Chair be
- 26. sustained. All those in favor of sustaining the ruling will vote
- 27. Aye. All those opposed to sustaining the ruling shall vote No.
- The voting is open. Have all voted who wish? Have all voted who
- wish? Take the record. On that question, the Ayes are 35, the
- Nays are 19. The ruling of the Chair is sustained. Gentlemen, on
- the...we now revert to Senator Knuppel's motion for the previous
- question and then in our procedure the following Gentlemen have
- sought recognition. They will be allowed to discuss the issue...if

- 1. the motion prevails. On Senator Knuppel's motion, all in favor
- 2. say Aye. Opposed Nay. The Ayes have it. The following Senators
- 3. are recognized. Senators Buzbee, Knuppel, Regner, Geo-Karis,
- 4. Gitz, Nimrod, Rock and Graham and Senator Buzbee on the main...
- 5. on House Bill 21. Senator Buzbee.
- 6. SENATOR BUZBEE:
- 7. I only wanted to question the...the preemption of Home Rule.
- That's the only thing I had to say on the bill.
- 9. PRESIDING OFFICER: (SENATOR BRUCE)
- 10. Senator Regner.
- 11. SENATOR REGNER:
- 12. I move the previous question.
- PRESIDING OFFICER: (SENATOR BRUCE)
- That's all he...Senator Geo-Karis.
- 15. SENATOR GEO-KARIS:
- Mr. President and Ladies and Gentlemen of the Senate. I
- think we've debated this thing long enough. I've had mixed
- emotions, but the people have spoken, Chicago has raised it to
- 19. twenty-one years of age and I don't want the people coming to my
- 20. county getting drunk and I'm for this bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- ...Senator Gitz.
- SENATOR GITZ:
- I merely wanted to say and I sincerely apologize to Senator
- Graham and others. What, for a moment, you're doing to those of
- us that live on the border of other states. Senator Johns, it's
- very laudable what you're attempting to do, but it will not be
- accomplished. What you will do in my area is put people on the roads
- to Wisconsin and to Iowa. If your motion was to ban carry-outs
- I could see it. If I thought that it really changed their habits,
- I could see it, but it will not and we are kidding ourselves to 31.
- believe it's so. Now, everybody knows how they're going to vote,
- but I hope you just understand that this isn't going to change a ${\bf 33.}$

- 1. darn thing.
- 2. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Nimrod.
- 4. SENATOR NIMROD:
- 5. Thank...thank you, Mr. President and Ladies and Gentlemen
- 6. of the Senate. We got along just fine before this bill was
- 7. passed. I'm one of those who grew up driving across the border
- 8. and I want to tell you if they want to continue to do it, let
- g. them do it. Maybe the other states will wake up and do the same
- 10. thing we're doing. I would say vote...unanimous vote on this
- 11. to send the message to everybody.
- 12. PRESIDING OFFICER: (SENATOR BRUCE)
- 13. Senator Rock. Further discussion?
- 14. SENATOR ROCK:
- 15. Thank you, Mr. President and Ladies and Gentlemen of the
- 16. Senate. I just thought that I would speak... I intend to vote
- No. I think it is preemptive, but I think in fairness I was
- 18. well aware of how the House ruled and this is the House Bill
- 19. with the House Amendment. I intend, as I say, to vote No
- 20. because I do not believe the age should be raised, but there
- has been a lot of discussion and a lot of concern, particularly
- from the downstate members, that the City of Chicago and the
- County of Cook, in fact, have raised the drinking age back to
- 24. twenty-one by ordinance and for us, it seems to me, from the...
- 25. from that county to thwart the efforts of those from downstate
- 26. just simply doesn't seem to be fair. I am going to vote No
- because I believe the eighteen year olds who have the right to
- marry and raise children and sign contracts should have the right
- 29. to have a glass of beer.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Further discussion? Senator Johns may close.
- 32. SENATOR JOHNS:
- To all of those that have said, if you need me, I'll be there.

- l. I want you there. Thank you very much, Mr. President.
- 2. PRESIDING OFFICER: (SENATOR BRUCE)
- 3. The question is, shall House Bill 21 pass. Those in favor
- vote Aye. Those opposed vote Nay. The voting is open. Have all
- 5. voted who wish? Have all voted who wish? Take the record.
- 6. that question, the Ayes are 35, the Nays are 20, 2 Voting Present.
- 7. House Bill 21 having received the required constitutional majority
- is declared passed. House Bill 65, Senator Carroll. For what 8.
- purpose does Senator Johns arise? Senator Johns...having...voted 9.
- on the prevailing side... Senator Johns moves to reconsider the 10. vote by which House Bill 21 passed. Senator Ozinga moves to...lie
- upon the Table. All in favor say Aye. Opposed Nay. The Ayes have 12.
- it and the motion to Table prevails. House Bill 65. Read the bill, 13.
- Mr. Secretary, please. 14.
- SECRETARY: House Bill 65. 16.

11.

- (Secretary reads title of bill) 17.
- 3rd reading of the bill. 18.
- PRESIDING OFFICER: (SENATOR BRUCE) 19.
- Senator Carroll. 20.
- SENATOR CARROLL: 21.
- Thank you, Mr. President and Ladies and Gentlemen of the 22.
- Senate. Could we have a little order, please before I start. 23.
- PRESIDING OFFICER: (SENATOR BRUCE) 24.
- Yes. Ladies and Gentlemen, may we...may we have some order... 25.
- Please clear the aisles. Take your conferences off the Floor. 26.
- Senator Carroll. 27.
- SENATOR CARROLL: 28.
- Thank you, Mr. President and Ladies and Gentlemen of the 29.
- Senate. Following what seems to be a House tradition of symbolic 30.
- numbering of bills, House Bill 65 deals with those people who are, 31.
- in fact, over sixty-five in the State of Illinois and eliminates 32.
- any mandatory retirement provisions. The purpose of this legislation 33.

- 1. is guite clear. We have talked about senior citizens relief...
- 2. tax relief and all types of other programs and if you talk to
- 3. seniors, as I have, you will find the type of relief they want
- 4. most is the right to work, to work beyond the age of sixty-five,
- 5. not to be terminated merely because the calendar has caused an
- 6. event to take place. This bill we had introduced a few years
- 7. ago, even before the Federals got into the act. The hope of this
- 8. is to say, we will not discriminate against people, merely because
- 9. they have reached a required age. We have met with most of the
- 10. questions of the employers of this State in House Amendments and
- 11. I might just...
- 12. PRESIDING OFFICER: (SENATOR BRUCE)
- 13. Senator, your...
- 14. SENATOR CARROLL:
- 15. ...close by saying, that we have attempted to deal with
- 16. businesses problems. We have had the support of all major groups.
- 17. We have the support of Lieutenant Governor O'Neal and others who
- 18. have worked with seniors...
- 19. PRESIDING OFFICER: (SENATOR BRUCE)
- 20. Senator, you'll have to bring your comments to a close.
- 21. SENATOR CARROLL:
- 22. ...as the late Mayor Daley said, there is no place for age
- 23. discrimination in our country and I would ask for a favorable
- 24. roll call.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 26. Is there discussion? Senator Grotberg.
- 27. SENATOR GROTBERG:
- Why, yes, Mr. President and members of the Senate. This is
- 29. just another attempt to outdo Congress, but with some refinements
- that are going to make it impossible for many of our largest retire-
- ment programs in private industry, as well as in the State, to
- function properly. It is the Federal law now that age seventy is...
- and this one goes beyond seventy with absolutely no cap, but the...

- 1. the National law is seventy and many traumatic things are happening
- 2. around that, this bill is premature. It shouldn't be a...it shouldn't
- 3. be a golden number like that, Senator Carroll, it should be a
- 4. premature number like age one because let us, at least, digest the
- 5. impact of the new National movement before we start tinkering around
- 6. with what is now Federal Law. I urge a defeat of this bill.
- 7. PRESIDING OFFICER: (SENATOR BRUCE)
- 8. Senator Philip.
- 9. SENATOR PHILIP:
- 10. Thank you, Mr. President. Will the sponsor yield for a
- 11. question?
- 12. PRESIDING OFFICER: (SENATOR BRUCE)
- 13. He indicates he will yield. Senator Philip.
- 14. SENATOR PHILIP:
- 15. My...my information indicates it takes the...the lid off
- 16. completely. Is that correct, Senator Carroll?
- 17. PRESIDING OFFICER: (SENATOR BRUCE)
- 18. Senator Carroll.
- 19. SENATOR CARROLL:
- 20. Other than in existing agreements, yes, it does take the
- 21. lid off completely.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 23. Senator Philip.
- 24. SENATOR PHILIP:
- 25. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
- 26. I understand that on the Federal level, they have put in the seventy
- year olds lid. Is that correct? Wouldn't this also leave us in-
- 27. year olds lid. Is that correct? Wouldn't this also leave us in
- 28. consistent with the Federal rules and regulations?

PRESIDING OFFICER: (SENATOR BRUCE)

- Senator Carroll.
- 30. SENATOR CARROLL:

29.

- The Feds raised it from sixty-five to seventy after we had
- put in this bill last year. They are at seventy now. We would not

- 1. have been out of line with them had we raised it from sixty-five
- 2. to seventy or any other age last time. We would be different,
- 3. that's all and there's nothing wrong with us taking care of our
- 4. seniors better than Congress wishes to. You'll note, there's
- 5. many members of Congress who are over seventy.
- 6. PRESIDING OFFICER: (SENATOR BRUCE)
- 7. Senator Philip, your time has expired. Senator Geo-Karis.
- 8. SENATOR GEO-KARIS:

- 9. Mr. President and Ladies and Gentlemen of the Senate.
- been a firm believer that employment should be based on ability and 10.
- character and qualifications. I think the matter of age is 11.
- discriminatory when you know there are many senior citizens who could
- hold jobs and have done...have a better work record than some of 13.
- us have and therefore, I speak in support of this bill. I think 14.
- it's only a matter of the work ethic to be employed and I'm sure 15.
- that it can be worked out by the Governor. 16.
- PRESIDING OFFICER: (SENATOR BRUCE) 17.
- Senator Collins. 18.
- SENATOR COLLINS: 19.
- A question...a question of the sponsor. 20.
- PRESIDING OFFICER: (SENATOR BRUCE) 21.
- He indicates he will yield. Senator Collins. 22.
- SENATOR COLLINS: 23.
- Senator Carroll, I remember this bill in committee and I had 24.
- some concerns about the bottom limit. Now, it was my understanding ... 25.
- I don't know whether you've amended this bill or not, that at any 26.
- age one could retire had he satisfied the retirement requirement of 27.
- that particular job ... employer. 28.

PRESIDING OFFICER: (SENATOR BRUCE)

- Senator Carroll.
- SENATOR CARROLL: 31.

29.

- As I recall Senator Collins, the answer is yes. There's nothing 32.
- that says you cannot retire, the only thing is they cannot mandatorily 33.

- l. make you retire...
- 2. PRESIDING OFFICER: (SENATOR BRUCE)
- 3. Senator...
- 4. SENATOR CARROLL:
- 5. ...so that if the policy or the plan says, at age fifty, in
- 6. twenty-three years you're eligible to retire. This does not
- 7. change that.
- PRESIDING OFFICER: (SENATOR BRUCE) 8.
- Senator Collins. 9.
- SENATOR COLLINS: 10.
- Did you amend the bill, since it was in committee? 11.
- PRESIDING OFFICER: (SENATOR BRUCE) 12.
- Senator Carroll. 13.
- SENATOR CARROLL: 14.
- No. 15.

29.

31.

- PRESIDING OFFICER: (SENATOR BRUCE) 16.
- Senator Collins. Further discussion? Senator Nimrod. 17.
- SENATOR NIMROD: 18.
- Thank you, Mr. President. I would carry on what Senator 19.
- Philip had just said before. You must realize that only on May 25th, 20.

time to see...see what effect that has on us. I hope we wouldn't

it and now have put a limit on that age. I think what we ought to

- 1979 did the Federal Law come into effect. We have not even had a 21.
- 22.
- make the same mistake that Florida has made. They removed the 23.
- retirement age and it went on up and they since then have changed 24.
- do is wait and see what effect this has. This does not...prevent
- 26. senior citizens from going out and finding a job and working after-
- 27. wards. It just says that they can't be continuing in those areas.

There's nothing to prevent them to seek employment and get the

- 28.
- exemptions. The Bible says three score and ten is a full life. 30.
- We're trying that at seventy years old and I think we ought to
- stay and give this a chance before we try to tinker with the adjust-32.
- ments. I would certainly urge us to go cautiously and not support .33.

- l. this bill at this time.
- 2. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Savickas. Further discussion? Senator Berning. 3.
- 4. SENATOR BERNING:
- 5. Thank you, Mr. President. I'd like to echo some of what has
- 6. been said, namely, that the Federal Act has not really had an
- 7. opportunity to be tested and implemented, but already Congress
- is reviewing the impact of the change that they established and 8.
- some of the problem areas that they're concerned about is defined 9.
- contribution plans, defined benefit plans, life insurance, health 10.
- insurance, long term disability. It appears to be that there are 11.
- 12. horizon with this and in my opinion, it's a little bit premature.

a multitude of hot problems and potential problems just over the

women. If we are going to prevent an employer from retiring a

- We ought not to be mandating this at this time, since it has, in 14.
- addition, as I see it, a detrimental impact on minorities and 15.
- 16.
- person at sixty-five or seventy or eighty or ninety, we are pre-17.
- cluding ... 18.

- PRESIDING OFFICER: (SENATOR SAVICKAS) 19.
- Your time has expired, Senator. 20.
- SENATOR BERNING: 21.
- ...the others coming up including the young people and women 22.
- from being considered for appointment. 23.
- PRESIDING OFFICER: (SENATOR SAVICKAS) 24.
- Senator Bruce. 25.
- SENATOR BRUCE: 26.
- I...I rise in opposition to House Bill 65. There are many 27.
- people that take a look at these bills and say, gee, it's the 28.
- greatest thing in the world, but I think that there is a limit 29.
- to what we are going to be able to do for senior citizens and 30.
- any one at the...at the high end of the employment scale. The 31.
- question really presents itself, is where do you want unemployment. 32.
- Do you want unemployed seventy and seventy-one and seventy-two and 33.

- 1. seventy-three year olds or do you want...unemployed eighteen,
- 2. nineteen, twenty and twenty-one year olds. It is a great deal
- 3. more expensive to business and to our society to have an eighteen
- 4. or nineteen year old individual unemployed and the Federal Law
- has just gone into effect. They've put the ceiling at seventy.
- 6. I think that is a reasonable cap. I think it's reasonable that
- 7. we take a look at where we're going on...on age discrimination,
- 8. but to say that you cannot discharge an eighty-three year old
- employee without being charged with...age discrimination, I think
- 10. goes beyond reasonableness. Now, this bill was...has been discussed,
- 11. there's an amendment being discussed, it is not on, but I think
- to say that there is no limit is too unreasonable.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- 14. Is there further discussion? If not, Senator Carroll may
- close the debate.
- 16. SENATOR CARROLL:
- Thank you, Mr. President and Ladies and Gentlemen of the
- Senate. Just to make a few points. One... Senator Nimrod, the
- life expectancy when the Bible was written was a lot less than
- it is now, so if you compute it out, three score and ten then,
- I think you would find a different age now. Secondly, in my
- opinion, there is no such thing as reasonable discrimination.
- 23. If it is discriminatory, it is discriminatory and it should be a
- practice we frown upon. These people want not tax relief, but
- they want the ability to continue to work as long as they are
- mentally and physically competent to do so. Once they no longer 26.
- have the ability, they could under this law be retired. The
- question is, if you want to arbitrarily pick a time to discriminate,
- do so. I don't think that's what we should be about and I would
- ask for a favorable roll call.

- PRESIDING OFFICER: (SENATOR SAVICKAS)
- The question is, shall House Bill 65 pass. Those in...for 32.
- what purpose does Senator Berning arise?



l.

31.

32.

33.

SENATOR BERNING:

2. Just to make an observation, Mr. President... 3. PRESIDING OFFICER: (SENATOR SAVICKAS) 4 . Yes, we're on roll call, Senator. Cut him off. Shall House Bill 65 pass. Those in favor will vote Aye. Those opposed vote 5. Nay. The voting is open. Have all voted who wish? Have all 6. voted who wish? Take the record. On that question, the Ayes are 7. 19, the Nays are 32, 1 Voting Present. House Bill 65 having 8. failed to receive a constitutional majority is declared lost. 9. PRESIDING OFFICER: (SENATOR BRUCE) 10. House Bill 162, Senator Coffey. Read the bill, Mr. Secretary, 11. please. 12. ACTING SECRETARY: (MR. FERNANDES) 13. House Bill 162. 14. (Acting Secretary reads title of bill) 15. 3rd reading of the bill. 16. PRESIDING OFFICER: (SENATOR BRUCE) 17. Senator Coffey. 18. SENATOR COFFEY: 19. Mr. President and members of the Senate. House Bill 162 is 20. an attempt to achieve a National standardization of the size of 21. tractor/semi-trailer units and especially with states that are 22. contiquous to the State of Illinois, such as Wisconsin, Minnesota, 23. Indiana, Michigan and Kentucky, Missouri and Iowa. Presently, 24. we have legislation introduced to increase their limits from... 25. PRESIDING OFFICER: (SENATOR BRUCE) 26. Excuse me, Senator Coffey. May we have some order, please. 27. Senator Coffey. 28. SENATOR COFFEY: 29. Presently, we have laws to limit to fifty-five...they have 30.

from fifty-five to sixty feet on trailer lengths. There's also

an obvious safety factor involved in this amendment. Now, I had

passed out that I would like for everyone to take a look at this

- 1. diagram, which spells out what we're trying to do with this
- 2. legislation. I want to make it very plain that we're not trying
- 3. to lengthen the payload limit over forty-five feet. It's presently
- forty-five feet and we intend to continue the payload at forty-
- 5. five feet. This would only allow that tractor to be...itself to
- 6. be from three to five foot longer in length. Our present State
- 7. permits the operation of a forty-five foot trailer, which I have
- just mentioned all...on all of our highway systems. However, to 8.
- stay within the overall limitation of fifty-five feet, the only 9. special cab/engine that can be used is as shown on the diagram,
- the stubnosed tractor, which creates a problem for some of the 11.
- people operating these tractor/trailer combinations in the State. 12.
- Neither the Department of Transportation...or the Department of 13.
- Transportation...
- PRESIDING OFFICER: (SENATOR BRUCE) 15.
- Senator Coffey, would you please bring your comments to a 16.
- close. 17:

10.

14.

18.

26.

30.

32.

The Department of ... 19.

SENATOR COFFEY:

- PRESIDING OFFICER: (SENATOR BRUCE) 20.
- Is there discussion? Senator Davidson. 21.
- SENATOR DAVIDSON: 22.
- 23.

Mr. President and members of the Senate. I rise in support

- of this bill. This bill came out of a hearing that started last 24.
- Fall. It has support of Illinois Department of Transportation, 25.
- the Illinois Law Enforcement and Motor Vehicles Laws and all people
- concerned. Being an ex-truck driver I really want to rise in support 27.
- of this bill because it allows that tractor to get back to normal 28.
- length. Had any of you had the ability or the misfortune of
- 29. driving a truck that was what we normally know as a stubnose and
- got pounded around in it to get within the overall length, you'd 31.
- all be voting for this bill. This is exactly what is does. It
- doesn't change the length of the trailer, it does...does make the 33.

- 1. whole rig five feet longer, but it's important that we give
- 2. that person who's the Teamster...the truck driver a little
- 3. chance to be a human being in that cab. I urge you to vote
- 4. Aye.
- 5. PRESIDING OFFICER: (SENATOR BRUCE)
- 6. Senator Lemke. Senator Chew.
- 7. SENATOR CHEW:
- 8. We studied it for a long time, Mr. President, as Senator
- 9. Davidson and Coffey said. It came out of committee after being
- 10. recommended. As you know we're in a crisis now. We might end
- up having to use any kind of rig we can get that will burn less
- fuel and I would urge a Aye vote on this bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Geo-Karis.
- SENATOR GEO-KARIS:
- Briefly, Mr. President, I would never support a bill that
- would extend the trucks, but in this case, it's...just the cab
- that's being extended and this is...it could be a better safety 18.
- feature for the truckers who have the big load of livestock.
- I've talked to people who do handle livestock transactions and
- they tell me it would be a good safety feature. I urge support 21.
- of the bill.

28.

- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Martin.
- SENATOR MARTIN:
- A question to the sponsor.
- PRESIDING OFFICER: (SENATOR BRUCE)
- That's it...
- SENATOR MARTIN:
- With the extension of the cab in any way add to the...into 30.
- an increase of the weight?
- PRESIDING OFFICER: (SENATOR BRUCE) 32.
- Senator Coffey.
- 33.

l. SENATOR COFFEY: 2. No. 3. PRESIDING OFFICER: (SENATOR BRUCE) 4. Senator Martin. 5. SENATOR MARTIN: 6. Has there been any safety look at not just the truck driver and...which I grant you is terribly important, but trying to... 7. a lot us are with two lane highways trying to pass long trucks 8. even at fifty-five often you are trying to pass them. 9. extra length add in that kind of difficulty to just the average 10. citizen who's trying to...trying to make it to some place in a 11. reasonable amount of time. 12. PRESIDING OFFICER: (SENATOR BRUCE) 13. Senator Coffey. 14. SENATOR COFFEY: 15. Yes, Senator, there has been a study. The Illinois State 16. Police is in favor of this, which I don't think you would find 17. them being if they didn't feel that...if they felt there was a 18. safety problem. There has been studies made and they feel that 19. there will be no additional hazard to the roads with the extension 20. just three to five foot to the tractor only. In some cases the 21. load will be lighter other than heavier. 22. PRESIDING OFFICER: (SENATOR BRUCE) 23. Further discussion? Senator Netsch. 24. SENATOR NETSCH: 25. A question of the sponsor. I'm...I'm looking at the language 26. of the bill and I do not...I find it difficult to reconcile with 27. what you had said before and I wonder if you would just explain 28. to me the...the new language is "and a truck/tractor...semi-trailer 29. unladen or with load may have a length of sixty feet extreme over-30.

PRESIDING OFFICER: (SENATOR BRUCE)

all dimension." I don't see why...I don't understand the point

that it is only in the cab that the extra length is being permitted.

31.

32.

30.

31.

32.

33.

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ı.
           Senator Coffey. Senator Coffey.
2.
      SENATOR COFFEY:
3.
           Yes, Senator, it provides already in the law that the...that
4.
      the payload is limited to forty-five feet only. We don't change
5.
      that...It provides already in...in the law that the payload...in
      other words, that the trailer can only be forty-five foot, so
6.
      there's no other way that it could be increased. It's just saying
7.
      overall length.
8.
      PRESIDING OFFICER: (SENATOR BRUCE)
9.
           Further discussion? Senator Coffey may close.
10.
      SENATOR COFFEY:
11.
           Mr. President and members of the Senate. I'll be very brief
12.
      in this closing. I would ask for your favorable roll call. I
13.
      want to again, just say the Department of Transportation is in
14.
      support. The State Police is in support. The container industry
15.
      is in support. The Teamsters is in support because it is a safety
16.
      precaution for those individuals operating those trucks and I just
17.
      ask for a favorable roll call.
18.
      PRESIDING OFFICER: (SENATOR BRUCE)
19.
           The question is, shall House Bill 162 pass. Those in favor
20.
      vote Aye. Those opposed vote Nay. The voting is open. Have all
21.
      voted who wish? Have all voted who wish? Take the record. On
22.
      that question, the Ayes are 35, the Nays are 18, 1 Voting Present.
23.
      House Bill 162 having received the required constitutional majority
24.
      is declared passed. House Bill 172, Senator Knuppel. Read the bill,
25.
      Mr. Secretary, please.
26.
      ACTING SECRETARY: (MR. FERNANDES)
27.
           House Bill 172.
28.
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191

(Secretary reads title of bill)

3rd reading of the bill.

Senator Knuppel.

SENATOR KNUPPEL:

PRESIDING OFFICER: (SENATOR BRUCE)

- 1. Mr. President and members of the Body, House Bill 172 amends
- 2. the County Cooperative Extension Law by increasing the State's
- 3. funding proportion...from one-fourth to one-half. It is phased-in
- 4. over a five year period in '79, '80, '81, '82 and then up to
- 5. fifty percent in...in '88. It's actually more than a five year
- 6. period, it's a ten year period. It's phased-in so that it goes
- 7. to thirty percent beginning July 1st, '79 and so forth. Farm
- 8. Extension Service is...are...is an extension of the University
- 9. of Illinois, which helps with 4-H and those kind of things. It's
- 10. funded out the Ag Premium Fund. I would solicit a favorable roll
- 11. call.
- 12. PRESIDING OFFICER: (SENATOR BRUCE)
- 13. Is there discussion? Senator McMillan.
- 14. SENATOR McMILLAN:
- 15. Mr. President and members of the Senate. I would merely
- 16. rise in support of Senator Knuppel's motion and the bill. It's
- 17. needed. It has a broad base of support.
- 18. PRESIDING OFFICER: (SENATOR BRUCE)
- 19. Is there further discussion? The question is, shall House
- 20. Bill 172 pass. Those in favor vote Aye. Those opposed vote Nay.
- The voting is open. Have all voted who wish? Have all voted who
- 22. wish? Take the record. On that question, the Ayes are 53, the
- Nays are 3, none Voting Present. House Bill 172 having received
- the required constitutional majority is declared passed. House
- 25. Bill 185, Senator Daley. Is Senator Daley on the Floor? House
- 26. Bill 188, Senator Knuppel. House Bill 189, Senator Daley. House
- Bill 191, Senator Merlo. Senator Merlo. Read the bill, Mr.
- Secretary, please.
- 29. ACTING SECRETARY: (MR. FERNANDES)
- 30. House Bill 191.
- 31. (Acting Secretary reads title of bill)
- 32. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR, BRUCE)

- l. Senator Merlo. 2. SENATOR MERLO: 3. Thank you, Mr. President and members of the Senate. House 4. Bill 191 requires that by June 30th, 1981, all...nursing home 5. employees providing personal care services complete a training 6. program authorized by the Department of Public Health. This bill 7. originated from a special subcommittee on Long Term Care of the 8. 79th General Assembly and it has been supported by various organi-9. zations, such as the Association of Retired Citizens, the American Association of Retired Persons and the Illinois Association of 10. Senior Citizens. The quality of patient care is first and fore-11. most affected by the services of the medical and ancillary staff 12. of a facility. Until we develop a system of assuring employee 13. competency, we will not be able to significantly improve nursing 14. home care and reverse the pattern of abuse and scandal that has 15. been characterized in this...industry for too long and I ask your 16. favorable consideration. 17.
- PRESIDING OFFICER: (SENATOR BRUCE) 18.
- Is there discussion? Senator D'Arco. 19.
- SENATOR D'ARCO: 20.
- 21. and they indicated their opposition to this bill, although they 22.

Jack, I was contacted by the Illinois Health Care Association

- were, in fact, in favor of Senator Daley's comprehensive health 23.
- care package concerning nursing homes. Did you, in fact, discuss
- this with the Illinois Health Care Association? 25.
- PRESIDING OFFICER: (SENATOR BRUCE) 26.
- Senator Merlo. 27.
- SENATOR MERLO:

24.

- Senator D'Arco, no, I did not, but I was aware, of course, 29.
- that the Illinois Health Facilities Group did not support the bill. 30.
- PRESIDING OFFICER: (SENATOR BRUCE) 31.
- Senator D'Arco. Senator... Is there further discussion? 32.
- Senator Carroll. 33.

- 1. SENATOR CARROLL:
- Yes, Mr. President and Ladies and Gentlemen of the Senate.
- 3. We passed Senator Daley's very comprehensive program in which
- 4. many members of the General Assembly had been involved in taking
- 5. a comprehensive look at patient care and requiring nursing homes
- 6. to do more adequate type of activities. These bills are, in part,
- 7. in conflict and in part, duplicative of what Senator Daley's
- 8. comprehensive approach would be. His bill did pass the House.
- 9. It seems to me to be a...a useless Act to pass that, which is
- 10. duplicative and a ridiculous Act to pass that which is different.
- 11. I think it better that the department have the availability, which
- 12. they say they can do of implementing the Daley-Martin package and
- 13. would think that we should really not vote at this time on 191.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 15. Senator Netsch.
- SENATOR NETSCH:
- 17. Thank you, Mr. President. I rise in support of the bill and
- 18. I...I, frankly, do not understand Senator Carroll's suggestion
- that this is duplicative. If there is a provision in the earlier
- package that is in any way in conflict with and not consistent
- with this. I would appreciate having it pointed it out. The...the
- training of those patients who...of those employees who come into
- direct...into direct contact with the patients themselves is some-
- thing that I think has been long overdue. Many of us have, over
- the years, when bills of this sort have been pending before have
- heard some fairly frightening horror stories about the kinds of
- things that can go wrong. I think this is an absolutely critical
- and, indeed, complimentary part of the package of bills that are
- altogether are designed to make the entire nursing home business
- a more humane business. I would urge support of the bills.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Further discussion? Senator Grotberg.
- SENATOR GROTBERG:

- 1. Yes, a question of the sponsor or of Senator Daley. My
- 2. question is, is not the same component in the Daley series that
- is already on the Governor's Desk?
- 4. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Merlo.
- 6. SENATOR MERLO:
- 7. Not exactly, but there is a similarity and Senator Grotberg,
- 8. I...I really don't know the...the marginal difference between the
- 9. two, to be perfectly honest.
- 10. PRESIDING OFFICER: (SENATOR BRUCE)
- 11. Senator Grotberg.
- 12. SENATOR GROTBERG:
- 13. Well, I'm a little bit aware of it, in that this is a much
- 14. tougher piece of legislation for the nursing home operators to
- 15. swallow than is the more moderate and beginning effort in the
- 16. Daley bill. I think we should be very careful in sending this
- 17. bill anywhere...because of that. It's a concept that even I have
- 18. done a turnaround on and we've got to get started on it, but it's
- 19. already in the Daley bill that had every concept of hearing. I
- 20. spoke to the Governor personally yesterday on the training aspect
- 21. of the Daley bill and he certainly is going to leave it in and...and
- 22. it's a good beginning. The nursing care industry has had a better
- 23. shot at that one, Senator Merlo, than they have at this one and I...
- 24. I would recommend we kind of leave this one here.
- 25. PRESIDING OFFICER: (SENATOR BRUCE)
- 26. Is there further discussion? Senator Schaffer.
- 27. SENATOR SCHAFFER:
- 28. Well, I don't really have any particular argument with the
- 29. concept in the bill or in the earlier bills, but we didn't really
- get a chance to point it out and I think we ought to, at least,
- 31. consider that...the type of employee we're talking about training
- is the type of employee who turns over at a very rapid rate in
- these nursing homes and the costs of this is going to be rather...

- 1. well, rather extreme and since most nursing homes are supported
- 2. by the State, the cost to the State in the long run is going to
- be a large, large number of dollars and some time in the future
- 4. you're going to see some appropriation bills that are a lot
- 5. bigger than they are today caused by this type of legislation.
- 6. I think it's probably something we ought to do, but the dollar
- 7. cost runs in the tens of millions.
- 8. PRESIDING OFFICER: (SENATOR BRUCE)
- 9. Further discussion? Senator Merlo may close.
- 10. SENATOR MERLO:
- 11. Thank you, Mr. President. This bill originated, as I mentioned
- 12. before, from a special subcommittee on Long Term Care of the 79th
- 13. General Assembly. The intent of the bill is to improve the quality
- 14. of patient care, which is a major problem in Long Term Care
- 15. Facilities. Again, I ask your favorable consideration.
- 16. PRESIDING OFFICER: (SENATOR BRUCE)
- 17. The question is, shall House Bill 191 pass. Those in favor
- 18. vote Aye. Those opposed vote Nay. The voting is open. Have all
- 19. voted who wish? Have all voted who wish? Take the record. On
- that question, the Ayes are 23, the Nays are 19, 5 Voting Present.
- 21. House Bill 191 having failed to receive a constitutional majority
- is declared lost. House Bill 192, Senator Merlo. Read the bill,
- 23. Mr. Secretary, please.
- 24. SECRETARY:
- 25. House Bill 192.
- 26. (Secretary reads title of bill)
- 27. 3rd reading of the bill.
- 28. PRESIDING OFFICER: (SENATOR BRUCE)
- 29. Senator Merlo.
- 30. SENATOR MERLO:
- This is my first bill today. The legislation before you is
- 32. an outgrowth from the same joint subcommittee on Long Term Care
- of the 79th General Assembly. It recommends in this bill as a

- ı. means of improving consumer information about care facilities, so
- 2. that patients or their families can make a more informed choice
- 3. about the placement or admission. The BGA in its report on
- 4. July of '78 after an extensive investigation on nursing homes
- 5. recommended that the Department of Public Health make evaluations
- of nursing homes more easily accessible to the public for inspection 6.
- 7. so that they can make a more accurate decision as to the placement.
- I think it's a good bill and I ask your favorable consideration. 8.
- PRESIDING OFFICER: (SENATOR BRUCE) 9.
- Is there discussion? Senator Carroll. 10.
- SENATOR CARROLL: 11.
- It's my understanding that, again, for reasons similar to the 12.
- last bill, the department, in fact, opposes this legislation. They 13.
- have attempted to deal in a more meaningful way through Senator 14.
- Daley's bill in starting off on an evaluation of the quality of care. 15.
- It seems to me that a lot of members here might want to resign from 16.
- the General Assembly to become the evaluator were this bill to pass. 17.
- I think it happens to be a very poor idea. 18.
- PRESIDING OFFICER: (SENATOR BRUCE) 19.
- Further discussion? Senator Merlo may close. 20.
- SENATOR MERLO: 21.

- Again, I say it's a much needed bill. It's a good bill. It's 22.
- something that will afford families and parents to make a proper 23.
- decision before an admission to any of these facilities take place
- and I ask your favorable consideration. 25.
- PRESIDING OFFICER: (SENATOR BRUCE) 26.
- The question is, shall House Bill 192 pass. Those in favor 27.
- vote Aye. Those opposed vote Nay. The voting is open. Have all 28.
- voted who wish? Have all voted who wish? Take the record. 29.
- that question, the Ayes are 32, the Nays are 16, 3 Voting Present. 30.
- House Bill 192 having received the required constitutional majority 31.
- is declared passed. For what purpose does Senator Geo-Karis arise 32.
- or Senator D'Arco? 33.

- 1. SENATOR D'ARCO:
- I want to verify the roll call...the affirmative roll call.
- 3. PRESIDING OFFICER: (SENATOR BRUCE)
- 4. There's been a request for a verification. Will the members
- 5. please be in their seats. Will the members please be in their
- 6. seats. The Secretary will call those who have voted in the
- 7. affirmative. Will the members please answer when their name is
- 8. called.
- 9. SECRETARY:
- 10. The following voted in the affirmative: Becker, Berman,
- 11. Bruce, Buzbee, Chew, Daley, Davidson, Demuzio, Egan, Geo-Karis,
- 12. Gitz, Hall, Johns, Jeremiah Joyce, Jerome Joyce, Knuppel, Lemke,
- 13. Maragos, Martin, McLendon, Merlo, Nash, Nedza, Nega, Netsch,
- 14. Newhouse, Rhoads, Rupp, Sangmeister, Schaffer, Sommer, no...no,
- not Sommer...Weaver, Wooten, Mr...President.
- 15. not Sommer...weaver, wooten, Mr...President
- 16. PRESIDING OFFICER: (SENATOR BRUCE)
- 17. Senator D'Arco, do you challange the presence of any member?
- 18. SENATOR D'ARCO:
- 19. Yeah. Senator Martin.
- 20. PRESIDING OFFICER: (SENATOR BRUCE)
- 21. Is Senator Martin on the Floor? Is Senator Martin on the Floor?
- 22. Strike her name.
- 23. SENATOR D'ARCO:
- 24. Senator Davidson.
- 25. PRESIDING OFFICER: (SENATOR BRUCE)
- 26. Is Senator Davidson on the Floor? Is Senator Davidson on the
- 27. Floor? Strike his name.
- 28. SENATOR D'ARCO:
- 29. Senator Newhouse.
- 30. PRESIDING OFFICER: (SENATOR BRUCE)
- Is Senator Newhouse on the Floor? Senator Newhouse? Strike
- 32. his name.
- SENATOR D'ARCO:

Helalian 9

33.

ı. How many is that, Mr. President? 2. PRESIDING OFFICER: (SENATOR BRUCE) 3. That will be...on a verified roll call there are now 29 4. votes. SENATOR D'ARCO: 5. That's it. 6. PRESIDING OFFICER: (SENATOR BRUCE) 7. On a verified roll call, there were 29 Ayes, 16 Nays, 3 8. Voting Present and the bill having failed to receive the 9. constitutional majority is declared lost. House Bill 197. 10. Read the bill, Mr. Secretary, please. 11. SECRETARY: 12. House Bill 197. 13. (Secretary reads title of bill) 14. 3rd reading of the bill. 15. PRESIDING OFFICER: (SENATOR BRUCE) 16. Senator Regner. 17. SENATOR REGNER: 18. Mr. President and members of the Senate. This is the Totten-19. Regner-Daley tax relief proposal. It provides for indexing of the 20. individual exemptions for each person in the State of Illinois. If 21. we would have had indexing in 1969, we now would have a sixteen 22. hundred dollar exemption. The effective date is July 1, 1980, so 23. it has no fiscal effect this...this current fiscal year. At that 24. time...the first year it will be about a twenty million dollars that 25. the individual taxpayers will be able to keep in their pocket. 26. no costs for...implementation of this legislation because it merely 27. increases in number along with the consumer price index, as it 28. does increase every year. We've debated this several times. We've 29. passed the bill once already this year and it..it got tied up in a 30. House committee and we did pass it last year and the Governor vetoed 31. it. I'd urge a favorable roll call, put it on the Governor's Desk 32. and when he vetoes it, we can consider it again next Fall.

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- 2. Is there discussion? Senator Rock.
- 3. SENATOR ROCK:
- 4. Thank you, Mr. President and Ladies and Gentlemen of the
- 5. Senate. I think Senator Regner's suggestion about consideration
- of this matter in the Fall is a good one, but we ought to consider 6.
- it in the first instance in the Fall. We have just today provided 7.
- the most significant tax relief plan offered to date and I think 8. to send more than one to the Governor's Desk is not fiscally
- 9. responsible. I would urge our membership, as attractive as the
- 10.
- plan might be, to vote No or Present on this measure and we'll 11. hold it until November.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 13. Senator Daley.
- 14.

SENATOR DALEY:

12.

15.

- Mr. President and fellow Senators. This is a excellent idea, 16.
- I think Senator Rock has stated. We have voted for a tax relief
- package and really as a cosponsor, where you find Senator...Senator 18.
- Regner. I agree with Senator Rock of holding maybe, this bill 19.
- till the Fall and reviewing it again, and come out with some 20.
- conclusion. 21.
- PRESIDING OFFICER: (SENATOR BRUCE) 22.
- Further discussion? Senator Buzbee. 23.
- SENATOR BUZBEE: 24.
- Thank you, Mr. President. I was a cosponsor of this measure 25.
- as...when it was in the Senate Bill form and I thought it was a 26.
- good idea. I agree with Senators Daley and Rock that we have passed 27.
- significant tax relief this Session and we ought to hold it for the 28.
- Fall and see what happens then. 29.
- PRESIDING OFFICER: (SENATOR BRUCE) 30.
- Senator Rhoads. 31.
- SENATOR RHOADS: 32.
- Thank you, Mr. President. As Senator Regner mentioned, if the 33.

- exemption had been indexed every year since 1969, it would today
- be worth over nineteen hundred dollars. I could only make
- 3. the same remarks on this bill that I made on the Public Aid
- 4. increase of fifty-eight million dollars as opposed to the
- 5. nineteen million in anticipated loss of revenue on this bill that
- 6. the rate of inflation is over 1.1 percent per month. We have seen
- 7. an almost a doubling in the rate of inflation over the last nine
- 8. years. This is an eminently fair bill. If it was a good idea
- 9. before, it's a good idea now. It ought to pass again.
- 10. PRESIDING OFFICER: (SENATOR BRUCE)
- 11. Further discussion? Senator Maragos.
- 12. SENATOR MARAGOS:
- 13. Mr. President and members of the Senate. About an hour ago
- 14. we passed the most effective indexing bill and that is the five
- 15. cents on Sales Tax and the higher the inflation, the more the
- 16. saving and I have been one of the proponents of this idea, but
- 17. I think it's more effective on food, than it is on other forms
- 18. of taxes and therefore, I ask...respectfully ask the sponsor to
- 19. hold this...take it out of the record until next Fall.
- 20. PRESIDING OFFICER: (SENATOR BRUCE)
- 21. Further discussion? Senator McMillan.
- 22. SENATOR McMILLAN:
- 23. I would only respond to what Senator Maragos said by saying
- 24. with...with his plan, the richer you are the higher off the hog
- 25. you eat and...and the more benefits you get.
- 26. PRESIDING OFFICER: (SENATOR BRUCE)
- 27. Further discussion? Senator Regner may close.
- 28. SENATOR REGNER:
- 29. Mr. President, I have a question...an inquiry of the Chair.
- 30. If we hold this on 3rd reading, will it stay on 3rd reading for
- 31. consideration in the Fall?
- 32. PRESIDING OFFICER: (SENATOR BRUCE)
- 33. If the bill is left on 3rd reading, it would be on 3rd reading

- History Const
 - 1. when we came back in the Fall.
 - 2. SENATOR REGNER:
 - 3. Okay. I...I do believe that the statement was made earlier...
 - 4. the earlier and more significant measure was passed. I believe
 - 5. this is a more realistic measure and I think possibly by keeping
 - 6. it on 3rd reading for this time, there will be more realistic in
 - 7. the Fall at that time and I would ask that the bill remain on 3rd
 - 8. for unanimous consent that the bill remain on 3rd reading to be
 - considered in the Fall.
 - 10. PRESIDING OFFICER: (SENATOR BRUCE)
 - 11. Senator Rock.
 - 12. SENATOR ROCK:
 - 13. How about if we rerefer it to the working subcommittee in
 - the Committee on Revenue? That's a better idea.
 - 15. PRESIDING OFFICER: (SENATOR BRUCE)
 - 16. Senator Regner.
 - 17. SENATOR REGNER:
 - 18. I...I would prefer to leave it on 3rd reading or else have
 - 19. a roll call now. One or the other.
 - 20. PRESIDING OFFICER: (SENATOR BRUCE)
 - 21. All right. The question is on the passage of House Bill 197.
 - Those in favor will vote Aye. Those opposed will vote Nay. The
 - 23. voting is open. Have all voted who wish? Have all voted who wish?
 - 24. Take the record. On that question, the Ayes are 25, the Nays are
 - 25. 1, 29 Voting Present. House Bill 197 having...failed to receive
 - a constitutional majority is declared lost. House Bill 202, Senator
 - 27. Savickas. Is Senator Savickas on the Floor? House Bill 206,
 - 28. Senator Nash. Read the bill, Mr. Secretary, please.
 - 29. SECRETARY:
 - 30. House Bill 206.
 - 31. (Secretary reads title of bill)
 - 32. 3rd reading of the bill.
 - 33. PRESIDING OFFICER: (SENATOR BRUCE)

- Senator Nash.
- SENATOR NASH:
- 3. Mr. President and Ladies and Gentlemen of the Senate. House
- 4. Bill 206 amends the Illinois Vehicle Code. It's a very non-
- 5. controversial bill. All it does is to require an individual to
- 6. have the public liability insurance policy as a prerequisite for
- 7. registration of a motor vehicle. I urge a Yes vote.
- 8. PRESIDING OFFICER: (SENATOR BRUCE)
- g. Is there discussion? Senator Rupp.
- 10. SENATOR RUPP:
- 11. ... Thank you, Mr. President, I arise again. This is another
- 12. compulsory bill and as I said last time, you fellows really have
- a right to think that there's something wrong with me when I get
- 14. up and urge that you vote No on a proposition that would cause
- 15. everybody in this State to buy what I have to sell. I think that
- 16. should tell you something. I ask a No vote on this particular bill.
- 17. PRESIDING OFFICER: (SENATOR BRUCE)
- 18. Is there further discussion? Senator Coffey.
- 19. SENATOR COFFEY:
- 20. Yes, Mr. President, I have a question of the sponsor.
- 21. PRESIDING OFFICER: (SENATOR BRUCE)
- He indicates he will yield. Senator Coffey.
- 23. SENATOR COFFEY:
- Yes, Senator Nash...has there been any study or how this is going
- 25. to affect...is the insurance industry taking a stand or how it's
- 26. going to affect our constituency or...you know...what's the benefit
- 27. or the problems with this piece of legislation?
- 28. PRESIDING OFFICER: (SENATOR BRUCE)
- 29. Senator Nash.
- 30. SENATOR NASH:
- 31. Not to my knowledge, Senator Coffey.
- 32. PRESIDING OFFICER: (SENATOR BRUCE)
- 33. Senator Coffey. Is there further discussion? Senator Mitchler.

- 1. SENATOR MITCHLER:
- 2. I have a question of the sponsor, Mr. President and members
- of the Senate.
- 4. PRESIDING OFFICER: (SENATOR BRUCE)
- 5. He indicates he will yield. Senator Mitchler.
- 6. SENATOR MITCHLER:
- 7. I'm...I'm sure that you must have researched this, Senator
- 8. Nash, and would you please tell me what the estimated cost to
- g. the Office of the Secretary of State or the Department of Insurance
- 10. will be and then also what the estimated projected costs would
- 11. be to the insurance companies that would...insurance? I'm sure you
- 12. should have those figures before you. I don't have my file here
- 13. and I would like to have you tell us what those figures would be.
- 14. PRESIDING OFFICER: (SENATOR BRUCE)
- 15. Senator Nash.
- 16. SENATOR NASH:
- 17. Mr. President, the House sponsor is on the Floor and he tells
- 18. me that the cost is minimal.
- 19. PRESIDING OFFICER: (SENATOR BRUCE)
- 20. Senator...
- 21. SENATOR NASH:
- 22. It will only cost...it will cost...the current cost is to
- print the license plate forms for the Secretary of State's Office.
- 24. PRESIDING OFFICER: (SENATOR BRUCE)
- 25. Further discussion? Senator Ozinga.
- 26. SENATOR OZINGA:
- Well, Mr. President and members of the Senate. This bill or
- 28. this type of bill has been around for the last twenty years that
- 29. I can remember and the concept is great. It is really a beautiful
- 30. idea to think that everybody is going to be carrying insurance, but
- 31. the end result will be that every policyholder holding a policy
- of automobile insurance will be niched to quite some extent because
- 33. ' there will...this will take the place of the...of the risk pool and

- l. in the long run will...cost each individual policyholder a lot
- 2. more money, even though the costs to the...for the administration
- 3. may be smaller or as...as was said, minimum. I urge a No vote.
- 4.
- 5. Senator Collins.
- SENATOR COLLINS: 6.
- 7. Yes. A question of the sponsor, please.

PRESIDING OFFICER: (SENATOR BRUCE)

- PRESIDING OFFICER: (SENATOR BRUCE) 8.
- He indicates he will yield. Senator Nash, a question. 9.
- Senator Collins. 10.
- SENATOR COLLINS: 11.
- Senator Nash, are you saying that in order to receive a 12.
- registration for your motor vehicle...your car that you have to 13.
- have insurance. In other words, you're...mandating that everyone 14.
- have insurance and...is that...automobile insurance. 15.
- PRESIDING OFFICER: (SENATOR BRUCE) 16.
- Senator Nash. 17.
- SENATOR NASH: 18.
- Yes, Senator Collins... 19.
- SENATOR COLLINS: 20.
- Okay. 21.
- SENATOR NASH: 22.
- ...you cannot get license plates for your motor vehicle unless 23.
- you produce proof that you have liability insurance. 24.
- PRESIDING OFFICER: (SENATOR BRUCE) 25.
- Senator Collins. 26.
- SENATOR COLLINS: 27.

- I don't want you taking up my time because I...I'd just like 28. to say this is a good idea in one respect. The concept is good, but
- 29. in a State like Illinois where there's absolutely no regulations,
- 30. no control over the insurance industry and now you're going to say
- 31. that everyone must purchase...automobile insurance, I think that
- is absolutely ridiculous. 33.

- ı. PRESIDING OFFICER: (SENATOR BRUCE)
- 2. Further discussion? Senator D'Arco.
- 3. SENATOR D'ARCO:

15.

16.

24.

- Thank you, Mr. President. We heard extensive testimony on 4.
- this bill in the Insurance Committee and it is my feeling that 5.
- we need a bill like this in Illinois. There is regulation of 6.
- the insurance industry in Illinois, so I...I don't want to 7.
- indicate that Senator Collins is misled, but we do regulate the insurance industry in Illinois and that's the way it should 9.
- be if we don't want the Federal Government getting involved in 10.
- regulating Illinois insurance companies. We want the State to 11.
- do that function. Compulsory insurance is an idea whose time 12.
- has come. This bill passed out of here a couple years ago and 13.
- there's no reason why it shouldn't pass out now and I ask a 14.
- PRESIDING OFFICER: (SENATOR BRUCE)

favorable vote.

- Is there further discussion? Senator Chew. 17.
- SENATOR CHEW: 18.
- Massachusetts started this compulsory insurance and failed. 19.
- Other Eastern states have had it and they have failed. Illinois 20.
- can't enforce it. The insurance industry...the people that are 21.
- selling insurance don't want it. It's got to be bad if they decide 22.
- they don't want it and don't want to sell it to the motorists. 23. This bill is bad all the way from top to bottom. It should be
- amended out of its existence until we get...some control over 25.
- motor vehicle and insurance industry and put the two together. 26.
- I would urge a No vote on this bill in due respect to its sponsor. 27.
- I think his idea is honest, but the time has come, not for
- 28. compulsory insurance. 29.
- PRESIDING OFFICER: (SENATOR BRUCE) 30.
- Senator Rupp. 31.
- SENATOR RUPP: 32.
- Thank you, Mr. President. All the remarks are true. This is... 33.

••	has been tried in, at least, a dozen other states. It has not
2.	worked except to leading to increased costs. We also have been
3.	working and I thought we had some agreement to work on House Bill
4.	961, which was gathering together some of the loose ends in this
5.	things. I do repeat my request for a real, absolute, responsible
6.	No vote.
7.	PRESIDING OFFICER: (SENATOR BRUCE)
8.	Senator Maragos.
9.	SENATOR MARAGOS:
10.	Mr. President and members of the Senate. Just because other
11.	states have been unsuccessful does not mean that Illinois cannot
12.	be successful. I think wethis is an idea that has been around
13.	and we should give it a try and then we'll find out if we can be
14.	successful or not. I ask for an Aye vote.
15.	PRESIDING OFFICER: (SENATOR BRUCE)
16.	Senator Mitchler.
17.	
18.	(END OF REEL)
19.	
20.	
21.	
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1. SENATOR MITCHLER:
 2.
         Very briefly, Mr. President and members of the Senate. I
 3. want to emphasize the cost. The concept here is perfect. I
4. don't...hardly a week would go by ..if I'm...when I'm back in
5. the district somebody doesn't suggest this. It costs me fifteen
6. hundred dollars one time, it costs me another four hundred and
7. fifty dollars, I think, a second time because somebody that
8. wasn't insured me. But the cost, the cost to the Secretary
g. of State, and I'm not giving you false figures...a minimum
10. of ten million dollars, possible twenty million dollars to
11. properly administer this. And then the cost to the insurance
12. companies to put this, it gets in the millions of dollars and
13. still you can't force somebody to do something. It's just
14. unworkable. If it was workable, I'd be the first one to
15. vote for it 'cause I've heard like you have, people give this
16. idea and think it should be done.
17. PRESIDING OFFICER: (SENATOR BRUCE)
         Senator Wooten.
18.
   SENATOR WOOTEN:
19.
         Thank you, Mr. President. It sounds good, the practical
20.
21. problem is, it's unenforceable. You can actually show proof
   of insurance then cancel it. In this form, the Secretary of
22.
    State would have less work to do than another, so it's less
23.
   objectionable, but in...the practical thing is you can't enforce
24.
    it. The one thing it will do is increase automobile insurance
    premiums dramatically. Normally if the insurance companies
26.
   are against something, I think maybe I ought to be for it, but
27.
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People in my area say why don't you vote for compulsory insurance, I tell them, 'cause it'll double your premiums, that's 32. why. And they're satisfied with that answer.

I think in this case, it's self-preservation they're worried about. If they raise the premiums to where they'd have to go

to handle this, there would be an outcry all over the place.

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator DeAngelis.
- 3. SENATOR DEANGELIS:
- 4. Very briefly, Mr. President. The reason that people should
- 5. be against it is for the very same reason that they're for it, that
- 6. there is a need, except that this bill does not do it. It creates
- 7. another false expectation that we've passed a piece of legislation
- 8. that's going to solve a problem that's extremely complex. It was
- 9. recommended by those of us on the committee who oppose this that
- 10. perhaps we should make this a priority in some form of study to
- 11. determine a method that could successfully implement this insurance.
- 12 But I assure you this bill does not do it.
- 13. PRESIDING OFFICER: (SENATOR BRUCE)
- 14. Further discussion? Senator Nash may close.
- 15. SENATOR NASH:
- 16. Mr. President, Ladies and Gentlemen of the Senate. This
- 17. concept, Compulsory Insurance Bill is long overdue in the State
- 18. of Illinois. In 1967 I was hit head-on by an noninsured motorist.
- 19. My hospital bill in one week's time was over ten thousand dollars.
- 20. I could afford it, but what about that little person who can
- 21. not affort it. And today the costs have doubled. I urge a Yes
- 22. vote on this bill.
- 23. PRESIDING OFFICER: (SENATOR BRUCE)
- 24. The question is shall House Bill 206 pass. Those in favor
- 25. vote Aye. Those opposed vote Nay. The voting is open. Have
- 26. all voted who wish? Have all voted who wish? Take the record.
- 27. On that question the Ayes are 17, the Nays are 37...the motion is
- 28. to postpone, the bill will be placed on the Order of Postponed
- 29. Consideration.
- 30. PRESIDENT:
- 31. If I can have the attention of the membership. We are now
- 32. at the point where there are a hundred and thirty-two bills
- remaining to be addressed. On the Order of House Bills 3rd

- 1. reading, Senator Graham. House Bill 222. Read the bill, Mr.
- 2. Secretary.
- 3. SECRETARY:
- 4. House Bill 222.
- 5. (Secretary reads title of bill)
- 6. 3rd reading of the bill.
- 7. PRESIDENT:
- 8. Senator Graham.
- 9. SENATOR GRAHAM:
- 10. Mr. President and members of the Senate. This is another
- 11. one of the State Fair version bills. This one changes the
- 12. Administrative Act and creates a fifteen member board for the
- 13. State Fair Advisory and so forth. It's much the same as 636,
- 14. it's a little bit different from Senator Knuppel's bill. We
- 15. sort of agreed that maybe we'd give the Governor a whole flock
- 16. of State Fair bills to look at and I suggest we send this one
- 17. down to him too. It's amended with Senator Philip's amendment
- 18. on and I ask for a favorable roll call.
- 19. PRESIDENT:
- 20. Heard any discussion? Senator Knuppel.
- 21. SENATOR KNUPPEL:
- Of course this isn't the best concept because it doesn't
- $_{23}.$ get it out of politics, but I'm afraid the Governor won't sign
- 24. the best bill. I hope he does, I hope he sees the light. This
- 25. is better than what we got. So, I'd have to encourage everybody
- 26. to vote Aye and hope that the Governor will see the light before
- 27. he signs one of the four bills.
- 28. PRESIDENT:
- 29. Any further discussion? If not, the question is shall
- 30. House Bill 222 pass. Those in favor will vote Aye. Those
- 31. opposed will vote Nay. The voting is open. Have all voted
- who wish? Have all voted who wish? Take the record. On that
- question the Ayes are 48, the Nays are 1, 1 Voting Present.

- 1. House Bill 222 having received a constitutional majority is
- 2. declared passed. 226, Senator Buzbee. On the Order of House
- 3. Bills 3rd reading is House Bill 226. Read the bill, Mr. Secretary.
- 4. SECRETARY:
- 5. House Bill 226.
- 6. (Secretary reads title of bill)
- 7. 3rd reading of the bill.
- PRESIDENT:

- 9. Senator Buzbee.
- 10. SENATOR BUZBEE:
- Thank you, Mr. President. I would like to remind the
- ${\tt 12.}\ {\tt membership}$ that once again the Senate sponsors of this bill
- are Senators Buzbee, Johns, Rupp and Demuzio. This happens
- to be the only bill left in either House that's alive at
- the moment that deals with the...with the question of sulfur 15.
- dioxide omissions as it relates to Illinois coal. This is a...an 16.
- amendment that was worked out by the Illinois Coal Producers 17.
- Association. In the Senate committee we struck everything 18.
- after the enacting clause in the original bill and started over.
- The amendment was worked out between the Illinois...Coal Producer's ${f 20.}$

Association, the Office of the Governor, the Illinois Environmental

- 21.
- Protection Agency and the Pollution Control Board. This is 22.
- something the Governor has indicated he will sign. You will 23.
- past, two or three times. Each time...one time Governor Walker

recall that we have dealt with this topic several times in the

- 25.
- Vetoed it, one time Governor Thompson Vetoed it, but this time 26.
- and in it's form, as it presently stands, Governor Thompson indicates 27.
- that he will sign it. What it does, is that the Institute of 28.
- Natural Resources shall study the effect of State and Federal 29.
- ${\tt SO2}$ regulations and the use of Illinois Coal and other fuels. ${\tt 30.}$
- Two, report shall be made to the Governor and General Assembly 31.
- by August 1, 1980 and biennially...biannually thereafter. 32.
- Number three, the EPA shall review all Illinois SO2 emission
- 34. standards for existing fuel combustion facilities located

- 1. within the Chicago, St. Louis and Peoria major metropolitan
- 2. areas and if appropriate to propose amendments by July 1, 1980.
- 3. The Coal Producer's Association indicates this is something that
- 4. they would very much like to see and it will help the coal
- 5. industry in this State and I would ask for your favorable consideration.
- 6. PRESIDENT:
- 7. There any discussion? Senator Knuppel.
- g SENATOR KNUPPEL:
- Mr. President and members of the Body. I think it was
- Senator Buzbee told somebody that he'd, you know, that he'd
- Table all his silly bills if they'd Table all theirs. This
- bill doesn't even approach the...approach 281, it doesn't
- even resemble it. What this is, is an innocuous little
- compromise that was made between the...some of the parties
- to get a bill out of here. The bill started out and it was 15.
- identical to Senator Rupp's bill, my bill, Senator Donnewald's ${\bf 16.}$
- bill that was Vetoed two years. Now all this does, it says 17.
- the State will spend some more money to study the clean air 18.
- situation in Illinois and hell, the Governor appointed a 19.
- commission to do that a year ago. And I was on that commission
- as were some of the other members of this Body. All this does
- 21.
- is say that we're going to do what...just like the business 22.
- with the nuclear thing, going to study it from five or $\sin 23$.
- different directions. I mean if the bill really did anything, 24.
- I'd support it, but all it really does as far as I'm concerned 25.
- is spend some more money. It...it sounds good, says they're 26.
- going to study S0...2 emissions, et cetera, but it doesn't 27.
- do what 281 does and it doesn't do what 224 did, or Senator
- Rupp's bill. Now, I mean, I'm not trying to put the thing 29.
- down as being a bad idea if it'd come along five years ago, 30.
- but it doesn't really do anything but spend some more money
- 31.
- the way it's amended.
 32.
 PRESIDENT:

33.

34. Further discussion? Senator Netsch.

32.

33.

PRESIDENT:

Senator Schaffer.

```
1. SENATOR NETSCH:
 2.
          Thank you, Mr. President. A question of the sponsor.
 3. Is it accurate to say, Senator Buzbee, that the bill does not
 4. do what is now specified on the Calendar?
 5. PRESIDENT:
         Senator Buzbee.
 6.
 7. SENATOR BUZBEE:
         That is correct, Senator. That...that reflected the old
 q bill before it was amended in the...in the...Senate Agriculture
10. Committee.
11. PRESIDENT:
         Senator Netsch.
12.
13. SENATOR NETSCH:
         Thank you.
14.
15. PRESIDENT:
         Any further discussion? Senator Buzbee may close.
16.
17. SENATOR BUZBEE:
         Ask for a favorable roll call.
18.
19. PRESIDENT:
          Question is shall House Bill 226 pass. Those in favor
20.
    will vote Aye. Those opposed will vote Nay. The voting is
21.
22. open. Have all voted who wish? Have all voted who wish?
    Take the record. On that question the Ayes are 49, the Nays
23.
24. are 3, 2 Voting Present. House Bill 226, having received
the constitutional majority is declared passed. 229, Senator
26. Schaffer. On the Order of House Bills 3rd reading, House Bill
    229. Read the bill, Mr. Secretary.
27.
    SECRETARY:
28.
        House Bill 229.
29.
              (Secretary reads title of bill)
30.
    3rd reading of the bill.
```

- 1. SENATOR SCHAFFER:
- Mr. President, this bill corrects a situation which... 2.
- 3. we inadvertently created several years ago. We evidently
- 4. amended the law concerning tax protesting to provide that
- 5. if someone wanted to protest the taxes on their home, they
- 6. had to pay a ten dollar fee on each unit of government they
- 7. wanted to protest on. Well, there are about, on my tax bill,
- g. I think there's seventeen units of local government, so that
- q would mean that I would have to pay a hundred and seventy
- 10. dollars. Well, I don't think anybody ever meant that and
- 11. we also provided that they had to pay their taxes all in
- 12. advance. This bill simply says that you pay, one taxpayer
- 13. pays ten dollars to protest his home and that he can still
- 14. protest at...at the regular installment time. And I think
- that's important since most the taxes are held by savings 15.
- and loans and banks and they aren't interested in paying 16.
- in advance for very obvious reasons. There...there are no
- 17.
- other amendments on it, Senator Hall. It is in its pure 18.
- and pristine form as it left the committee with the under-19.
- standing the...the one amendment the committee requested. 20.

The following typed previously.

- 21.
- 22.
- 23.
- 24.
- 25.
- 26.
- 27.
- 28.
- 29. 30.
- 31.
- 32.
- 33.

- - 1. PRESIDENT:
 - Is there any discussion? If not, the question is, shall House 2.
 - Bill 229 pass. Those in favor will vote Aye. Those opposed will 3.
 - vote Nay. The voting is open. Have all voted who wish? Have all 4.
 - voted who wish? Take the record. On that question the Ayes are
 - 54. The Nays are none. None Voting Present. House Bill 229, 6.
 - having received a constitutional majority, is declared passed. 233, 7.
 - on the the Order of House Bills 3rd reading is House Bill 233. 8.
 - Read the bill, Mr. Secretary. 9.
 - SECRETARY: 10.
 - House Bill 233. 11.
 - (Secretary reads title of bill) 12.
 - 3rd reading of the bill. 13.
 - PRESIDENT: 14.
 - Senator Schaffer. 15.
 - SENATOR SCHAFFER: 16.
 - This is a simple bill and I'll tell you what it says very simply. 17.
 - It says that the EPA permit does not...does not pre-empt local 18.
 - zoning in cases involving aggregate mining or gravel pit operations. 19.
 - We had a situation in my area where a gravel pit firm, material 20.
 - services got an EPA permit...their plan flew in the face of the 21.
 - development of two communities. The communities and the counties 22.
 - have fought this, but the court ruled that the EPA permit is...some-
 - 23.
 - how supercedes local zoning and planning. I don't think we intended 24.
 - that. The EPA does not think we intended that...that. They are 25.
 - in support of the bill. They freely admit they are not involved in
 - 26. planning and zoning. I think it's a good bill. Be happy to answer
 - any questions. Appreciate a favorable roll call.
 - PRESIDENT: 29.

28.

- Is there any discussion? Senator Moore. 30.
- SENATOR MOORE: 31.
- Thank you, Mr. President, members of the Senate. I haven't
- heard any outcry from the industries in my district that this bill 33.

- 1. affects. I think all we're going to do is to allow a multiplicity
- 2. of regulations on an existing industry in Illinois. The counties
- 3. can pass ordinances. If you're in a municipality, they can pass
- 4. ordinances. You're still going to have some EPA regulations who
- 5. have the final say so. I think that this will do nothing more
- $\boldsymbol{6}_{\boldsymbol{\cdot}}$ than to harass industry and to make things worse than what they are
- 7. and unless there is some clear evidence that the EPA is not doing
- 8. an adequate job...if anything, they are probably doing a harder job
- g. than what the local units would do...why, I'd have to vote against
- 10. this bill.
- 11. PRESIDENT:
- 12. Further discussion? Senator Mitchler.
- 13. SENATOR MITCHLER:
- Mr. President and members of the Senate, I suppose you could
- call this bill the mugwump bill if we have one down here. You
- 16. can sit on the fence and have your mug on one side and your wump
- on the other and take either position. You could be for the EPA
- or you could be for local county boards with the zoning. In...I ${\tt l8.}$
- notice in my district that county boards have a mixed emotion on
- this too. Some of them would rather have the EPA have it rather 20.
- than have the onus on their back. There have been court decisions,
- as Senator Schaffer is, in fact, correct in pointing out, that up
- in McHenry County and also down in Kendall County...as this sheet
- that I passed out to you at the request of the Aggregate Producers
- Executive Director...he asked it be...passed out and I said I would
- do it for him. In Kendall County we had a ruling as they did up
- in McHenry County in relating...Now I'm in a fast growing area and
- I experience this also. We don't have any landfill in Kendall County,
- but we have to put the stuff someplace and the minute they want to 29.
- put alandfill near there or they want to put a gravel pit to get at 30.
- that gravel we have there there is always disputes and there will 31.
- always be those disputes, but with the Environmental Protection Agency ${\bf 32.}$
- being able to make the study and really make a determination outside 33.

- of just where it should go, I think it is a...duplicate onus on the 1.
- back of those that want to be in the business. You have to have 2.
- gravel. You have to have landfills. You have to have all these 3.
- things. Now this doesn't relate to landfills. I don't want to 4.
- clog Senator Schaffer's bill up with that, but this is...this is the 5.
- way it is, so you could be a mugwump and have your mug on one side 6.

and your wump on the other. Do whatever you want to do, whatever

- 7. you conscience and your district calls for.
- PRESIDENT:

8.

- **q** .
- Further discussion? Senator Grotberg. 10.
- SENATOR GROTBERG: 11.
- Just to remind the Body that we sent the same bill...Senate 12.
- Bill 455 over to the House with a resounding vote and...in favor of 13.
- local government. 14.
- PRESIDENT: 15.
- Further discussion? Senator Maragos. 16.
- SENATOR MARAGOS: 17.
- I rise in support of this bill because we have...this does not 18.
- affect landfills, but the principle is the same. In my own district, 19.
- we had a landfill which the City of Chicago said was not properly 20.
- zoned, but the EPA gave it a do pass, and approval and a permit and 21.
- I think this is going contrary to the local government and I think 22.
- it's a good bill and I vote... I support it. 23.
- PRESIDENT: 24.

31.

Further discussion? Senator Rhoads. 25.

- . - - . .

- SENATOR RHOADS: 26.
- Briefly, in support, Mr. President, earlier this year the
- 27.
- EPA gave a permit for a landfill in the village of Bellwood without 28. even a public hearing of any kind. The local officials, the residents,
- 29.
- the neighbors were never consulted and it wasn't until Representative 30.
- Walsh and Representative Willer and Representative Boucek and myself
- raised all kinds of Cain that they even agreed to have some public 32.
- hearings for the citizens of Bellwood. This is an eminently fair 33.

- 1. bill and I'd hope everyone votes Aye.
- 2. PRESIDENT:
- 3. Further discussion? Senator Coffey.
- 4. SENATOR COFFEY:
- 5. Have a question of the sponsor.
- 6. PRESIDENT:
- 7. Indicates he will yield. Senator Coffey.
- 8. SENATOR COFFEY:
- 9. Yes, Senator, does this include surface mining of fossil
- in. fuels?
- 11. PRESIDENT:
- 12. Senator Schaffer.
- 13. SENATOR SCHAFFER:
- 14. It does not.
- 15. PRESIDENT:
- 16. Senator Coffey.
- 17. SENATOR COFFEY:
- For what reason was it removed?
- 19. PRESIDENT:
- Senator Schaffer.
- SENATOR SCHAFFER:
- The bill was removed in the...that was removed in the House.
- I'm not sure of the reasons. There was another bill alive that...
- attempted to address the whole gamut of things and evidently they 24.
- felt that's where that question should reside.
- PRESIDENT:
- Senator Coffey.
- SENATOR COFFEY:
- Well, Mr. President and members of the Senate, I...the problem ${\bf 29.}$
- I have in my area is with some of the coal mining industry coming in ${\bf 30.}$
- without approval of our local government. With that fossil fuel 31.
- included in there I could support the bill, but without it, why, I'm 32.
- going to have to vote in opposition to the bill. 33.

May be with

1. PRESIDENT:

- 2. Any further discussion? Senator Schaffer may close.
- 3. SENATOR SCHAFFER:
- 4. Mr. President, the EPA is for this bill. They freely admit
- 5. they don't want to get in the zoning and planning business. They
- 6. only look at the environmental impact. If somebody acquired
- 7. Lincoln Park in the center of Chicago and went to the EPA and
- 8. said we want to operate a gravel pit and the EPA thought their
- 9. plan was solid and gave them a permit, the City of Chicago couldn't
- 10. stop them from doing it. All we're saying is...and I might point out
- 11. my area has more gravel pits and ships more gravel than anyplace
- in the State...we're pro gravel pits, but my gosh, give local
- 13. government a chance to get their influence in here. Support local
- 14. government. The Municipal League and the County Association very
- vehemently support this bill. Appreciate a roll call.
- 16. PRESIDENT:
- Question is, shall House Bill 233 pass. Those in favor will
- vote Aye. Those opposed will vote Nay. The voting is open. Have
- all voted who wish? Have all voted who wish? Take the record. On
- that question the Ayes are 44. The Nays are 10. 2 Voting Present.
- House Bill 233, having received a constitutional majority, is declared 21.
- passed. 265, Senator Sangmeister. On the Order of House Bills 3rd
- reading, House Bill 265. Read the bill, Mr. Secretary.
- 24. SECRETARY:
- 25. House Bill 265.
- 26. (Secretary reads title of bill)
- 27. 3rd reading of the bill.
- 28. PRESIDENT:
- 29. Senator Sangmeister.
- 30. SENATOR SANGMEISTER:
- Mr. President and members of the Senate. Senate Bill 265
- 32. was designed to correct a problem that we have in the State of
- Illinois in the enforcement of our State Criminal Laws and that
- 34. is it deals with bail jumpers. This bill, which I want you to
- 35. know, is not drafted by the State's Attorneys Association or

- 1. by myself, but by one of the most respected judges in Cook County,
- 2. Judge Garippo. He has experienced time and time again as law
- 3. enforcement has, that a person can be picked up on an offense,
- 4. post even a huge bail, particularly in the drug cases, and at
- 5. that time, skip out of bail. And at that time under the present
- 6. law, unless a trial has commenced, there is no way you can try
- 7. that person. So if he comes back in, commits the same crime
- g. again, he's picked up again and arrested, but he can also make
- g. bond again because he has not been tried. This particular bill,
- 10. if it becomes law, will enable the...prosecution to go forward
- and...and try this person and there are plenty of safeguards 11.
- in the bill. For example, if he's requested a jury trial, he's 12. going to get a jury trial. He has to be represented by council.
- 13. All of his constitutional rights are absolutely preserved.
- in the end, if there is a...a determination of guilt, the next 15.
- time that person comes back in the jurisdiction and is arrested,
- he can be picked up on a minimis and confined rather than again
- 17.
- making bail. In addition to that you should be aware that we 18.
- have amended into this bill, four bills that passed out of the 19.
- Senate by great majorities, the substitution of judges, the 20.
- Habitual Offender Act, the aggravated kidnapping and threats 21.
- to public officials, all of which were held up in the Judiciary 22
- Committee in the House. We put these bills in, they're all 23.
- sentencing commission bills which you have all approved previously
- and I request a favorable roll. 25.
- PRESIDENT: 26.

16

- Is there any discussion? Senator Knuppel. 27
- SENATOR KNUPPEL: 28.
- I would just ask the sponsor one question. Do you have 29.
- an Attorney General's opinion or any other kind of an opinion 30.
- with respect to the constitutionally of trial in...in absentia? 31.
- PRESIDENT: 32.
- Senator Sangmeister. 33.

- 1. SENATOR SANGMEISTER:
- 2. No, I do not, Senator Knuppel. But as you...know very
- 3. well the present law...does apply where a trial has already4. commenced and the person should leave. There's substantial
- 5. law that that trial can be completed. This would be, of course,
- 6. allowing it to commence without his presence.
- 7 PRESIDENT:
- 8. Further discussion? Senator Washington.
- SENATOR WASHINGTON:
- Mr. President, believe it or not, I supported the original
- bill. I talked to Judge Garippo at length and two years ago,
- I would have run in horror from such a bill, but it...it turned
- out to be a sensible thing, to try a person in absentia when
- he'd jump bail and I approve of that concept. But the bill
- has now been labeled with a lot of concepts which were rejected 15.
- summarily in the House and I see no reason to put them on this 16.
- bill. My feeling is this bill should be, frankly George, I
- think you ought to take it back to second and strip off that 18.
- ...superfluous you have on there and bring it back to 3rd
- and let us vote on this clear concept of...of a trail of a
- jail bumper...jumper in absentia. But to tack on four bills
- 21.
- that the House rejected is simply going to mean it's going 22.
- to go over there and be rejected again and you're going to 23.
- help destroy a very beautiful concept. So I would urge you 24.
- to take it back to 2nd and do that, otherwise I would 25.
- urge the members to defeat it, force it on postponed consideration
- 26.
- and maybe he'll do it then.
- PRESIDENT:
- Further discussion? Senator Egan.
- SENATOR EGAN:

- Yes, thank you, Mr. President and members of the Senate.
- 31.
- The fact is that the House is not had a full deliberation on ${\bf 32.}$
- these bills and that's specifically why we amended this bill
- 34. back into the shape in which it is now. Because these bills

- 1. have passed the Senate after due deliberation, after full consideration
- 2. by the Criminal Sentencing Commission, a member body which is appointed
- 3. by the Supreme Court by the Governor and by the Senate and the House.
- 4. They had adequate deliberation on these bills, they passed the Senate
- 5. with substantial majority and went to the House Judiciary Committee II
- 6. and they were all killed. I don't think that's adequate perusal,
- 7. by the entire House, and I urge your support.
- R PRESIDENT:
- Is there any further discussion? Senator Bowers. 9.
- 10 SENATOR BOWERS:
- Just quickly, for the members of this side of the aisle. 11.
- 12. I think I've discussed it with most of them, but I would hope
- 13 that they would vote Aye for this...for this package. Thank you.
- 14. PRESIDENT:
- Is there any further discussion? Senator Sangmeister 15.
- 16. may close.
- SENATOR SANGMEISTER: 17.
- I believe it's been adequately discussed and I think ... 18.
- Senator Egan pointed out that these bills have not been discussed 19.
- over in the House, they were killed in a committee. 20.
- PRESIDENT: 21.

- The question is shall House Bill 265 pass. Those in 22.
- favor will vote Aye. Those opposed will vote Nay. The voting 23.
- is open. Have all voted who wish? Have all voted who wish? 24.
- Take the record. On that question the Ayes are 47, the Nays
- are 7, none Voting Present. House Bill 265, having received 26.
- a constitutional majority is declared passed. 273, Senator 27.
- Hall. On the Order of House Bills 3rd reading is House Bill
- 273. Read the bill, Mr. Secretary. 29.
- SECRETARY: 30.
- House Bill 273. 31.
- (Secretary reads title of bill) 32.
- 3rd reading of the bill. 33.

1. PRESIDENT:

- Senator Hall.
- SENATOR HALL:
- Thank you, Mr. President, Ladies and Gentlemen of the Senate.
- 5. This bill does, like it says on the Calendar, and for all the people
- 6. who have said that we should do something to try to cure some of
- 7. the public aid faults that we have, this will encourage people
- $\boldsymbol{8.}$ to try to be trained to get to go to work. And I have a letter
- 9. here from the Department of Public Aid from Arthur F. Quern,
- Director. It says, this is in response to your letter regarding ${\bf 10.}$
- House Bill 273, which was amended on it's face to delete the ll.
- word, fathers, and use instead the word, parents. This amendment 12.
- was added to the face to amend, provides the Department with 13.
- no problem and therefore we continue to have no opposition to 14.
- this bill. And this is signed by Arthur Quern, Director of 15.
- Public Aid. I'd ask your most favorable support of this bill.
- PRESIDENT:

16.

19.

21.

- Is there any discussion? Senator Moore.
- SENATOR MOORE:
- Thank you, Mr. President and members of the Senate. I'm
- 20.

 glad Senator Hall read the letter from the Director. I think this
- is a good bill and can go a long way to try to help to eliminate
- 22.
 some of the problems we have and to get these people back to work.
- 23.
- PRESIDENT:
- Any further discussion? If not, the question is shall
- Senate Bill... House Bill 273 pass. Those in favor will vote Aye.
- 26.
 Those opposed will vote Nay. The voting is open. Have all voted
- who wish? Have all voted who wish? Take the record. On that
- 28.
- question the Ayes are 51, the Nays are 2, none Voting Present. 29.
- House Bill 273 having received a constitutional majority is 30.
- declared passed. 292, Senator Lemke. Senator Lemke on the ${\bf 31.}$
- Floor? On the Order of House Bills 3rd reading, House Bill 292,
- Read the bill, Mr. Secretary.
- 33. 34. SECRETARY:

- 1. House Bill 292.
- 2. (Secretary reads title of bill)
- 3rd reading of the bill.
- 4. PRESIDENT:
- Senator Lemke.
- 6. SENATOR LEMKE:
- 7. What this bill does, it provides fire department investigators
- 8. whose duty is to conduct investigation into the cause, origin and
- 9. circumstance of fires, the classification of peace officers while
- 10. engaged in investigation of such fires. They must be full time
- 11. paid fire department investigators. This is in conjunction with
- 12. the Illinois Legislative Investigating Commission recommendations
- 13. on arson. This is optional on the local government and it will
- 14. bear no cost. I...this...and the fire...in this...in this bill
- 15. we amended it to take out the subpoena powers. I ask for favorable
- 16. adoption.
- 17. PRESIDENT:
- 18. Is there any discussion? If not, the question is shall
- 19. House Bill 292 pass. Those in favor will vote Aye. Those opposed
- 20. will vote Nay. The voting is open. Have all voted who wish?
- 21. Have all voted who wish? Take the record. On that question
- 22. the Ayes are 53, the Nays are none, 2 Voting Present. House Bill
- 23. 292 having received the constitutional majority is declared passed.
- 24. 311, Senator Carroll. On the Order of House Bills 3rd readings,
- 25. House Bill 311. Read the bill, Mr. Secretary.
- 26. SECRETARY:
- 27. House Bill 311.
- 28. (Secretary reads title of bill)
- 29. 3rd reading of the bill.
- 30. PRESIDENT:
- 31. Senator Carroll.
- 32. SENATOR CARROLL:
- Thank you, Mr. President, Ladies and Gentlemen of the Senate.

- 1. This bill deals with granting some parity in the area of franchises
- 2. when dealing with terminations and nonrenewels of franchises. It
- 3. merely says that the franchisor can only terminate for good cause
- 4. except in the cases where the franchisee hasn't paid the required
- 5. fees or has been adjudicated a bankrupt or things of that nature.
- 6. It also says that they must give notice of intent not to renew
- 7. and that they must allow a franchisee, in effect, to renew where
- 8. he has placed money into it, et cetera, and there is no good
- g. cause why he should not be allowed to renew it. I would ask
- 10. for a favorable roll call.
- 11. PRESIDENT:
- 12. Is there any discussion? If not, the question is shall
- 13. House Bill 311 pass. Those in favor will vote Aye. Those opposed
- 14. will vote Nay. The voting is open. Have all voted who wish? Have
- 15. all voted who wish? Take the record. On that question the Ayes
- 16. are 53, the Nays are none, 1 Voting Present. House Bill 311, having
- 17. received a constitutional majority is declared passed. 320, Senator
- Lemke. On the Order of House Bills 3rd reading, House Bill 320.
- 19. Read the bill, Mr. Secretary.
- 20. SECRETARY:
- 21. House Bill 320.
- (Secretary reads title of bill)
- 23. 3rd reading of the bill.
- 24. PRESIDENT:
- Senator Lemke.
- 26. SENATOR LEMKE:
- What...what this does is changes the method of selection
- 28. of the public guardian from election...from election by a majority
- 29. of the...circuit courts and appointed by the chief judge of the
- 30. circuit court. This bill is wanted so the chief...I'm sorry, I
- made a...that was what the amendment did to it. What we're doing
- 32. here is allowing the...the court to supervise the public...guardian,
- 33. to have the appointment and power and I think it's a good bill
- 34. in lieu of all the problems we had recently in Cook County. Ask

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- 1. for its favorable adoption.
- 2. PRESIDENT:
- 3. Is there any discussion? Senator DeAngelis.
- 4. SENATOR DEANGELIS:
- 5. Mr. President...I would like to be removed as hyphenated
- 6. sponsor of this bill.
- 7. PRESIDENT:
- You heard the request. Is leave granted? Leave is granted.
- q. Further discussion? If not, the question is shall House Bill
- 10. 320 pass. Those in favor will vote Aye. Those opposed will
- 11. vote Nay. The voting is open. Have all voted who wish? Have
- 12. all voted who wish? Take the record. On that question the Ayes
- 13. are 30, the Nays are 19, 5 Voting Present. House Bill 320
- 14. having received a constitutional majority is declared passed.
- 15. On the order of House Bills 3rd reading is House Bill 329, Senator
- 16. Lemke. On the Order of House Bills 3rd reading is House Bill 339,
- __ Senator Nash. On the Order of House Bills 3rd reading, House Bill
- 18. Read the bill, Mr. Secretary.
- 19. SECRETARY:

- 20. House Bill 339.
- 21. (Secretary reads title of bill)
- 22. 3rd reading of the bill.
- 23. PRESIDENT:
- Senator Nash.
- SENATOR NASH:
- Mr. President and Ladies and Gentlemen of the Senate. House
- Bill 339 amends an Act relating to alcoholic liquors. It eliminates
- the prohibition of delivery of alcoholic liquors in any building
- belonging to or under the control of the State or any political
- subdivision thereof. All this bill does is similar to the Armory
- Bill that we passed that permits caterers to serve liquor whenever 31.
- there's an organized function and that is they have to comply with 32.
- all the insurance requirements and the local ordinances. All the

- 1. objections to this bill were removed on 2nd reading and has
- been amended. I urge a ÿes vote.
- 3. PRESIDENT:
- 4. Is there any discussion? Senator Wooten.
- 5. SENATOR WOOTEN:
- 6. Thank you, Mr. President. It is my hope that we have
- 7. tightened this down to the original intent. This provides now
- 8. that at that...that building down at SIUE, they can serve alcoholic
- 9. beverages when they have conventions or business meetings to
- 10. participants in the meetings when the meetings are going on.
- 11. It also says that you can have pretty much the same provisions
- 12. at the DOT Building and at the Armory. And to the best of our
- 13. ability, we've limited it just to that. And with that...with
- 14 that limitation, I stand in support of the bill.
- 15. PRESIDENT:
- 16. Any further discussion? Senator Grotberg.
- 17. SENATOR GROTBERG:
- 18. A question of the sponsor.
- 19. PRESIDENT:
- 20. Indicates he'll yield. Senator Grotberg.
- 21. SENATOR GROTBERG:
- What does that do to...I've even noticed a few elected
- 23. officials having a...a wee drop or two in their office or some-
- 24. thing. Does that make...us, aren't we included?
- 25. PRESIDENT:
- 26. Senator Nash.
- 27. SENATOR NASH:
- Senator Grotberg, as originally introduced this bill will
- 29. permit you to do that, but right now you're forbidden from doing
- 30. it unless you want to bring it back to 2nd reading and amend it.
- 31. PRESIDENT:

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- 32. Senator Grotberg.
- 33. SENATOR GROTBERG: !
- 34. I think we better because I've even seen the Press Room

- ${f l}$. a couple of times when there was...something available. I think
- 2. we left out the major portion of this bill.
- 3. PRESIDENT:
- 4. Senator Wooten.
- 5. SENATOR WOOTEN:
- 6. Senator Grotberg, as long as you're just selling glasses
- 7. and not what goes in them, you're okay.
- 8. PRESIDENT:
- 9. Any further discussion? If not, the question is shall
- 10. House Bill 339 pass. Those in favor will vote Aye. Those opposed
- 11. Will vote Nay. The voting is open. Have all voted who wish? Have
- 12. all voted who wish? Take the record. On that question the Ayes
- 13. are 40, the Nays are 10, 5 Voting Present. House Bill 339 having
- 14. received the constitutional majority is declared passed. 387,
- 15. Senator Wooten. On the Order of House Bills 3rd reading, top of
- 16. page 4 is House Bill 387. Read the bill, Mr. Secretary.
- 17. SECRETARY:
- 18. House Bill 387.
- 19. (Secretary reads title of bill)
- 20. 3rd reading of the bill.
- PRESIDENT:
- 22. Senator Wooten.
- 23. SENATOR WOOTEN:
- 24. Thank you, Mr. President. I think it was in the last Session
- 25. or the one before that, we passed the National Guard Scholarship
- 26. Bill to give an incentive to young people in Illinois to join
- the National Guard. With the lapse of the draft, we have lost that
- 28. great motivation for people to join the guard and they still do
- 29. serve a necessary function. We limited those scholarships to
- 30. enlisted personnel. We found that we've run into a problem, I had
- 31. a couple of cases in my district, where people have gone to a
- 32. junior college, have earned a...a rank of lieutenant, want to
- 33. go on the scholarship to complete their college education, but

- 1. are barred from that by the provisions of this bill. This simply
- 2. includes junior grade officers in the provisions of the Scholarship
- 3. Law. You have to be in the National Guard for a year before you
- 4. can take advantage of it and then if you drop out you lose all
- 5. rights. There's an amendment on this bill added by Senator Philip
- 6. and I defer to him.
- 7 PRESIDENT:
- 8. Senator Philip. Deferral is not available. Senator Wooten.
- SENATOR WOOTEN:
- The amendment which I pretty much left to the will of the
- 11. Body on 2nd reading was to include in scholarships, let me see
- now...let's see...children of...of veterans of the Vietnam War.
- 13. From January 1st, 1960 to cessation of hostilities. Includes
- them with children of veterans of other wars.
- PRESIDENT:
- Any further discussion? If not, the question is shall House
- Bill 387 pass. Those in favor will vote Aye. Those opposed will
- vote Nay. The voting is open. Have all voted who wish? Have 18.
- all voted who wish? Take the record. On that question the Ayes
- are 48, the Nays are 3, none Voting Present. House Bill 387 having
- received a constitutional majority is declared passed. On the ${f 21.}$
- Order of House Bills 3rd reading is House Bill 430, Senator Lemke.
- Read the bill...read the bill, Mr. Secretary.
- 23. Read the bill...read the bill, Mr. Secretary
- SECRETARY:

- House Bill 430.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDENT:
- Senator Lemke.
- SENATOR LEMKE:
- What this does is creates an Act to provide for inspection,
- 31.
 licensing and regulations of carnival and amusement rides. I ask
- for its adoption because of the recent problems we had with the 33.

- 1. unsafe conditions of carnivals. Representative Kornowicz,
- 2. Representative Schneider and Representative Johnson all had
- 3. family members who are...injured in this or killed by this...by
- 4. these unsafe carnival rides. I ask for the adoption of this
- 5. bill.
- 6. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 7. Any further discussion? Senator Rock.
- 8. SENATOR ROCK:
- 9. Yes, thank you, Mr. President and Ladies and Gentlemen of
- 10. the Senate. I don't know, frankly, how much of a hearing, if
- 11. any, this Legislation had in the Committee on Insurance and
- 12. Licensed Activities. It...it is my considered opinion, having
- 13. read this, that I...certainly have empathy and sympathy for
- 14. anyone who was ever injured in a carnival ride, but to do what
- 15. ... what is attempted to be done in this bill, in addition to
- 16. the creation of a brand new board, just seems to me to be going
- 17. overboard. We have, in fact, locally, ordinances of one sort
- 18. or another with respect to regulation and inspection of these
- 19. kinds of rides. And it just seems to me that...my reading of
- 20, this would indicate to me that it's preemptive and I intend to
- 21. seek a ruling of the Chair to that effect.
- 22. PRESIDING OFFICER: (SENATOR BRUCE)
- 23. Senator Rock, with your leave we would like to review
- 24. this and get back to you prior to a vote.
- 25. SENATOR ROCK:
 - 26. Fine.
 - 27. PRESIDING OFFICER: (SENATOR BRUCE)
 - 28. Is there further discussion? Senator Schaffer.
 - 29. SENATOR SCHAFFER:
 - 30. Well, I may amaze the Body here, but I've actually read
 - 31. this bill. And frankly, I think it's pretty good. Although
 - 32. Senator Rock may have a point on preemption. In my younger and
 - 33. fitter days, I spent five summers working for a carnival outfit
- 34. called Miller Amusement, which is based in LaGrange and Florida.

- 1. And went from hither to you putting up equipment, running it,
- 2. et cetera. And let me tell you, some of the things we did to
- 3. keep that equipment running and some of the short cuts we used
- 4. to open up on time would really scare you. And I don't ride
- 5. on carnival rides anymore. I really don't, I'm not kidding. And
- 6. I don't really like my kids on them much except for the little
- 7. ones, even though they're pretty dangerous...you know, if fact,
- g. they're more dangerous sometimes than the big ones. I still
- have a few friends that show up every summer...with the carnivals ٩.
- and I usually see them around my district and I ask them how 10. things are and they say, about the same. We never saw an
- 11. inspector. Out in our area those carnivals put...get put up...
- 12.
- oh, the city inspector walked by and see if the electrical 13. boxes are covered up properly, he wouldn't know a ferris wheel
- 14. from a tilt-a-whirl. There are tragedies every year, we're
- going to go home here in a week and we're...during the course
- 16.
- of the summer we're going to see some headlines about somebody 17.
- being killed at a ride. Frankly, in all candor, the type of . 18.
- personnel that are used in these...to run these things are 19.
- not the best, the most dependable. It's not the kind of life 20. that one likes to lead. Yeah, just people like me, desperate
- college students. I think it's something we should take a 22.
- look at. I don't know...I don't know about the preemption thing. 23.
- I'm not convinced, and I set ferris wheels up in all parts of 24.
- Chicago and boy I'll tell you, when we...when we counted the 25.
- pins out and we were found we were ten pins short, we know 26.
- what to do to make it work. And I... I see these ferris wheels 27.
- to this day and I know which pins going to be missing if they've 28. short and I kinda of tilt my head and look and guess what, they're
- 29. still missing. I think this is something we ought to take a
- 30. look at and I'd suggest it's probably as big a problem in 31.
- Chicago as it is out in my area. I rise in support of the bill. 32.
- PRESIDING OFFICER: (SENATOR BRUCE) 33.

- Further discussion? Senator Geo-Karis.
- 2. SENATOR GEO-KARIS:
- Mr. President, Ladies and Gentlemen of the Senate.
- 4. We do have a very responsible amusement park in Lake County,
- 5. but there are these operators, they're...fly by nights that
- 6. come in from various organizations in Illinois. They're not
- 7. really fully insured or they're insured with some rag-a-tag
- 8. insurance company that would be insolvent by the first law
- 9. suit. I think this is a bill in the right direction, we
- 10. owe it to the safety and protection of our citizens to
- 11. do something State-wide to protect them and I certainly
- 12. speak in favor of the bill.
- 13. PRESIDING OFFICER: (SENATOR BRUCE)
- 14. Further discussion? Senator Becker.
- 15. SENATOR BECKER:
- 16. Mr. Chairman and members of the Senate. I agree with
- 17. Senator Rock. In committee hearing, we had three owners of
- 18. three big amusement rides, carnival set-ups, whatever they
- 19. might be. These three members pleaded with the committee
- 20. to allow them to sit down with a committee appointed by
- 21. the Governor to comply with every law that the Governor
- 22. would expect them to live up to in the State of Illinois.
- 23. I don't believe that they received the type of hearing
- 24. that they were deserving of. We're looking at a bill here
- 25. right now that shows us a cost of approximately a hundred
- 26 and sixty thousand dollars that may hire six inspectors
- 27. that will report to the Labor Department. But stop for just
- 28. a second and ask yourselves how many months a year are these
- 29. six inspectors going to be working for approximately twenty
- 30. five or thirty thousand dollars yearly. I believe, as Senator
- 31. Rock does, this bill should be sent back to committee for further
- 32. study because I also agree with Senator Lemke that the fly-by-
- 33. nights that come into this State are the ones that should either
- 34. be barred, but don't hurt the legitimate people who want to sit

- 1. down with a committee appointed by the Governor to make every
- 2. ride as safe as is humanly possible. I ask that this bill
- 3. either remain on 3rd reading for further study come the fall
- 4. of this year or it should be defeated as it's written.
- 5. PRESIDING OFFICER: (SENATOR BRUCE)
- 6. Is there further discussion? Senator Joyce.
- 7. SENATOR JEROME JOYCE:
- 8. Yes, thank you, Mr. President. I rise in support of
- 9. this bill. I've done this fair circuits exhibiting live
- 10. stock for years and years and...and I've seen some tragic
- 11. accidents with these rides and I...I just, the...they're preying
- 12. on the unspecting child and I...I just think that anything we
- 13. can do to make these a little safer and the carnivals that
- 14. come around to the communities are no better. Anything we
- 15. can do to...to promote the safety of...of these rides and for
- 16. these children, I think we just have to do it.
- 17. PRESIDING OFFICER: (SENATOR BRUCE)
- 18. Is there further discussion? Senator Berning.
- 19. SENATOR BERNING:
- 20. Thank you, Mr. President. I doubt that anyone can seriously
- 21. criticize or complain of the objectives of this legislation. But
- 22. it occurs to me that we would be facing some almost impossible
- 23. implementation problems. Most of these carnivals and our county
- 24. fairs are occuring simultaneously and if we are going to be able
- 25. to properly inspect them, it's going to take a rather sizeable
- 26. group of people. I'm inclined to agree with the suggestion that,
- 27. while the objective is laudable, we ought to hold this bill
- and give it a little more consideration. Take into the deliberations
- 29. those who are actually involved in the industry. It...it is counter-
- 30. productive to proceed without having every...available everything
- that we can in the way of input for such a decision as this.
- 32. PRESIDING OFFICER: (SENATOR BRUCE)
- Further discussion? Senator Lemke may close.

SENATOR LEMKE:

I think the time has come in this State that we make all 2. carnivals safe and all...and county fairs. Just recently, Representative Kornowicz went into the...Midway of the...carnival here in springfield at Penney's. He found that the rides were in bad shape. They 5. were out of Alabama, there was no guards on any of the equipment. 6. There was no safety devices to stop the tilt-a-whirl, the silver 7. streak or any of those rides. Now what are we talking about study, 8. I try to sit down with the carnival people, we in fact, we arranged 9. a special meeting to ask them what was wrong with this bill and we 10. try to make out amendments to correct it. They never came to this 11. town and they said that they will take the bill...and they'll work with the 12. Governor after the bill is passed. Now this is what we're talking 13. about. We're talking about the safety of most of our kids and 14. most of our constituents kids that attend county fairs and carnivals. 15.

17.

For what purpose does Senator Netsch arise?
18.

SENATOR NETSCH:

16.

19.

23.

Thank you, Mr...Mr. President. Not on the merits, but on 20.

the point of order that was raised before. I would respectfully 21.

submit to the Chair...
22.

I ask for an Aye vote for the safety of the children in this State.

PRESIDING OFFICER: (SENATOR BRUCE)

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch, excuse me for one moment. May we have

24.

some order please. Will the Gentlemen please take their conferences

25.

off the Floor. Will we please clear the aisles. Senator Netsch.

26.

SENATOR NETSCH:

Thank you again. Not on the merits, but on the point of

order that was raised. I would respectfully submit to the Chair

that this is cowered by Subsection I of the...of Section 6...of

Article VII. It is a concurrent exercise of jurisdiction which

is specifically provided for in the Act and that section goes on

to say that concurrent exercise of the function may take place

33.

34. to the extent that the General Assembly, by law, which means by

- 1. majority vote, does not specifically limit that concurrent exercise
- 2. or specifically declare the State's exercise to be exclusive.
- 3. And I would submit that it does take a majority vote.
- A PRESIDING OFFICER: (SENATOR BRUCE)
- 5. Is there further discussion on the question of preemption?
- $\pmb{6}$. It is the ruling of the Chair that House Bill 430 preempts home
- 7. rule units, in that in Section 16 under Local Regulation, it
- 8. states that in no case shall such local regulation be less
- 9. stringent than the provisions of this Act. Under Chapter 131,
- 10. Statutory Construction, it states that no law enacted after
- 11. January the 12th, 1977, denies or limits any power of function
- of a home rule unit pursuant to Paragraphs G, H, I, J and K of
- Section 6, Article VII, the Illinois Constitution, unless there
- .. is specific language limiting or denying the power or function
- 14.

 and the language specifically sets forth in what manner and to
- 15.
- what extent it is a limitation on or a denial of the power or ${\bf 16.}$
- function of a home rule unit. It is the ruling of the Chair 17.
- that under Chapter 131, this, in fact, does limit the manner 18.
- and extent and denies the power or function of a home rule
- unit and under Section G, this is...this is a new authority of
- the State of Illinois and it says, "the General Assembly by law
- approved by a vote of three-fifths of the members may deny or
- 22.
- 23.

limit the power to tax and any other power function of home rule

- unit not exercised or performed by the State." This is presently 24.
- not exercised by the State of Illinois and therefore is preemptive 25.
- and under Section G will require a three-fifths majority vote. 26.
- For what purpose does Senator Netsch arise? 27.
- SENATOR NETSCH:

13.

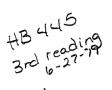
21.

- Simply to register my disagreement with your ruling. I'm
- not going to appeal from it, but if you read I, there is no question 30.
- that it is I that applies to this. It is this Act which is putting 31.
- the State in the posture of exercising the function or exercising
- the power and performing the function. It is this very Act that 33.

Monthly ding

- 1. does it and it incorporates therein a...in the words of I, "a $\,$
- 2. limitation on that concurrent exercise that maybe done by a
- 3. majority vote."
- 4. PRESIDING OFFICER: (SENATOR BRUCE)
- 5. Is there further discussion? The question is...for
- 6. what purpose does Senator Lemke arise?
- 7. SENATOR LEMKE:
- 8. I want to appeal the ruling of the Chair. No, okay, go on.
- 9. PRESIDING OFFICER: (SENATOR BRUCE)
- 10. Senator Lemke, do you withdraw your...
- 11. SENATOR LEMKE:
- Okay, no. My...my constitutional advisor, Dawn, advised
- 13. me not to.
- PRESIDING OFFICER: (SENATOR BRUCE)
- The question is shall House Bill 430 pass. Those in favor
- .. vote Aye. Those opposed vote Nay. The voting...is open. It
- 16. Vote Aye. Those opposed vote Nay. The voting...is open. It
- will require thirty-six affirmative votes for passage. Have
- all voted who wish? Have all voted who wish? Take the record.
- On that question the Ayes are 48, the Nays are 4, 1 Voting Present. 19.
- House Bill 430, having received a constitutional majority is 20.
- declared passed. House Bill 444, Senator Grotberg. Read the 21.
- bill, Mr. Secretary.
- SECRETARY:
- House Bill 444.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Grotberg.
- SENATOR GROTBERG:

- Thank you. This is that bill that gets at putting the 30.
- General Assembly in as a referee between the villages and the park 31.
- districts. This bill provides that forest preserve districts shall
- not be allowed to purchase or condemn property in a municipality ${\bf 33.}$



- 1. without first obtaining consent of the governing body of that
- municipality, but it has another side to it that gets even...the
- 3. bill further provides that a municipality cannot prospectively
- 4. annex land which a district has given intent to acquire. We
- 5. have amended it to strike out DuPage County, we've amended it
- 6. to Adeline Geo-Karis' satisfaction than any...negotiations that
- 7. are under way may be conducted for up to six months and be...the
- 8. that this should be deferred until after six months. So that
- q. gives them time to close any deals here in the middle.
- 10. Other than that, it...has my little twenty-five thousand county
- 11. limitation on bonding for park districts, so as...a vehicle.
- 12. That is the bill, I'll be glad to answer any questions.
- 13. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 14 Is there further discussion? Senator Wooten...if there's
- 15. no further discussion, the question is shall House Bill 444 pass.
- 16. Those in favor will vote Aye. Those opposed vote Nay. The voting
- 17. is open. Have all voted who wish? Have all voted who wish? Take
- 18 the record. On that question the Ayes are 42, the Nays are 6,
- 19. 1 Voting Present. House Bill 444, having received the constitutional
- 20. majority is declared passed. House Bill 445, Senator Maragos.
- 21. Read the bill, Mr. Secretary.
- 22. SECRETARY:
- House Bill 445.
- (Secretary reads title of bill)
- 25. 3rd reading of the bill.
- 26 PRESIDING OFFICER: (SENATOR SAVICKAS)
- 27. Senator Maragos.
- 28. SENATOR MARAGOS:
- 29. Mr. President and members of the Senate. House Bill 445
- 30. is the House version of the adoption information bill and it
- 31. passed the House with a good majority. It differed from the
- 32. ...the...differed from the version that left the Senate in that
- this will not...will restrict the information given to adoptees $\mathbf{33}$.

- 1. until they are twenty-five instead of eighteen. Secondly, nothing
- 2. in this section precludes the court from granting a disclosure
- 3. of the identity even without the consent of either the...natural
- 4. or adopted parent, when good cause is shown when they have to find
- 5. out medical information. The bill goes on to say that upon the
- 6. request of a person at least eighteen years of age and a verified
- 7. written consent of all surviving adopted parents, if recruited by
- 8. section...as required by Section 18.1, the department shall examine
- 9. the adoption registry. In other words, if they're between
- 10. eighteen and twenty-five they have to have the consent of the
- 11. adopting parent before that information can be given out. Thirdly,
- 12. in no case will this information be given out if the natural parent
- 13. or the birth parent does not give its consent for past adoptions.
- 14. It is an attempt to pacify and to satisfy some of the opponents
- 15. of this bill. It also, has, we put on in the Senate, an amendment
- 16. which was requested by the House sponsor and which was requested
- 17. by the Catholic Conference groups. Therefore, I ask for your
- 18. support of House Bill 445 and I'll be glad to answer any questions.
- 19. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 20. Is there further discussion? Senator D'Arco.
- 21. SENATOR D'ARCO:
- 22. Mr. President, this bill is the House version of a Senate
- 23. Bill. Now in the Senate bill there was great discussion in
- 24. committee concerning whether or not the adopted child should be
- 25. allowed to know the identity of his natural parents and, in fact,
- 26. Senator Maragos, to make it consistent and not cause any disarray
- 27. on the bill, decided to remove the provision that provided that
- 28. the adopted child could, in fact, know the identity of his natural
- 29. parents. This bill puts that provision back into the language
- 30. of the bill that we removed that provision from. I spoke against
- 31. the bill in committee, but they gave me a heehaw saying, don't
- 32. worry about it, we'll take care of it on 3rd reading. Well, all
- 33. the bill says is that an adopted child can know the identity of

- 1. his natural parents if the court determines there is good cause.
- 2. And who is to say, if...what the court will determine is good
- 3. cause or not. In the Senate version of the bill, he can get
- 4. medical records if he needs them for his own physical health,
- 5. there is no doubt about it. This bill goes much further.
- 6. He can know the identity of the natural parent without either
- 7. the consent of the natural parent or the adopting parent.
- $\boldsymbol{\mathfrak{g}}_{\boldsymbol{\cdot}}$ So, any child of the age of twenty-five years or...or older who
- g. was raised, bred and by a adopted parent can forsake that parent
- 10. and decide to go and live with his natural parent, maybe because
- 11. his natural parent is doing much better than his adopted parent
- 12. who raised and reared him and loved him for all those years. I
- 13. strongly urge you to vote against this bill.
- 14. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 15. Is there further discussion? Senator Nimrod.
- 16. SENATOR NIMROD:
- 17. Thank you, Mr. President...Ladies and Gentlemen of the
- 18. Senate. Can I...can I recall that a little bit later?
- 19. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 20. All right, fine. Senator Moore.
- 21. SENATOR MOORE:
- Thank you, Mr. President and members of the Senate.
- 23. concur with Senator D'Arco's remarks, Mr. President and members
- of the Senate. This is a very emotional bill. There was an
- 25. understanding in committee. There were amendments that were prepared by Senator
- 26. Nimrod. The bill went out of committee on the basis that this
- 27. would be an agreed bill if it did come out and that objection
- 28. such as Senator Nimrod had or language that he wanted in the
- 29. bill, would, in fact, be there and this would be an agreed bill.
- 30. I think the bill is very, very much different now than what
- the understanding that we had when it was in committee. And
- 32. I concur with Senator D'Arco's remark. I think that we should
- either hold this bill on 3rd reading, Senator Maragos, and 33.
- 34. perhaps work out the differences, or in the alternative to

- 1. vote No on House Bill 445.
- 2. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Bowers.
- 4. SENATOR BOWERS:
- 5. Thank you, Mr. President. Well, of course, I rise in
- 6. support of this bill and I would just point out to this Body
- 7. that as far as I'm concerned this bill is much more restrictive
- ${f 8.}$ than the Senate Bill we sent out of here with a pretty good
- 9. vote. Secondly, and I think it ought to be pointed out to
- 10. the Body, that up until 1964...1964, this information was
- 11. available anyway. Because when you requested a birth certificate
- 12. from the Department of Vital Statistics you could get both birth
- 13. certificates. So it isn't a great big move in any particular
- 14. direction. I think we're... I realize it's an emotional subject,
- 15. but it just seems to me that when society has three people or
- 16. three sets of people, adoptive parents and the natural parents
- 17. and the child, the one person who has nothing to say about this
- 18. proceeding is the child. Now when that child reaches the age
- 19. of twenty-five and that's the age where the adoptive parents
- 20. are no longer involved, it seems to me we ought to give them
- 21. the rights the rest of us have.
- 22. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Berman.
- 24. SENATOR BERMAN:
- 25. Will the sponsor yield?
- 26. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 27. He indicates he will.
- 28. SENATOR BERMAN:
- 29. What is the posture of the bill that we voted out of here,
- 30. the Senate bill?
- 31. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 32. Senator Maragos.
- 33. SENATOR MARAGOS:

- 1. Senate Bill 263 is...has been amended by the House to
- 2. become the same form that House Bill 445 is before you. They've
- 3. amended it to their version.
- 4. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Buzbee.
- 6. SENATOR BUZBEE:
- 7. Well, I don't see Senator D'Arco on the Floor right now...
- 8. there he is, right there, yeah, I appreciate his pointing out
- 9. what he just did. I'd like to point something out to you that
- 10. when a young mother, usually fairly early in her pregnancy, decides
- 11. that she's going to put her child up for adoption and she is then
- 12. counseled by a social worker and so forth until the time of birth.
- 13. She is assured that her identity will remain unknown, the confiden-
- 14. tiality of the transaction is assured, the adoptive parents are
- 15. assured, even though the adoptive parents, in fact, do know her
- 16. identity. The adoptive parents do know something about her back-
- 17. ground and in some cases something about the father's background. \cdot
- 18. Now, when those children reach a certain age, it's my understanding
- 19. as the bill that we passed out, the Senate bill, that they would
- 20. have the right, especially in the case of medical necessity, to
- 21. be able to find out. But I don't think there will be very many
- 22. women in this country in this State, who when that child reaches
- 23. age 25, would like to have that child coming around when she
- 24. gave that child up twenty-five years earlier than that, have that
- 25. child come around and say, I just wanted to see you. I don't
- 26. think that's a good procedure. I don't think that it's a good
- 27. procedure for the parents who adopted. Now, as far as the child
- 28. is concerned, let me assure you that the courts don't ever allow
- 29. that adoption to happen until they are convinced that the adoptive
- 30. parents are fit parents. The baby is brought into the court, the
- 31. State's Attorney is there, the adoptive parents have to have their
- 32. own counsel. The arguments are presented to the judge and then
- 33. he makes his decision as to whether to allow the adoption. It

- 1. seems to me that this bill goes much too far and in this age
- 2. of complete freedom of information, I submit to you that this is
- 3. not a good idea. If there's a medical necessity, we have the
- 4. legislation which will allow delving into confidential records.
- 5. But just for the pure sake of opening up twenty-five year old
- 6. wounds and inserting new wounds into the adoptive parents...
- 7. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 8. Senator, would you bring your remarks to a close.

End of Reel #7

- 9. SENATOR BUZBEE:
- 10. ...I think goes way beyond the realm of...of good sense
- 11. and decency.
- 12.
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- 17. 18.
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- 25. 26.
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PRESIDING OFFICER: (SENATOR SAVICKAS)

l.

2. Senator Sangmeister. 3. SENATOR SANGMEISTER: 4. Thank you, Mr. President. I probably shouldn't arise 5. on this bill, because I got to much of a personal interest 6. but I really think there is only one way, and I suppose I'm as derelict as anyone else, not trying to get an amend-7. ment prepared or getting a bill into that effect, but the 8. only way you're ever going to handle this, is you're..is 9. strictly to keep it confined to medical records. I don't 10. know of any other reason why an adopted person would want 11. to go back except out of curiosity, and I think that curiosity 12. should be outweighed by the interest of the adoptive parents, but 13. we...I...you know, there's no way you can argue against an 14. adopted person wanting to know his medical records, and I think 15. we should have started from scratch by making it impossible to 16. get an adoption decree in Illinois, unless the Department of 17. Bureau of Vital Statistics had in...in the court file a form 18. prepared by that department which would lay out the complete 19. medical histroy, which no one could prevent that person from 20. ...from receiving. The bill has been comprehensively...changed 21. from what I think it was originally was, but I'm not sure 22. of everything that's in it, but I too must rise and would hope 23. that we would defeat it. 24. PRESIDING OFFICER: (SENATOR SAVICKAS) 25. Senator Bruce. 26. SENATOR BRUCE: 27. I rise in opposition to the bill, very reluctantly. I 28. think that Sentor Maragos, and others have worked hours and 29. hours and hours on this and frankly, I...I just don't see 30. how you're ever going to melt all the problems of everyone in 31. this , but I would want to point out that I think Senator D'Arco 32. is correct when you can allow the declosure without consent, 33. that is a major disruption in the process, and that the...

- 1. there's...there's a wrinkle in here that no one has mentioned
- 2. yet, and that is if both natural parents are deceased and no
- 3. consent to disclose is necessary, you petition the court. I
- 4. think we ought to worry about the people who have had children
- 5. placed them for adoption, and had other children, I'm not
- 6. sure that they would want to have it disclosed that their
- 7. mother and father, in fact, had placed other children up for
- 8. adoption. The fact that they are deceased does not terminate
- 9. interest of many people inadoptions that may have occurred
- 10. twenty to twenty-five years ago, and come back to embarrass
- 11. someone. The bill is...is well drafted, it is well thought
- out, there are a few wrinkles, I hope, frankly, that this
- 13. bill resides somewhere that they can continue to work on it.
- 14. It may never be resolved, but it certainly is not resolved
- 15. in its present form.
- 16. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 17. Senator Newhouse.
- 18. SENATOR NEWHOUSE:
- 19. Just a word, Mr. President, about a feature that I'm
- 20. not sure has been addressed, and that is, the whole question
- 21. of the direction of the looking into adoption procedures and
- the one thing that I've not heard discussed very much is the
- future of the young children who are going to be placed for
- 24. adoption in the future, because people who adopt have a very
- 25. close family attitude about that adoption, and a very close
- 26. sense of closeness with these youngsters, and they do consider
- 27. those youngsters their children, and if that tie gets to be
- 28. broken, I think in this day you're going to find a lot of
- 29. people simply are not going to adopt children, because the emotional
- 30. tie is much toogreat for them to take some chance in the future
- of having that child walk away...adopt another set of persons,
- and go through all kinds of frustrations. I think the direction
- is bad. I'm not talking about this particular bill, after 1825 on some cases you may want to do that, but for...

- l. PRESIDING OFFICER: (SENATOR SAVICAKS)
- 2. Go on Senator Newhouse.
- 3. SENATOR NEWHOUSE:
- 4. I would just like the courtesy of finishing my remarks,
- 5. I'm not going say much...
- 6. PRESIDING OFFICER: (SENATOR SAVICKAS)
- You may finish your remarks. 7.
- SENATOR NEWHOUSE: 8.
- But I do want to make that point, because the interest 9.
- of the youngsters who are unadopted at present is a 10.
- very great one also. 11.
- PRESIDING OFFICER: (SENATOR SAVICKAS) 12.
- Is there further discussion? If not, Senator Maragos 13.
- may clsoe debate. I'm sorry, Senator Nimrod. 14.
- SENATOR NIMROD: 15.
- Thank you, Mr. President. I would say this, that this 16.
- bill, I have attempted to put an amendment on it both in 17.
- committee and on the Floor, and 2nd reading, and now at 3rd 18.
- reading. It seems to me that I am entitled to a right to 19
- have an amendment put on the bill, and I have been denied that 20.
- right. I also have a number of other reasons, and some problems 21.
- with this bill. I think the bill can be made right, and I 22.
- think those who are involved in this bill ought to be a little 23.
- more concerned about what they're doing both to the whole
- 24. field of adoption and children, making them available and
- secondly the security and certainly the faith and confidence 26.
- the mother has when she gives up the child for adoption. 27.
- is certainly not here , the eighteen year old with..signing with
- the parents together can do nothing but cause a conflict as
- the children grow up. I have four reasons I shouldn't be, three
- are here on this Floor, that I'm opposed to this bill, one's 31.
- in the Army. ' 32.

28.

29.

30.

- PRESIDING OFFICER: (SENATOR SAVICKAS)
 - Is there further discussion? Senator Maragos may close debate.



l. SENATOR MARAGOS: At the outset, in closing, Mr. President, and members of 2. 3. the Senate. The reason I did not allow anymore amendments to go on, and it's true Senator Nimrod came to me, is because 4. the House sponsor wanted the bill in the form that was agreed 5. to at the time we passed it out of committee. At that time 6. Senator Moore I did say to you, and Senator Daley that, if 7. it was agreeable with the House sponsor I would put the 8. amendments on. We did put the one amendment we agreed in 9. committee, but there were no other amendments present at that 10. time. I have discussed these things with Senator Nimrod. All 11. I have to say...Ladies and Mr. President, and members of the 12. Senate, that this is a new idea, there's justice inequity 13. on both sides of the issue. I think this bill attempts to 14. keep the adoptive parents into the picture and get their consent 15. until twenty-five. In some aspects it is better to approach 16. then ours was when we sent it out of here, in which...which I 17. was the chief sponsor. I think the Flamily Heritage Program which... 18. for future adoptions is a very good idea. So, I ask for your... 19. favorable support, and your vote on this issue, thank you. 20. PRESIDING OFFICER: (SENATOR SAVICKAS) 21. Question is, shall House Bill 445 pass. Those in favor 22. will vote Aye. Those opposed vote Nay. The voting is open. 23. Have all voted who wish? Have all voted who wish? Take the 24. record. On that question, the Ayes are 7, the Nays are 41. 25. Voting Present. House Bill 445, having failed to receive a 26. constitutional majority is declared lost. House Bill 453, 27. Senator Knuppel. Read the bill, Mr. Secretary. 28. SECRETARY: 29. House Bill 453. 30. (Secretary reads title of bill) 31. 3rd reading of the bill. 32. PRESIDING OFFICER: (SENATOR SAVICKAS) 33.

Senator Knuppel.

ı. SENATOR KNUPPEL: 453, is a House version of how to handle hazardous waste. 2. 3. sets up a permit procedure, makes charges for the storage of hazardous waste, builds up a fund of up to twenty-five million 4. dollars, and then if it should go over that it goes into the 5. General Revenue Fund. It defines hazardous waste, as a waste 6. 7. which may contribute to an increase in mortality or .. irreversibly incapacitating illness. Now, it provides that there will 8. be no site for disposal of hazardous waste over an active 9. fault within one thousand feet of a...of a well or over an 10. abandoned coal mine. It resembles in many respects Senate 11. Bill 659, but differs in others. I submit that we have discussed 12. this problem, its been brought to everybody's attention, by 13. the problems at Wilsonville, that the EPA for the State of 14. Illinois ought to have regulating powers over disposition and 15. we should set up some channelization of those powers, which 16. this bill does. I would ask for a favorable roll call. 17. PRESIDING OFFICER: (SENATOR SAVICKAS) 18. Is there further discussion? If not, the question is, 19. shall 453 pass. Those in favor will vote Aye. Those opposed 20. vote Nay. Those voting is open. Have all voted who wish? Have 21. all voted who wish? Take the record. On that question, the 22. Ayes are 53, the Nays are none. 1 Voting Present. House 23. Bill 453, having received the constitutional majority is de-24. clared passed. House Bill 499, Senator Hall. Read the bill, 25. Mr. Secretary. 26. SECRETARY: 27. House Bill 499. 28. (Secretary reads title of bill) 29. 3rd reading of the bill. 30. PRESIDING OFFICER: (SENATOR SAVICKAS) 31. Senator Hall.

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

32.

33.

SENATOR HALL:

- House Bill 499 provides for establishes...research laboratory l.
- development commercializing of energy related new technology. 2.
- Now, there's a section of population in Illinois that has 3.
- a specialized and immediate energy needs, and requirements for 4.
- the low and low middle income people whose energy cost are 5.
- rising faster than the income and ofter on peopl who are 6.
- on fixed incomes. Now, if you see the evening paper, it 7.
- says fuel leads price boost. It's getting so now, that with 8.
- the cost of energy, and everything, that this is an important 9.
- thing for people. These people are in need of an immediate 10.
- energy saving, and energy improved technology, and this was 11.
- information. Now, this bill is...a long with this is supported 12.
- by the Illinois Institute of Natural Resources, by the Illinois 13.

Coal Association, and you know, we have over two hundred years

- of supply of coal, and this is an answer to this. So, I would
- 15. ask your immediate...and would ask your most favorable support
- for this bill, 499. 17.

14.

16.

- PRESIDING OFFICER: (SENATOR SAVICKAS) 18.
- Is there further discussion? If not...Senator Mitchler. 19.
- SENATOR MITCHLER: 20.
- Mr. President, and members of the Senate. I hesitate to 21.
- even take the time of the Body on this one, but this...this can 22.
- be all accomplished in the Illinois Energy Resource Commission, 23.
- or Institute of Natural Resources. We have all. all the means
- for studying this, who knows what a depressed area is...where 25.
- the board will meet, what they'll come up with, what the re-26.
- commendations. So, I...I'm not evern going to talk. Just vote 27.
- No, and let's get on to the order of business. 28.
- PRESIDING OFFICER: (SENATOR SAVICKAS) 29.
- Is there further discussion? Senator Hall may close debate. 30.
- SENATOR HALL: 31.
- Roll call. 32.
- PRESDING OFFICER: (SENATOR SAVICKAS) 33.
 - Question is, shall House Bill 499 pass. Those in favor will

- 1. vote Aye. Those opposed vote Nay. The voting is open.
- 2. Have all voted who wish? Have all voted who wish? Have
- 3. all voted who wish? Take the record. On that question,
- 4. the Ayes are 28, the Nays are 26. Senator Hall request
- 5. that it be put on Postponed Consideration. House Bill 499,
- 6. will be placed on Postponed Consideration. House Bill 512,
- 7. Senator Wooten.
- 8. SECRETARY:
- 9. House Bill 512.
- 10. (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Wooten.
- SENATOR WOOTEN:
- Thank you, Mr. President. House Bill 512, Representative 15.
- Murphy's bill, addressing the problem in his own county. A
- teacher was...has been a member of the County Board and has 17.
- been attending board meetings and committee meetings, but a new 18.
- superintendent came in and decided to take a hand in the politics
- of the situation, and forbade meetings...attending such meetings.
- 20.
 So, I think consistent with what we've done in the past, this bill
- 21. says that if a tenured teacher is elected to serve on a County
- Board, they simply shall be granted an unpaid leave to attend
- 23.
- meetings, of the County Board, and that's what the bill does, and 24.

 it's quite simple. I ask your support.
- 25.

 PRESIDING OFFICER: (SENATOR SAVICKAS)
- 26.
- Is there further discussion? Senator Maitland. 27.
- SENATOR MAITLAND: 28.

- Thank you, very much, Mr. President, and Ladies and Gentlemen 29.
- of the Senate. I tried...tried very had to support this bill.
- I think it's a...it's a good thing to encourage school teachers ${\bf 31.}$
- to run for County Boards, the like, and I think they should, but
- this bill goes much further than that. Senator Wooten did
- 33. amend out the trustees and I appreciate that fact, but I see some

...some places here for some very serious abuse. In my 1. own County of McLain, there are many, many days that certain 2. County Board members are required to be away from the job, 3. and be on duties of the County Board. Now, either we're going 4. to have teachers in the classrooms, providing the services 5. of educating our kids, or we're not. I ask that this bill be 6. amended to include only the days that the County Board was 7. meeting in Regular Session, and we weren't able to get this 8. taken care of, and so I simply have to stand in opposition 9. to the bill, in the interest of good education. I'm sorry 10. that I have to do that, but I think that's a necessary thing 11. to do. I urge the defeat of the bill. 12. PRESIDING OFFICER: (SENATOR SAVICKAS) 13. Senator Weaver. 14. SENATOR WEAVER: 15. Thank you, Mr. President. We had this same problem in 16. one of my counties, and the way they resolved it, Senator 17. Wooten, was change the County Boards until the evening, when 18. the school teachers could attend the board meetings, and I would 19. suggest that is the way to solve your problem in Kane County. 20. PRESIDING OFFICER: (SEANTOR SAVICKAS) 21. Further discussion? Senator Mitchler. 22. SENATOR MITCHLER: 23. Well, I have a question of the sponsor. Who wants 24. this bill? Where...you mentioned some county. 25. PRESIDING OFFICER: (SENATOR SAVICKAS) 26. Senator Wooten. 27. SENATOR WOOTEN: 28. Representative Murphy entered the bill in behalf of 29. County Board member, I believe in Kane County. 30. PRESIDING OFFICER: (SENATOR SAVICKAS) 31. Senator Mitchler. 32. SENATOR MITCHLER:

That's...that's right in my district. I haven't heard...

- 1. they haven't contacted me on this, I don't know any...
- 2. any contact on this at all from the people back there.
- 3. So, I mean if it's that important, why, let's just let
- 4. it go down the drain. I think it's...Senator Maitland
- 5. explained it very well.
- 6. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 7. Further discussion? Senator De Angelis.
- 8. SENATOR DE ANGELIS:
- Mr. President, and memberpersons of the Senate. It
- should be pointed out, and Senator Wooten's story, that the
- teacher that was involved was, in fact, permitted to attend 11.
- the County Board meetings. It's when the teacher insisted 12.
- on going to Committee meetings, which would...which resulted
- in extensive absenteeism, that the superintendent, a new 14.
- superintendent of education, put his foot down. Now, my 15.
- objection stems from two things. One, is if we continue to
- 16.
 make laws, because somebody gets made at something that's
- 17.

 going on, we could end up with a hundred and forty-five Statute
- 18.
- Books instead of four. The other thing, is that this is the $19. \,$
- only group in society, that is asking for this right. We $20. \,$
- 21.

passed a bill which would...for them to be excused for General

- Assembly, now it's County Board, next year it will be Township, ${\bf 22.}$
- the following year it will be Mayors. It's a never ending ${\bf 23.}$
- thing.

24.

25.

- PRESIDING OFFICER: (SENATOR SAVICKAS)
- Is there further discussion? If not, Senator Wooten may 26.
- close debate.
- 27. SENATOR WOOTEN:
- There's a simple principle involved here, the people can
- 29. pick whoever they want to represent them at whatever level of
- 30. government. I don't think the people's will should be frustated.
- 31.
 I'd like to point out the extradinary number of absences of
- 32. seeventeen. Seventeen. The teacher for two years, attended
- 33. County Board meetins, and Committee meetings, a purely political

- 1. decision was made outside of the School Board, to get the
- 2. new superintendent to bring pressure on this teacher. To
- 3. shut that teacher out of the processes of government. I
- 4. don't care which party you're with, that's despicable, and
- 5. I think this bill ought to pass.
- 6. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 7. Question is, shall House Bill 512 pass. Those in favor
- 8. will vote Aye. Those opposed vote Nay. The voting is open.
- g. Have all voted who wish? Have all voted who wish? Take the
- 10. record. On that question, the Ayes are 33, the Nays are 19.
- 11. 2 Voting Present. House Bill 512, having received the consti-
- 12. tutional majority is declared passed. For what purpose does
- 13. Senator Walsh arise?
- 14. SENATOR WALSH:
- To request a verification, Mr. President.
- 16. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 17. Senator Walsh, has requested a verification. Will all
- 18. Senators be in their seats, and answer their name as their
- 19. name is called. Mr. Secretary, would you call the absentee's.
- 20. SECRETARY:
- The following voted in the affirmative: Berman, Buzbee,
- 22. Carroll, Chew, Collins, D'Arco, Daley, Davidson, Demuzio,
- Donnewald, Egan, Gitz, Hall, Johns, Jeremiah Joyce, Jerome
- Joyce, Knuppel, Lemke, Maragos, McLendon, Merlo, Nash, Nedza,
- Nega, Netsch, Newhouse, Sangmeister, Savickas, Schaffer,
- Vadalabene, Washington, Wooten, Mr. President.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- Is there any question of the names that have been called?
- Senator Walsh.
- 30. SENATOR WALSH:
- Senator Jeremiah Joyce?
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Jeremiah Joyce? He answered the roll call and went to the phone booth. There he is.

1. SENATOR WALSH: 2. Senator Jerome Joyce? 3. PRESIDING OFFICER: (SENATOR SAVICKAS) 4. Senator Jerome Joyce? There he is. 5. SENATOR WALSH: 6. Senator Egan? PRESIDING OFFICER: (SENATOR SAVICKAS) 7. 8. Senator Egan answered the roll call. SENATOR WALSH: 9. Senator Donnewald? 10. PRESIDING OFFICER: (SENATOR SAVICKAS) 11. Senator Donnewald? Is Senator Donnewald present? Is 12. Senator Donnewald on the Floor? Stike his name. 13. SENATOR WALSH: 14. Senator Lemke? 15. PRESIDING OFFICER: (SENATOR SAVICKAS) 16. Senator Lemke is on the podium. The roll call has been 17. verified, and the Ayes are 32, the Nays are 19. 2 Voting 18. Present. House Bill 512, having received the constitutional 19. majority is declared passed. House Bill 513, Senator Wooten. 20. Read the bill, Mr. Secretary. 21. SECRETARY: 22. House Bill 513. 23. (Secretary reads title of bill) 24. 3rd reading of the bill. 25. PRESIDING OFFICER: (SENATOR SAVICKAS) 26. Is there...Senator Wooten. 27. SENATOR WOOTEN: 28. I think we know the provisions of this bill. We went 29. through it on 2nd reading, but I'll simply say, that it adds 30. more money, changes the formula, winds up about fifty-three 31. million over the Governor's Budget, about ten million over 32. SBE's recommendations. This is an amount the Governor could 33.

come up with easily last year and he's got a lot more money

- 1. squirreled away this year. There's a dramatic drop in
- 2. enrollment. Some districts are going to take tremendous
- 3. losses. Some as much as ten million, and in every case
- 4. in the more dramatic losses, such as I'll suffer about
- 5. four million, it cuts that loss in half, and in those
- 6. cases local taxes are making up that difference, but it
- 7. does involve a little more money in most districts, and
- 8. I think it is an equitable arrangement , and I certainly ask
- g. for your favorable consideration.
- 10. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 11. Is there further discussion? Senator Vadalabene.
- 12. SENATOR VADALABENE:
- 13. I move the previous question.
- 14. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 15. Senator, only one other Senator...you were the last speaker
- 16. Senator. Senator Wooten may close debate.
- 17. SENATOR WOOTEN:
- 18. I just ask for a favorable roll call.
- 19. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Question is, shall House Bill 513 pass. Those in favor
- 21. will vote Aye. Those opposed Nay. The voting is open. Have
- all voted who wish? Have all voted who wish? Take the
- record. On that question, the Ayes are 47, the Nays are 8.
- None Voting Present. House Bill 513, having received the
- constitutional majority is declared passed. House Bill 523,
- 26. Senator Bruce. Read the bill, Mr. Secretary.
- SECRETARY:
- 28. House Bill 523.
- 29. (Secretary reads title of bill)
- 30. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Bruce.
- SENATOR BRUCE:

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

312 people

1.

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require the affidavit normally filed in adoption, if the
2.
     person being adopted is a related child or an adult, and also
3.
     by amendment we made it clear that the affidavit would not
4.
     need to filed by the judge or a non-consenting parent or
5.
     a member of the court as it states, it's involved in the
6.
     judge's obviously involved in, but we do not have the judge
7.
     file or...nor do we have court personnel present during the
8.
     adoption file. I know of no opposition to the bill, and I'd
9.
     ask for a favorable roll call.
10.
     PRESIDING OFFICER: (SENATOR SAVICKAS)
11.
          Is there further discussion? If not, the question is,
12.
     shall House Bill 523 pass. Those in favor will vote Aye.
13.
     Those opposed vote Nay. The voting is open. Have all voted
14.
     who wish? Have all voted who wish? Take the record. On
15.
     that question, the Ayes are 54, the Nays are none. None
16.
     Voting Present. House Bill 523, having received the constitutional
17.
     majority is declared passed. House Bill 530, Senator Joyce.
18.
     House Bill 547, Senator Rock. House Bill 570, Senator D'Arco.
19.
     Senator D'Arco. Read the bill, Mr. Secretary.
20.
     SECRETARY:
21.
          House Bill 570.
22.
              ( Secretary reads title of bill )
23.
     3rd reading of the bill.
24.
     PRESIDING OFFICER: (SENATOR SAVICKAS)
25.
          Senator D'Arco. Would you break up that conference there?
26.
     Senator D'Arco.
27.
     SENATOR D'ARCO:
28.
          Would you tell... Senator Daley's helping me on this bill, if
29.
     it's all right. This bill...this bill applies to State-wide
30.
     Advisory questions on public policy, that have no legal binding
31.
     effect. You'll recall, Mr. President, that we had one in the
32.
     last election called the Thompson Proposition, and this...that
33.
```

does exactly as the Synopsis indicates, that it will not

type of proposition is what this bill is addressed to. What the

- bill does, Mr. President, it does any number of things l.
- 2. but it provides that each...a petition may signed and
- circulated only by qualified voters, who are residents 4. of a single election jurisdiction. It also provides
- that the signature of the circulator of each sheet 5.
- must be attested to be a notary who is a legal re-
- 7. sident of the County. Objections to petitions may
- be filed within thirty-five days after the last day for 8.
- petition filing. It also provides that you have a hundred 9.
- and seven days from the date the petition is filed to... 10.
- I'm sorry, you have thirty-five days from the date the 11.
- petition is filed, to file your objections, petitions 12.
- shall be filed with the State Board of Elections not 13.
- less than a hundred and eight days before the election. 14.
- I would move for a favorable vote. 15.
- 16. Is there further discussion? Senator Rhoads.

PRESIDING OFFICER: (SENATOR SAVICKAS)

- 17.
- SENATOR RHOADS: 18.

3.

6.

- Thank you, Mr. President, and members of the Senate. 19.
- 20.

I...I think this bill is okay. I've studied it, I've

- tried to go over most of the provisions in it. There may 21.
- be a hidden agenda floating around in other bills, but it's 22.
 - PRESIDING OFFICER: (SENATOR SAVICKAS)

not in this one, and I urge support.

- 24. Is there further discussion? Senator Gitz.
- SENATOR GITZ: 26.

23.

25.

27.

- I just have a simple question of the sponsor.
- there anything in the bill or the amendments which would change 28.
- advisory referenda? In other words, what I'm asking Senator
- 29. D'Arco are you merely setting for certain conditions and verification
- of signatures? 31. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 32.
 - Senator D'Arco. 33. SENATOR D'ARCO:

ı. No, we're just setting out certain procedures, whereby, 2. advisory referenda can be complied with under the law. 3. PRESIDING OFFICER: (SENATOR SAVICKAS) Is there further discussion? If not, Senator D'Arco 4. may close debate. 5. SENATOR D'ARCO: 6. Favorable roll call. 7. PRESIDING OFFICER: (SENATOR SAVICKAS) 8. Question is, shall House Bill 570 pass. Those in favor 9. will vote Aye. Those opposed 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 52, the Nays are none. 12. 2 Voting Present. House Bill 570, having received the con-13. stitutional majority is declared passed. House Bill 591, Senator 14. Buzbee. Read the bill, Mr. Secretary. 15. SECRETARY: 16. House Bill 591. 17. (Secretary reads title of bill) 18. 3rd reading of the bill. 19. PRESIDING OFFICER: (SENATOR SAVICKAS) 20. Senator Buzbee. 21. SENATOR BUZBEE: 22. Thank you, Mr. President. This would allow the Universities' 23. Retirement System, the Retirement Board to have the authority 24. to invest in pooled or co-mingled funds managed by a national 25. or state bank, which is authorized to do a trust business in 26. the State of Illinois, and separate accounts managed by insurance 27. companies authorized to do business in Illinois, of up to 28. ten percent of the book value of the assets Currently the 29.

investment in pooled and co-mingled funds has become a popular form of investment for pension funds. Hopefully this

corporate bonds, common and preferred stock, and a number of

other securities. The investment is pooled or co-mingled...

30.

31.

32.

33.

board has the authority to invest in Government bonds and notes,

higher rate, than are on the system's short term investments, 2. and I would ask for a favorable roll call. 3. PRESIDING OFFICER: (SENATOR SAVICKAS) 4. Is there further discussion? Senator Bowers. 5. SENATOR BOWERS: 6. Will the sponsor yield to a question? 7. PRESIDING OFFICER: (SENATOR SAVICKAS) 8. He indicates he will. 9. SENATOR BOWERS: 10. As I understand these funds now, can be invested in 11. common stock, I think that was you comment. Is there a 12. precentage limitation on what can be invested in common 13. stocks? 14. PRESIDING OFFICER: (SENATOR SAVICKAS) 15. Senator Buzbee. 16. SENATOR BUZBEE: 17. Senator, I'm sorry I don't know the answer to that, I'm 18. sure there is, but I don't know what it is. 19. PRESIDING OFFICER: (SENATOR SAVICKAS) 20. Senator Bowers. 21. SENATOR BOWERS: 22. Professor Weaver over here just tells me it's ten percent. 23. Now, wouldn't this then, in effect...permit another ten percent to 24. be invested in common stocks? In other words, the pooled assets 25. could very well be common stock pooled assets, which would 26. ...have the effect of raising up to twenty percent the amount 27. that could be invested in common stock, is that ... is that true? 28. PRESIDING OFFICER: (SENATOR SAVICKAS) 29.

type of investment will return a...will permit a return at a

1.

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Well, your...your arithmetic has confussed me a little

the ten percent, rather. I think maybe they may be allowed to

bit, because I'm not even sure about the thirty-three...or

Senator Buzbee.

SENATOR BUZBEE:

30.

31.

32.

- 1. invest up to thirty-three and a third percent right now
- 2. in common stock, Senator Bruce indicates, I'm not sure
- 3. about that, but...
 - PRESIDING OFFICER: (SENATOR SAVICKAS)
- 5. Your time has expried, Senator. Is there further discussion?
- 6. Senator Walsh.

- 7. SENATOR WALSH:
- 8. Well, the point that Senator Bowers was making, that
- 9. I think is a valid point. There is a limitation, now as to the
- 10. amount that can be invested either in coproate bonds or
- 11. common stocks, and if you're going to permit the...the fund
- 12. to invest an additional ten percent, through a pooled investment
- fund in a bond, that additional ten percent could well be
- in either corporate bonds or common stocks, which would in-
- crease the limitation by that amount, and I'm...I'm not sure
- that's a good idea, and I would like you to respond to that.
- 17. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Is there further discussion? If not, Senator Buzbee
- may close debate.
- 20. SENATOR BUZBEE:

- Well, Senator, again you have asked a question, which
- is beyond the realm of my knowledge, because you ask..I'm not
- even sure about the percentage that is currently allowed.
- Investment in common stock or in...in various banks. I know
- this is something that the Pension Laws Commission gave unamimous 25.
 - approval to. It went before the Pension Commmitee and came
- out of there, in fact, at one point this bill was on the
- Agreed Bill List, it was pulled off at my request, so I could
- put an amendment on it, and it seems to me it's an opportunity
- and I'm not trying to be evasive, but it seems to me its
- an opportunity to allow the Retirement System to get a higher
- rate of return on their short term investments, and that's the 32.
- reason for the bill.

1. PRESIDING OFFICER: (SENATOR SAVICKAS) The question is, shall House Bill 591 pass. Those in 2. favor will vote Aye. Those opposed vote Nay. The voting 3. Δ. is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 40, the Nays 5. are 13. 1 Voting Present. House Bill 591, having received the 6. constitutional majority is declared passed. House Bill 593, 7. Senator Buzbee. Read the bill, Mr. Secretary. 8. SECRETARY: 9. House Bill 593. 10. (Secretary reads title of bill) 11. 3rd reading of the bill. 12. PRESIDING OFFICER: (SENATOR SAVICKAS) 13. Senator Buzbee. 14. SENATOR BUZBEE: 15. Thank you, Mr. President. This amends the Universities' 16. Retirement System to clarify that a person who is eligible 17. to participate in the Federal Civil Service Retirement System, 18. , shall not be considered an employee, that shall not be considered 19. an employee. Two, it adds that a person on leave of absence 20. without pay for more than sixty days immediately following 21. expiration of disability benefits shall not be considered an 22. employee, and three, persons who receive disability income under 23. an insurance contract financed wholly or partially by the 24. employer, shall be considered an employee under the Retirement 25. System, and I would ask for your favorable consideration. 26. PRESIDING OFFICER: (SENATOR SAVICKAS) 27. Is there further discussion? If not, the question is, 28. shall House Bill 593 pass. Those in favor will vote Aye. 29. Those opposed vote Nay. The voting is open. Have all voted 30. who wish? Have all voted who wish? Take the record. On that 31. question, the Ayes are 51, the Nays are none. 1 Voting Present. 32. House Bill 593, having received the constitutional majority

is declared passed. House Bill 597, Senator Bruce. Read the

- 1. bill, Mr. Secretary.
- 2. SECRETARY:
- 3. House Bill 597.
- 4. (Secretary reads title of bill)
- 5. 3rd reading of the bill.
- 6. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 7. Senator Bruce.
- 8. SENATOR BRUCE:
- 9. Thank you, Mr. President, and members of the Senate.
- 10. As amended, this bill would provide that the minimum three
- 11. percent automatic annual adjustment in pensions be applied
- 12. to the minimum pensions under Rule 4. The...it effects
- 13. approximately six hundred people under the State University
- Retirement System, estimated cost to be about eight
- thousand five hundred dollars, as amended. The Pension
- 16. Laws Commission has removed their opposition. I would
- 17. ask for a favorable roll call.
- 18. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Is there further discussion? Senator Grotberg.
- SENATOR GROTBERG:
- Not on this issue, but had I been here on House Bill
- 570, Senator D'Arco's bill, coming from Kane County, I sure
- would have voted for it. Will the record show?
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- The record will so show. If there's no further discussion, the
- guestion is, shall House Bill 597 pass. Those in favor will
- vote Aye. Those opposed vote Nay. The voting is open.
- Have all voted who wish? Have all voted who wish? Take the
- record. On that question, the Ayes are 52, the Nays are none. 29.
- None Voting Present. House Bill 597, having received the
- constitutional majority is declared passed. House Bill 599,
- Senator Hall. Read the bill, Mr. Secretary.
- SECRETARY:

House Bill 599.

l. (Secretary reads title of bill) 3rd reading of the bill. 2. 3. PRESIDING OFFICER: (SENATOR SAVICKAS) Senator Hall. 4. 5. SENATOR HALL: Thank you, Mr. President, and Ladies and Gentlemen 6. of the Senate. This is the same as the Senate Bill that 7. we passed out, Senator Mitchler's bill, 515, and what it 8. does is simply brings it in line with...with the mileage 9. that we get, and I would like to ask your most favorable 10. support. That means that State employees...and I ask your 11. most favorable support of the bill. 12. PRESIDING OFFICER: (SENATOR SAVICKAS) 13. Is there further discussion? Senator Graham. 14. SENATOR GRAHAM: 15. Senator Hall, while you're proceeding to explain the bill, 16. why don't you explain the amendment? 17. PRESIDING OFFICER: (SENATOR SAVICKAS) 18. Is there further discussion? Senator Hall. 19. SENATOR HALL: 20. I'll let Senator Grotberg explain the amendment, he put 21. it on. 22. PRESIDING OFFICER: (SEANTOR SAVICKAS) 23. Senator Grotberg. 24. SENATOR GROTBERG: 25. Thanks Griff. This is the amendment that's been 26. kicked around considerably, and it rests in a very good 27. bill, because I think both issues deserve an Aye vote. This 28. is the bill that says the...any payraises that the Governor 29. negotiates for, better damn well be in the budget when we come 30. down here in March, that's all it does. 31. PRESIDING OFFICER: (SENATOR SAVICKAS) 32. Any further discussion? Senator Hall may close the

debate. Oh, I'm sorry, Senator Bruce.

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ı.
      SENATOR HALL:
2.
           I...Mr....I will...
3.
      PRESIDING OFFICER: (SENATOR SAVICKAS)
           Senator Hall wishes to take the...599 out of the record.
4.
      Take it out of the record. House Bill 672, Senator Knuppel.
5.
      Read the bill, Mr. Secretary.
6.
      SECRETARY:
7.
           House Bill 672.
8.
                ( Secretary reads title of bill )
9.
      3rd reading of the bill.
10.
      PRESIDING OFFICER: (SENATOR SAVICKAS)
11.
           Senator Knuppel.
12.
      SENATOR KNUPPEL:
13.
           This is one of the two best bills, dealing with the Illinois
14.
      State Fair, it creates an independent State Fair Agency, and in-
15.
      tends to take the State Fair out from under the fiscal
16.
      responsibility to the State of Illinois. It has a nine
17.
      man commission, removes politics from the running of the
18.
      State Fair, it's in my opinion, the way to go, and I hope
19.
      the Governor realizes this when it gets on his Desk. I would
20.
      appreciate a favorable roll call.
21.
      PRESIDING OFFICER: (SENATOR SAVICKAS)
22.
           Is there further discussion? If not, the question is,
23.
      shall House Bill 672 pass. Those in favor will vote Aye.
24.
      Those opposed vote Nay. The voting is open. Have all voted
25.
      who wish? Have all voted who wish? Take the record.
26.
      that question, the Ayes are 49, the Nays are 5. 2 Voting Present.
27.
      House Bill 672, having received the constitutional majority is
28.
      declared passed. House Bill 673, Senator Washington. Read the
29.
      bill, Mr. Secretary.
30.
      SECRETARY:
31.
           House Bill 673.
32.
                ( Secretary reads title of bill )
33.
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3rd reading of the bill.

2. Senator Washington. SENATOR WASHINGTON: 3. Mr. President, and members of the Senate. 673, simply 4. provides that in a action under Fair Employment Practice Act, 5. the complaint that the action must be brought where the violator 6. resides, because what is happening under the current law, is 7. in many cases an inconvenient form because the violator may 8. force the...the complainant to come anyplace he does business. 9. There's one case in point, which a coal miner had an action 10. in Southern Illinois and was forced to come to Chicago to 11. process his complaint. It's unconscionable unfair, it's 12. inconvenient form, and all this does is to bring the parties 13. into some kind of economic balance. I know of no opposition 14. and I ask for your support. 15. PRESIDING OFFICER: (SENATOR SAVICKAS) 16. Is there further discussion? Senator Berman. 17. SENATOR BERMAN: 18. Ouestion of the sponsor. 19. PRESIDING OFFICER: (SENATOR SAVICKAS) 20. He indicates he will yield. 21. SENATOR BERMAN: 22. Doesn't this only pertain to the judicial review? 23. PRESIDING OFFICER: (SENATOR SAVICKAS) 24. Senator Washington. 25. SENATOR WASHINGTON: 26. That's correct. 27. PRESIDING OFFICER: (SENATOR SAVICKAS) 28. Senator Berman. 29. SENATOR BERMAN: 30. What does the complaint or the respondent really have 31. to do, regarding personal appearance in judicial review? The 32. FEPC or the attorneys for the parties are the ones that appear. 33. Why...why does it cause any inconvenience at all? I mean this is

PRESIDING OFFICER: (SENATOR SAVICKAS)

- 1. ...this is between the lawyers. It doesn't involve the
- 2. complainant or the respondent individually.
- 3. SENATOR WASHINGTON:
- 4. There are situations...council, when you know plaintiffs
- 5. must be in court. I think this covers that. I'm not quite
- 6. positive of the now interpretation of this Act, but sufficed to
- 7. say, that it makes no sinse whether you're talking about
- 8. appeal or otherwise, or complaint in the first instance. It
- 9. makes no sense to bring a complainant all the way from
- 10. Carbondale, Illinois up to Chicago, Illinois in order to process
- 11. a Fair Employment Practice case. It should in a convenient
- 12. form and that is where the person is...resides...the violator
- 13. resides.
- 14. SENATOR BERMAN:
- 15. Well I...if it applied to the hearing, I'm in full
- 16. agreement with you. As I read the bill, it applies to
- judicial review, which does not involve the parties in-
- dividually, and I'm...I'm just not sure that what we're
- doing makes any...any sense.
- 20. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 21. Senator Washington.
- 22. SENATOR WASHINGTON:
- 23. It makes a lot of sense. Why take an appeal three hundred
- or four hundred miles away from the scene of the crime, so
- to speak. Why not have it all in one jurisdiction. You have
- records there that have to be dealt with, why should those records
- be transported from Southern Illinois to Northern Illinois,
- that's ludicrous. The purpose is to avoid an inconvenient form
- as we say in law, to avoid a form of non-convenience, and it is
- an inconvenient form for a plaintiff, whether in the first instance
- in a trial court, or in the appeal court, to have to travel
- four hundred miles or send records four hundred miles away to
- lodge his complaint.
 - PRESIDING OFFICER: (SENATOR SAVICKAS)

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l.
           Senator Geo-Karis.
2.
      SENATOR GEO-KARIS:
 3.
           Would the sponsor yield to a question?
4.
      PRESIDING OFFICER: (SENATOR SAVICKAS)
5.
           He indicates he will.
      SENATOR GEO-KARIS:
6.
           I checked the Digest, and the way it's abstracted here,
7.
      it says, deletes provision and... Section which allows
8.
      the action to be brought where violators resides or transacts
9.
      business. Well, if that's the case, then...then it is...then
10.
      the bill doesn't really...the Digest doesn't really speak of
11.
      the bill, because if it only applies to judicial review, that
12.
      means the complaint has already been filed, it's been heard,
13.
      and then you're asking the judicial review subsequent to
14.
      that. I'm confused because if you are going to eliminate
15.
      the right of the...the complainant to bring the complaint
16.
      in either where the violator lives or where he transacts
17.
      business, maybe you are negating the additional help to the
18.
      complainant to locate the...the offending party.
19.
      PRESIDING OFFICER: (SENATOR SAVICKAS)
20.
           Senator Washington.
21.
      SENATOR WASHINGTON:
22.
           The House sponsor just informed me, that the Digest is
23.
      incorrect, and I think that's the basis of the confusion.
24.
      The whole point is, that if a complaint is lodged, say in
25.
      Southern Illinois, and processed throught the FEPC, and goes
26.
      to the District Court, and comes up on appeal, why should the
27.
      appeal have to be held in Rockford Illinois. It makes no sense.
28.
      SENATOR GEO-KARIS:
29.
            I agree with you...
30.
      SENATOR WASHINGTON:
31.
            All this bill does, is cure that problem.
32.
       SENATOR GEO-KARIS:
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266

Well, if that's the essence of you bill, then I will



l.

2.

3.

4.

5.

effects of the ...

SENATOR DEMUZIO:

PRESIDING OFFICER: (SENATOR SAVICKAS)

```
No.
6.
      PRESIDING OFFICER: (SENATOR SAVICKAS)
7.
           If there's no further discussion, Senator Washington may
8.
      close debate.
9.
      SENATOR WASHINGTON:
10.
           I think that last statement answers both Senator Geo-
11.
      Karis, and also Senator Berman's question. I ask for your
12.
      support.
13.
      PRESIDING OFFICER: (SENATOR SAVICKAS)
14.
           Question is, shall House Bill 673 pass. Those in favor
15.
      will 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 49, the Nays are 5.
18.
      2 Voting Present. House Bill 673, having received the con-
19.
      stitutional majority is declared passed. House Bill 684,
20.
      Senator Gitz. Read the bill, Mr. Secretary.
21.
      SECRETARY:
22.
           House Bill 684.
23.
                ( Secretary reads title of bill )
24.
      3rd reading of the bill.
25.
      PRESIDING OFFICER: (SENATOR SAVICKAS)
26.
           Senator Gitz.
27.
      SENATOR GITZ:
28.
           Thank you, Mr. President, and members of the Assembly.
29.
      First I should recognize Senator Geo-Karis, because she had
30.
      indicated eariler she wanted to be added to this bill, and there
31.
      was a note submitted to the Secretary. I'm sure that many of
32.
      you are familiar with the Uniformed Child Custody Jurisdiction.
33.
      I wanted to sponsor this bill for one reason. I live very close
```

support you, because, otherwise, we'd be nullifing the good

Is there further discussion? Senator Demuzio.

to other states. Two years ago when this was debated, there ı. were sixteen states that had this jurisdiction. Today there 2. are more than thirty-four. As a matter of fact, every neighboring 3. state of Illinois has Uniformed Rules. They have adopted this 4. code. We remain an...oasis for child snatching. Remain an 5. oasis for a ping pong game that can be played with children 6. where mothers or fathers can take them to another jurisdiction 7. in hopes that they can avoid a civil resolution of this matter, 8. according to Uniform Rules. This bill as drafted and amended 9. seeks to do five things. It seeks to avoid jurisdictional 10. conflict. It seeks to promote co-operation rather than 11. competition between courts of different states. It seeks 12. to provide that litigation will take place in the state with 13. the closest connection of the child and his family. It seeks 14. to discourage continuing...controversy through binding 15. decisions, and lastly it seeks to penalize parents for 16. abductions and unilateral or removal of children. I would 17. urge for its adoption. I think it is high time that we 18.

PRESIDING OFFICER: (SENATOR SAVICKAS)

it can help the situation one bit.

Further discussion? Senator Knuppel.

joined our sister states with the uniform set of rules.

SENATOR KNUPPEL:

19.

21.

22.

23.

24.

25.

26.

27.

28.

29.

30.

31.

32.

33.

Well, I...I know all these things sound good, uniform adoption, uniform probate, uniform divorce, but I've been practicing thirty years, and what they mean is trouble every time, and your...about six years or ten years before you know what the law means we passed, the Uniform Domestic Relations Act here the last item, and I think most of the guys that have to practice under, and wish to Christ they didn't have it. I've never seen a uniformed Act yet that wasn't excessibly verbose, and as I've said before creates a lot more problems than it solves. I spoke against this two years ago. I still feel the same way. I read it in detail, I can't think that

- l. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 2. Senator Geo-Karis.
- SENATOR GEO-KARIS: 3.
- Mr. President, and Ladies and Gentlemen of the Senate. 4.
- I have joined Senator Gitz and Senator Walsh, the main 5.
- sponsor on this bill, because I think there's a great need 6.
- for this bill. Right now, we have this kind of an Act in 7.
- thirty-three other states, including, Indiana, Iowa, Wisconsin, 8.
- and Missouri. Some...some proponents of this bill feel that 9.
- since these states...many of these states which surround Illinois 10.
- have enacted that law, Illinois now becomes a haven for 11.
- child snatching and non-custodial...for non-custodial parents. 12.
- I think we... I have handled many child custody cases in the 13.
- practice...in my years of practice in law, and I can tell you 14.
- this is a very necessary bill, because when they...one non-15.
- custodial parent makes it his business, take away the parent 16.
- from the jurisdiction of the court, it's bad, and this retains 17.
- the court's jurisdiction over the child, except in certain 18.
- cases, and it's a very good bill and I urge your consideration.
- 19. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Jeremiah Joyce.
- SENATOR JEREMIAH JOYCE: 22.

21.

25.

- Thank you, Mr. President, and members of the Senate. I rise 23.
- in support of House Bill 684, fully recognizing the merit 24.
- of the argument that Senator Knuppel has presented here today, but on
- the whole I think this is an important piece of legislation.
- 26.
- I think it's necessary today, and I would urge your favorable 27. consideration.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- 29. Senator Bruce.
- 30.
- SENATOR BRUCE: 31.
- Thank you, Mr. President. I rise in support of this 32.
- bill. Child snatching is one of the biggest problems we have 33. currently in divorce laws in the hodge podge of the State laws relating

- 1. to custody and child support. What this bill does, and I
- 2. met with the Uniformed...the commissioners on Uniformed Law
- 3. was in the State of Illinois, had a chance to meet and talk
- 4. with him. The biggest problem we have on child snatching is
- 5. jurisdiction , and this spells out exactly which state court
- 6. will have jurisdiction over a child or a parent when they
- 7. have actually come into one state and removed the child and
- 8. now found in another. It sets up the explicit rules so a state
- q. court judge can determine exactly whether he or another court
- 10. has jurisdiction of the child or the parent, and can, in fact,
- 11. enforce a custody proceeding of another state court. I think
- 12. the bill is needed, and it is something that we ought to pass
- 13. this year. I don't think we can postpone it anymore. Thirty
- 14. other states have enacted this legislation.
- 15. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 16. Is there further discussion? If not, Senator Gitz may
- 17. close debate.
- 18. SENATOR GITZ:
- 19. I will defer to my co-sponsor, Senator Walsh.
- 20. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 21. Senator Walsh, wish to close debate?
- 22. SENATOR WALSH:
- 23. I urge your support.
- 24. PRESIDING OFFICER: (SENATOR SAVICKAS)
- Question is, shall House Bill 684 pass. Those in favor
- 26. will vote Aye. Those opposed vote Nay. The voting is open.
- Have all voted who wish? Have all voted who wish? Take the
- 28. record. On that question, the Ayes are 52, the Nays are 2.
- 29. None Voting Present. House Bill 684, having received the
- 30. constitutional majority is declared passed. For what purpose
- does Senator De Angelis arise?
- 32. SENATOR DE ANGELIS:
- On a point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR SAVICKAS) l. 2. State your point. SENATOR DE ANGELIS: 3. I didn't...thank you, Mr. President, I did want to point 4. out to the Body, that House Bill 513, which...authorizes 5. the largest expenditure that the State of Illinois makes passed 6. through very quickly without a question because somebody 7. promptly moved the question. That was the reason for my No 8. vote. 9. PRESIDING OFFICER: (SENATOR SAVICKAS) 10. For what purpose does Senator Collins arise? 11. SENATOR COLLINS: 12. Thank you, Mr. President. Had I been. I was momentarily 13. off the Floor, but had I been here I would have voted Aye 14. of the last bill. 15. PRESIDING OFFICER: (SENATOR SAVICKAS) 16. Senator Collins would have voted Aye on 684, the record 17. will so indicate. House Bill 700, Senator Burce. Read the bill 18. Mr. Secretary. 19. SECRETARY: 20. House Bill 700. 21. (Secretary reads title of bill) 22. 3rd reading of the bill. 23. PRESIDING OFFICER: (SENATOR SAVICKAS) 24. Senator Bruce. 25. SENATOR BRUCE: 26. Thank you, Mr. President, and members of the Senate. House 27. Bill 70, is a bill which will allow the State University Retirement 28. System as an employer to shelter from income taxation the 29. employee contribution to the pension system. It is a simple 30. matter, that under the Internal Revenue Code, I believe it's Section 31. 414H, the Internal Revenue has said that you can shelter this 32. income and not make it...and make it not taxable to the employee 33. until such time as there is distribution of that income. The

- 1. Internal Revenue Service has reviewed this, they have
- 2. given approval to many systems, there has been a Federal
- 3. court hearing, and Wisconsin, which the court ruled favorably
- 4. upon a similar plan. It does not cost a dime for the State
- 5. of Illinois to do this for the employee. Any time there is
- an increase that they shelter this, it must be by a reduction 6.
- 7. in the employees salary, to the extent of the contribution
- by the employer, or they can do it by an increase in salary 8.
- if they so desire. It is strictly at the option of the employer 9.
- group, the...State University Retirement System supports this 10.
- bill, and I would ask for a favorable vote. 11.
- PRESIDING OFFICER: (SENATOR SAVICKAS) 12.
- Is there further discussion? Senator Berning. 13.
- SENATOR BERNING: 14.
- Thank you, Mr. President. Let me correct one statement 15.
- by Senator Bruce, that I'm sure he made in good conscience, but 16.
- that is not correct. There is a net cost of one million one 17.
- hundred fifty thousand dollars per year. Now, over and beyond 18.
- that, Mr. President, and members of the Senate, there is a.. 19.
- PRESIDING OFFICER: (SENATOR SAVICKAS) 20.
- Could we have a little order, this is a very important 21.
- bill. 22.

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31.

- SENATOR BERNING: 23.
- The objective here probably is laudable but there are 24.
- several aspects to it that leave many of us with serious 25.
- doubts. For instance, I also have a copy of the Internal 26.
- Revenue...regional office letter and that's all it is, a 27.
- regional office letter, but it does say such...such employee 28.

contributions will be considered as employer contributions,

- employer contributions, hence, exempt from taxation. Now,
- that raises the question, Ladies and Gentlemen, as to whether
- or not those contributions then do belong to the employee in 32.
- the event of withdrawal, and secondly, how can they be counted 33. as...or how can the balance of the salary of the individual be

- 1. counted other than that net salary for pension purposes. In
- 2. other words, it appears to me we would be diminishing the
- 3. individual's pension benefits by diminishing his salary. Now,
- 4. if that is the case and we don't really know, but that
- 5. appears to be strongly implied by this letter from the
- 6. regional office, which says, employer contributions. Further
- 7. under a tax ruling, refered to in U.S. News and World Report
- 8. without reading the...whole thing, let me just say, similar
- contributions, says the IRS, and a new unpublished ruling,
- 10. will not be counted as teacher income. The point being if
- it is not teacher income, then it is not computable for
- 12. pension benefits, and that is my big concern, Ladies and
- Gentlemen, that we do not diminish the pension benefits of
- the individual teachers, participants in the system, and at
- the same time pointing out that there is a net cost to
- the State of Illinois through reduced income tax.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- Is there further discussion? If not, Senator Bruce 18.
- may close debate.
- SENATOR BRUCE:

29.

- Senator Berning, has confused the issue. First of all it
- doesn't cost the State of Illinois in the way of salary any-
- thing to do this. It must be a reduction in the employee's salary ${\bf 23.}$
- to the extent they shelter the income. So, if you have a 24.
- monthly payment of sixty-five dollars into your pension program, 25.
- your salary is reduced by sixty-five dollars, the net wash is that 26.
- the employer pays absolutely nothing more. The importance of ${\bf 27.}$
- the United States News and World Reports, Senator Berning, is
- that in a Federal Tax ruling they have said yes, that you
- can compute and use this as employees salary, and you can
- 30. shelter it even into the system. In the Wisconsin case, the
- 31.

 Federal United States District Court, said this was allowable
- under 414H. I see no objection to doing it, it doesn't 33.
 - impair any pension, in fact, it has absolutely nothing to do

- 1. with pension or pension rights. It allows a two to
- 2. four percent increase, in the employee's salary without
- 3. costing a dime to the system, and without costing the
- 4. employee anything. I think we ought to take advantage of
- 5. it.
- 6. PRESIDING OFFICER: (SENATOR SAVICKAS)
- 7. Is there further discussion? Senator Weaver.
- 8. SENATOR WEAVER:
- 9. Thank you, Mr. President. This is strictly a tax shelter
- proposition, it's not going to cost the State anything, it's
- going to be very beneficial to employees, many of whom are
- at the low end of the scale. It'll represent an increase in
- immediate income, they will pay this later, it's deferred income
- payments at a future date, and..and it's certainly going to
- be beneficial to all systems, and I'd venture to say that every
- system will come in and want the same provisions put in their
- system in future years. I'd hope that we'd support this.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Merlo.
- SENATOR MERLO:
- Well, thank you, Mr. President. Senator Weaver is absolutely

safeguards were put into this bill, by amendment, and I think

- correct. This is a comparatively new concept. I think the
- downstate teachers have now this system in effect and I know 23.
- of no adverse comment on that. I do say that the necessary
- 24.
- it's a good bill, and I hope you all approve it.
- PRESIDING OFFICER: (SENATOR SAVICKAS)
- Senator Berning did you wish to...
- SENATOR BERNING:

25.

30.

- Just to clarify, I did not say, and I did not mean that
- this was going to cost the pension sysems anything, but it is 31.
- going to impact on the State's income tax income to the extent
- of a million and a quarter. That is the financial impact, and ${\bf 33.}$
 - we can't avoid that.

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    PRESIDING OFFICER: (SENATOR DONNEWALD)
    Senator Bruce may close if he wishes.
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- 3. SENATOR BRUCE:
- 4. No, I closed once.

18.

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25.

- 5. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 6. All right, the question is, shall House Bill 700 pass.
- 7. Those in favor vote Aye. Those opposed Nay. The voting is
- o open. Have all those voted who wish? Have all those voted
- 8. open. Have all those voted who wish? Have all those voted
- 9. who wish? Take the record. On that question, the Ayes are
- 10. 51, the Nays are 3. House Bill 700, having received the
- 11. constitutional majority is declared passed. House Bill 705,
- 12. Senator Knuppel. Read the bill, Mr. Secretary.

 ACTING SECRETARY: (MR. FERNANDES)
- House Bill 705.
- (Secretary reads title of bill)
- 15. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Knuppel.
- SENATOR KNUPPEL:

 19.

 Mr. President, and members of the Body. This bill was
- debated the other day, it was taken out of the record for the
- benefit of Senator Newhouse's to satisfy himself. I understand 22.
- he has. What it does is make clear which division of the 23.
- State Government is responsible for investigation of Public

 Welfare Fraud...Public Aid Frauds, and that will be the Department
- of Law Enforcement. We've had some bickering back and forth, put 26.
- the shoe on the foot and now we're going to find out who it
- pinches.
 28.
- PRESIDING OFFICER: (SENATOR DONNEWALD)

the bill, Mr. Secretary.

(END OF REEL)

- Is there discussion? Question is, shall House Bill 705
- pass. Those in favor vote Aye. Those opposed Nay. The voting
- is open. Have all those voted who wish? Have all those voted 32. who wish? Take the record. On that question, the Ayes are 52, the
- Nays are none. House Bill 705, having received the constitutional majority is declared passed. House Bill 706, Senator McMillan. Read
 - 275

Reel #9

33.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 706. 2. (Secretary reads title of bill) 3. 3rd reading of the bill. 4. PRESIDING OFFICER: (SENATOR DONNEWALD) 5. Senator McMillan. 6. SENATOR MCMILLAN: 7. Mr. President and members of the Senate, the first thing I would 8. need to indicate is that the synopsis on the...the...Calendar is 9. wrong. There is no provision in there for an annual increase 10. related to the Consumer Price Index. That was taken off and that 11. would no longer be in there. This does provide some increases in 12. the amount of agricultural premiun funds that are granted by 13. formula to fairs for 4-H members, FFA members and other county 14. fairs. Most of these have not been changed for between five and 15. nine years. It also improves the formula to the extent that in 16. addition to providing some funds for...for the basic needs of 17. the fair, it also allows them to make claims which will be honored 18. and it relates to whether the fair is growing or declining and as 19. it is now, the fairs that are growing are not being rewarded adequately 20. and those that are declining are continuing to get the kind of 21. funding they used to get. I believe it is needed. I believe if 22. the fairs are to continue to function they have to have this 23. kind of funding to improve them and I would seek a favorable roll 24. call. 25. PRESIDING OFFICER: (SENATOR DONNEWALD) 26. Is there discussion? Senator Joyce...Jerome. 27. SENATOR JEROME JOYCE: 28. Yes, Mr. President, thank you. Would the sponsor yield? 29. PRESIDING OFFICER: (SENATOR DONNEWALD) 30. Indicates he will. 31. SENATOR JEROME JOYCE: 32.

Yes, what it the cost of this...this bill, Senator?

PRESIDING OFFICER: (SENATOR DONNEWALD) ١. Senator McMillan. 2. SENATOR McMILLAN: 3. To the best of my knowledge, the cost is annually 1.6 million 4. dollars from the Agricultural Premium Fund and...well... 5. PRESIDING OFFICER: (SENATOR DONNEWALD) 6. Senator Joyce. 7. SENATOR JEROME JOYCE: 8. All right. What is the ... now, we just... Senator Weaver and 9. I passed a bill out of here yesterday, I believe, that was dealing 10. with the...where the fairs would go to get money for their build-11. ings and so forth and it said that three quarters of the money can 12. come from the Ag Premium Fund and one quarter from the local district. 13. Now, in your bill in the formula, is that...that would be affected 14 in there, would it not? 15. PRESIDING OFFICER: (SENATOR DONNEWALD) 16. Senator McMillan. 17. SENATOR McMILLAN: 18. That particular program for providing funds for disaster assis-19. tance and so forth that relates to a county fair is not a part of 20. this particular formula. 21. PRESIDING OFFICER: (SENATOR DONNEWALD) 22. Senator Joyce may...your time has expired. Is there further dis-23. cussion? Question is, shall House Bill 706 pass. Those in favor 24. Those opposed Nay. The voting is open. Have all those vote Aye. 25. voted who wish? Have all those voted who wish? Take the record. 26. On that question the Ayes are 54. The Nays are 2. House Bill 706, 27. having received a constitutional majority, is declared passed. House 28. Bill 716, Senator Bruce...sorry, I overlooked House Bill 710, Senator 29. Geo-Karis. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

(Secretary reads title of bill)

House Bill 710.

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- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Geo-Karis.
- 4. SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, House 5. Bill...House Bill 710 amends the Income Tax Act to provide property 6. owners of single residences and renters an Income Tax deduction for 7. Property Taxes or rental equivalent. Property owners are allowed 8. to deduct the amount of Property Taxes which they paid on owned or 9. occupied residential property up to a maximum one thousand dollars 10. and it must be their principal place of residence and it's only one 11. deduction per residence as by amendment. Renters are allowed to 12. deduct up to twenty-five percent of annual rent, not to exceed 13. seven hundred and fifty dollars which they have paid at their... 14. principal place of residence. Ladies and Gentlemen of the Senate, 15. Mr. President, tax relief for real estate property and rent knows 16. no party lines. It transcends all party lines. This is one of the 17. topics that I received the most mail from my district, that we need 18. some relief from horrendous property taxes. We need some relief 19

from the high cost of rents because of inflation and regardless of whether you are Democrats or Republicans, I certainly urge your

21. favorable consideration. It's a meaningful bill and if you really

22.
 mean tax relief, transcend your party lines.

PRESIDING OFFICER: (SENATOR DONNEWALD) 24.

Senator Netsch.

25. SENATOR NETSCH:

20.

23.

Thank you, Mr. President. Democrats also would, of course, like

to be able to offer this kind of tax relief and I guess especially

some of us who live in urban areas where there is at least some

renting relief available from this, but I would point out several

things. First, we have already passed this morning, the most sig
nificant form of tax relief that we could pass. We feel that that

is an adequate package in itself and that in good conscience, we cannot

allow any other billsto go to the Governor. That is the one that 1. should indeed be approved by the Governor. Secondly, on the merits 2. of the bill itself, I would note just a couple of problems with it. 3. For example, it does not allow the same amount of relief for renters 4. as it does for home owers and again for some of us in urban areas, 5. that is a deficiency. Secondly, there is, of course, no need...no 6. means test in it so that those in very high income brackets can get 7. exactly the same amount as others. Finally, and most importantly, 8. in light of the action that we took this morning, the estimated cost 9. of this bill is somewhere between fifty-seven and seventy-five 10. million dollars. We cannot afford this and Sales Tax relief on 11. food. I would urge you not to vote for this bill. 12.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Shapiro. 14.

13.

23.

24.

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SENATOR SHAPIRO:

15. Mr. President and Ladies and Gentlemen of the Senate. House Bill 16. 710 is a tax relief program that the State of Illinois can afford 17. and I want to point out that it provides tax relief to the class of 18. people in this State that are bearing the major proportion of taxes, 19. property owners and renters. I think it's a good bill. I think it 20. should be supported and I think it's way better than the bill we 21. passed out of here this afternoon. 22.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Schaffer.

SENATOR SCHAFFER:

25. Well, we're doing what used to be called the old Southern 26. Illinois rug tug. I guess it's going to be the General Assembly 27. rug tug. We all ran around the State last year and promised tax 28. relief and this and that and we introduced a couple of dozen bills 29. and we sent out a couple of hundred press releases and in the 30. final hours, the only thing we are going to send the Governor, 31. evidently, is the one thing he publically pledged he would veto. 32. I guess we have it all cleared in our own minds and our own

- 1. consciences what we have to do, but the bottom line is no tax relief.
- 2. Politics before tax relief and we're all quilty.
- 3. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 4. Senator McMillan.
- 5. SENATOR McMILLAN:
- 6. Mr. President and members of the Senate, this bill had an
- 7. excellent and detailed hearing in committee and after Senator
- 8. Netsch, as I recall made some very firm comments about how great
- a bill it was, all the Republicans decided to vote No and I don't
- think the bill...precisely for the reasons that Senator Netsch
- cited today...I think the bill is not a sound bill. It has some
- technical problems as was pointed out. It's extremely costly. I
- think it's not the way to go about having tax relief and I would... 13.
- I would urge a No vote.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Martin.
- SENATOR MARTIN:
- Well, I would rise in support of this bill because I think it
- does hit groups of people who need relief in the worst of all 19.
- possible ways and if any Senator here thinks it matters a whit to
- any taxpayer who supported what bill or what side of the aisle it 21.
- came from...no one cares about that except us because we live in 22.
- this funny world of mirrors down here. What matters is the relief 23.
- you give to the people and it doesn't matter what side of the 24.
- aisle it comes from for Heaven's sake.
- PRESIDING OFFICER: (SENATOR MITCHLER) 26.
- Senator Mitchler.
- SENATOR MITCHER:
- Mr. President and members of the Senate, I did vote in opposition 29.
- to this in the Senate Revenue Committee for the reason that I didn't $30. \,$
- think that we should start tinkering with the State Income Tax and
- 31. relate it to the Property Tax pack...for that principle. Now, all of
- 32.
 the members on the other side of the aisle voted in favor of it,
- 33.

25.

- 1. including Senator Netsch who is now speaking against it, but
- 2. as long as the game plan has changed, the Governor is going to
- 3. veto your great tax package, I want to have something that can
- 4. get back to the people so now I'm going to change my mind and I'm
- 5. going to support this so let's everybody on this side of the aisle
- 6. support it and maybe the Governor will sign this one and at least
- 7. we'll give them something. Thank you.
- 8. PRESIDING OFFICER: (SEN! TOR DONNEWALD)
- 9. Senator Wooten.

SENATOR WOOTEN:

- Mr. President, in response to Senator Martin, it's...it's not
- sponsorship or anything. It's just a matter of practicality. When 12.
- you are dealing with the Ayatollah Thompson you have to make things 13.
- pretty clear to him and if we only send him one vision at a time, 14.
- then I think he can see it clearly and he has demonstrated himself $15. \,$
- to be a man of some flexibility and I think when he sees that there ${\bf 16.}$
- is one tax relief program before him supported by the people of $17. \,$
- Illinois I think he will sign it, but we ought not give him options. 18.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 19.
- Senator D'Arco.
- 20. SENATOR D'ARCO:
- Thank you, Mr. President. I'm going to get a lot of flak on
- my vote on this bill so...but before I get it if I explain it maybe
 23.
- no one will come around and ask me why I voted yes on this bill, but
- in order to get my renters bill out of the House I had to talk to
- 25.
 George Ryan and I told him that I would vote for his renters bill
- here and that was before there was any agreement about any tax...
- Democratic tax proposals and I supported the position and I support
- the position of Representative Madigan and our leader in the Senate,
- Phil Rock, to hold the...my rental bill in the House and not send it
- 30.
- to the Governor. So before anybody comes over to my desk and says $\boldsymbol{31}$.
- why, that's why.
 - PRESIDING OFFICER: (SENATOR DONNEWALD)

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Senator Netsch for the second time.
 1.
     SENATOR NETSCH:
2.
          Senator Mitchler has changed his mind. I've changed my mind.
 3.
     Maybe the Governor will change his mind.
4.
                                                                   \Omega
     PRESIDING OFFICER: (SENATOR DONNEWALD)
5.
          Senator Geo-Karis may close.
6.
     SENATOR GEO-KARIS:
7.
          Mr. President, Ladies and Gentlemen of the Senate, you're only
8.
     going to get better government if you can give an alternative to
9.
     your Governor and whether you want to call him Ayatollah Khomeini
10.
     and so forth, remember you have your Ayatollahs, but if you really
11.
     mean meaningful tax relief this is the bill. Now, show your colors.
12.
     I ask for a roll call.
13.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
14.
          Question is shall House Bill 710 pass? Those in favor vote Aye.
15.
     Those opposed Nay. The voting is open. Have all those voted who
16.
     wish? Have all those voted who wish? Take the record. On that,
17.
     question the Ayes are 24. The Nays are 1. 22 Voting Present.
18.
     House Bill 710, not having received a constitutional majority, is
19.
     declared lost. House Bill 716, Senator Bruce. Read the bill, Mr.
20.
     Secretary.
21.
     ACTING SECRETARY: (MR. FERNANDES)
22.
          House Bill 716.
23.
              (Secretary reads title of bill)
24.
     3rd reading of the bill.
25.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
26.
          Senator Bruce.
27.
     SENATOR BRUCE:
28.
          Thank you, Mr. President. As amended this...this bill makes
29.
     three changes to the School Code. First of all, it removes the...
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it moves the date up from the time that...from 1975 to 1978 we

teaching certificate from another state...it mainly means that

are exempted from having student teaching. If you've got a valid

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31.

32.

- teachers that have taught someplace else where they didn't require l.
- student teaching can come to Illinois and file that experience in
- 3. lieu of having student teaching. Amendment No. 1 dealt with consoli-
- dated school districts and making sure that we consolidated whole 4.
- districts. Amendment No. 3 dealt with the problem we have with 5.
- General Assembly members and being school teachers and clarifying 6.
- the language we passed earlier to change the word leave to leaves 7.
- in the plural and stating that it's for those parts of the school 8.
- year when the General Assembly or its committees, but not commissions 9.
- are convened. It tightens up that language significantly and I 10.
- would ask for a favorable roll call. 11.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 12.
- Is there discussion? Question is shall House Bill 716 pass. 13.
- Those in favor vote Aye. Those opposed Nay. The voting is open. 14.
- Have all those voted who wish? Have all those voted who wish? Take 15.
- the record. On that question the Ayes are 34. The Nays are 9. 16.
- House Bill 716, having received a constitutional majority, is
- declared passed. House Bill 727, Senator D'Arco. Read the bill,
- Mr. Secretary. 19.

- ACTING SECRETARY: (MR. FERNANDES) 20.
- House Bill 727. 21.
- (Secretary reads title of bill) 22.
- 3rd reading of the bill. 23.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 24.
- Senator D'Arco. Senator D'Arco. 25.
- SENATOR D'ARCO: 26.
- Point of personal privilege. 27.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 28.
- State your point. 29.
- SENATOR D'ARCO: 30.
- Point of personal privilege. When...I just want it understood 31.
- that when that...when my...rental bill passed the House, Representative 32.
- Madigan called me and said I want to file a motion to reconsider your 33.

- 1. bill because we don't want to send it to the Governor because we
- 2. want to send a tax... Sales Tax relief to the Governor. I says,
- 3. Representative Madigan, if that's what the Democratic Party wants,
- 4. that's fine with me. I would never object to a party position like
- 5. that, but I gave my word to George Ryan and I learned down here
- 6. that my word is my bond and I can't go back on my word. Now if you...
- 7. my Democratic colleagues want to kill my bills go right ahead.
- 8. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 9. All right. You may proceed with your bill now, Senator.
- Senator Netsch, for what purpose do you arise?
- 11. SENATOR NETSCH:
- Senator D'Arco, come home. All is forgiven.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Okay, folks. Now, let's...Senator Geo-Karis.
- SENATOR GEO-KARIS:
- Mr. President, Senator D'Arco might find that home is not what
- it used to be.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- All right, Senator D'Arco, do you wish to proceed with your 19.
- bill?
- SENATOR D'ARCO:
- Yeah...we're on 727 which amends the Downstate Teachers' Retire-
- ment Article to authorize investment of Pension Funds in obligation 23.
- of the Asian Development Bank. We've been through this once before. 24.
- I would like emphasize that whoever is concerned about the Communist
- countries benefitting from this development bank...it seems to be the 26.
- policy of the bank to look with chagrin on the Communist countries 27.
- because before the Communist take-over in Viet Nam the Viet Nam ${\bf 28.}$
- Government had...the Asian Development Bank approved a loan to ${\bf 29.}$
- the Viet Nam Government of some 3.9 million dollars, but only sixty- 30.
- six thousand of it has actually been disbursed and 2.4 million of the
- loan has been cancelled, so Viet Nam, in effect, has only received to
- 32. today's date some sixty-six thousand of monies from the ADB. Also
- 33.

- 1. Cambodia has not...
- 2. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 3. Senator, your time has expired. Senator Savickas.
- 4. SENATOR SAVICKAS:
- Mr. President, I'm...vote his lousy bill and show him he's back
- 6. in the fold, but I'd move the previous question.
- 7. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator...Senator Bloom and Senator Collins wish to speak to
- $\mathbf{9}$. this. Motion is for the previous question. Those in favor indicate
- by saying Aye. Those opposed. The Ayes have it. All right. Senator
- Bloom and then Senator Collins.
- SENATOR BLOOM:
- I was...it's unfortunate that we've gotten into debate on the 13.
- first bill. I was going to make a Parlimentary Inquiry and perhaps
- as suggestion to the sponsor that we have the debate on all the bills ${\bf 15.}$
- in this package. I know we have to have separate roll calls, but 16.
- here we are at 6:00~p. m. and we're only at the seven hundred section 17.
- and it would expedite matters. Good suggestion?
- PRESIDING OFFICER: (SENATOR DONNEWALD) 19.
- Is there leave? Leave is granted. Senator Walsh. 20.
- SENATOR WALSH:
- I would say then that the motion to move the previous question, 22.
 - I thought, might have been a little premature.
- 23.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 24.
- That would be withdrawn. Senator D'Arco, you may proceed to 25.
- explain the balance of the bills. 26.
- SENATOR D'ARCO:

- Well, I just wanted to emphasize that no Communist country,
- apparently, is participating in receiving any loans from the ADB
 29.
- and I would ask for a favorable vote.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 31.
 Is there discussion? Senator Collins.
- 32.
- SENATOR COLLINS:

Senator D'Arco, let me explain my vote because I think my l. word is my bond too. I'm going to vote against this bill because 2. I think it is a lousy bill and I voted against the series before 3. and I gave my word to my constituency and my community that I 4. wouldn't tolerate voting for anything to invest money anyplace in 5. undeveloped countries because my priority was undeveloped communities 6.

and...my district consists of one. PRESIDING OFFICER: (SENATOR DONNEWALD) 8.

Senator Walsh. 9.

SENATOR WALSH:

7.

10. Well, Mr. President and members of the Senate, I think Senator 11. Collins said it all. If we have funds to invest they should be 12. invested first of all in Illinois and secondly, in the United States. 13. Anyone trying to get a mortgage or borrow money finds interest rates 14. at eleven, twelve, thirteen percent, if they can get a loan and if 15. there's money available, it should be invested here in the vehicles 16. for obtaining loans here are our financial institutions in this 17. country. I think the money should stay here until we find we don't 18. have any need for it. I see no reason to send the money overseas. 19. This is just one more opportunity to get the money out of this country. 20. I think it should stay in this country and I urge a No vote. 21. PRESIDING OFFICER: (SENATOR DONNEWALD) 22. Senator Wooten.

SENATOR WOOTEN:

23.

24. I'll just repeat. Adam Smith is spinning in his grave. 25. ought to give to all these systems the opportunity to make money. 26. don't think anyone wants to invest all their money in the Asian Bank 27. any more than they want to invest everything in, say, Downers Grove 28. or something. They should have flexibility to make money for the 29. system. It's a good idea to invest in Illinois and I'm sure they do, 30. but you...everyone talks about the value of a diversified portfolio 31. and I think it's good for everybody and as I said before, if there 32. is anything that's going to destroy Communism, it's creeping Capital-33. ism. Let's creep ahead, Gentlemen.

- 1. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 2. Senator Merlo.
- 3. SENATOR MERLO:
- 4. Very briefly, I can tell you that this is...merely gives
- 5. them authorizations. Practically every Illinois Pension Employees
- 6. System in the State of Illinois have this authorization. This
- 7. doesn't necessarily mean that they are going to invest in it. At
- 8. the present time the...the Illinois...investment by our own funds
- are not invested in the fund at all. It's just an authorization and
- it's there.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator D'Arco may close.
- SENATOR D'ARCO:

30.

- Well, Senator Walsh, I just want you to know that as of December 14.
- 1977, two hundred and thirty-four thousand seven hundred and three 15.
- dollars worth of technical assistance project contracts have been
- awarded by this bank to Illinois firms and individuals. Another
- twelve million dollars of...ADB loan proceeds have been spent on
- 18.
- Illinois services and goods. Illinois firms have been selected for $19. \,$
- awards of four more contracts and we're still in competition on ${\bf 20}$.
- twenty-five more contracts. This is a world bank...Senator Walsh and 21.
- Illinois has...benefitted in goods and services from loans from 22.
- this bank and I...ask for a favorable vote. 23.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 24.
- All right, the question is shall House Bill 727 pass. Those
- in favor vote Aye. Those opposed Nay. The voting is open. Have all 26.
- those voted who wish? Have all those voted who wish? Take the re-
- 27.
 cord. On that question the Ayes are 33. The Nays are 21. 1 Voting
- Present. House Bill 727, having received a constitutional majority,
- 29.
 is declared passed. House Bill 730. All those in favor vote Aye.
- Those opposed Nay. The voting is open. Have all those voted who
- wish? Have all those voted who wish? Take the record. On that
- question the Ayes are 30. The Nays are 23. House Bill 730, having 33.

- 1. received a constitutional majority, is declared passed. House...
- 2. I'm sorry...the House Bill 730 must be read in for the 3rd time.
- 3. SECRETARY:
- 4. House Bill 730.
- 5. (Secretary reads title of bill)
- 6. 3rd reading of the bill.
- 7. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 8. Take the record. House Bill 731. Read the bill, Mr. Secretary.
- 9. The roll call was announced. It was 30 to 23. The bill, having re-
- 10. ceived a constitutional majority, is declared passed.
- SECRETARY:
- House Bill...
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Philip, for what purpose do you rise?
- SENATOR PHILIP:
- Verification of the affirmative roll.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- their seats. Well, state your point, Senator. We're in the middle 19. of a verification.
- 20.
- SENATOR D'ARCO:
- I realize that. Now, Senator Bloom got up and said we can 22.
- expedite matters...now, wait a minute, Mr. President. 23.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 24.
- Well, the Chair was at fault. I did not have the bill read
- and that is required by the Constitution. No, it is not. You may ${\bf 26.}$
- proceed.

- SENATOR D'ARCO: 28.
- Senator Bloom said that we should take one vote and then lock it 29.
- 31.
 PRESIDING OFFICER: (SENATOR DONNEWALD)
- 32.
- No, that wasn't what was said. Just a minute, Senator Walsh. 33.

- 1. SENATOR WALSH:
- 2. Mr. President, I think maybe another roll call is in order
- 3. since the Clerk had not read the bill prior to taking the roll
- 4. if there's no objection to that procedure.
- 5. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there leave? Senator Rock.
- 7. SENATOR ROCK:
- 8. No, I think the suggestion is a good one. Another roll call
- 9. will solve that problem.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- All right. The question is...will the members be quiet and
- we'll take another roll. All right. As to House Bill 730. Question is
- ...and the bill has been read a third time. Question is...those in
- favor of the House Bill 730, vote Aye. Those opposed Nay. The
- that question the Ayes are 33 and the Nays are 23. House Bill 730, 16.
- having received a constitutional majority, is declared passed. House 17.
- Bill 731. Read the bill, Mr. Secretary.
- SECRETARY:
- House Bill 731.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Question is shall House Bill 731 pass. Those in favor vote Aye.
- Those opposed Nay. The voting is open. Have all those voted who
- 25. wish? Take the record. On that question the Ayes are 33. The Nays
- 26. are 23. House Bill 731, having received a constitutional majority,
- 27.
- is declared passed. House Bill 732. Read the bill, Mr. Secretary. ${\bf 28.}$
- SECRETARY:
- House Bill 732.
- 30.
 (Secretary reads title of bill)
- 31. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 33.

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ı.
     Aye. Those opposed Nay. The voting is open. Have all those voted
 2.
     who wish? Have all those voted who wish? Take the record.
 3.
     that question the Ayes are 33. The Nays are 23. House Bill 732.
 4.
     having received a constitutional majority, is declared passed. House
 5.
     Bill 733. Read the bill, Mr. Secretary.
 6.
     SECRETARY:
 7.
          House Bill 733.
 8.
              (Secretary reads title of bill)
 9.
     3rd reading of the bill.
10.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
11.
          Question is shall House Bill 733 pass. Those in favor vote
12.
     Aye. Those opposed Nay. Voting is open. Have all those voted who
13.
     wish? Have all those voted who wish? Take the record. On that
14.
     question the Ayes are 31. The Nays are 21. House Bill 733, having
15.
     received a constitutional majority, is declared passed. House Bill
16.
     734. Read the bill, Mr. Secretary.
17.
     SECRETARY:
18.
          House Bill 734.
19.
              (Secretary reads title of bill)
20.
     3rd reading of the bill.
21.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
22.
          Question is shall House Bill 734 pass. Those in favor vote Aye.
23.
     Those opposed Nay. The voting is open. Have all those voted who
24.
     wish? Take the record. On that question the Ayes are 32. The Nays
25.
     are 22. House Bill 734, having received a constitutional majority,
26.
     is declared passed. House Bill 737, Senator Bloom. Read the bill,
27.
     Mr. Secretary.
28.
     SECRETARY:
29.
          House Bill 737.
```

Question is shall House Bill 732 pass. Those in favor vote

(Secretary reads title of bill)

PRESIDING OFFICER: (SENATOR DONNEWALD)

3rd reading of the bill.

30.

31.

32.

- Senator Bloom.
- 2. SENATOR BLOOM:
- Well, thank you. On 2nd reading this bill became the subject
- 4. matter of a couple of controversies. Now, it is in it's pristine
- 5. form. It does allow money center banks or banks who are along the
- 6. borders of the State to collateralize deposits in order to...attract
- 7. public money of other states or other units of local government.
- 8. Answer any questions and ask for a favorable roll call.
- 9. PRESIDENT:
- Any discussion? Senator Demuzio.
- SENATOR DEMUZIO:
- Yes, I'm glad to see that House Bill 737 is...is now in the
- proper form which the committee wanted it. I urge support.
- PRESIDENT:

- Any further discussion? If not, the question is shall House 15.
- Bill 737 pass. Those in favor will vote Aye. Those opposed will 16.
- vote Nay. The voting is open. Have all voted who wish? Have all
- voted who wish? Take the record. On that question the Ayes are 56.
- 18.

 The Nays are none. None Voting Present. House Bill 737, having received
- 19.
- a constitutional majority, is declared passed. 774, Senator 20.
- Vadalabene. On the Order of House Bills 3rd reading is House Bill $21. \,$
- 774. Read the bill, Mr. Secretary. 22.
- SECRETARY: 23.
 - House Bill 774.
- 24. (Secretary reads title of bill)
- 25.
- 3rd reading of the bill. 26.
- PRESIDENT: 27.

28.

29.

- Senator Vadalabene.
- SENATOR VADALABENE:
- Yes, House Bill 774 was amended and the Digest is...or the $30.\,$
- Calendar is incorrect. It's ten thousand to seventy-five hundred
- now. It originally was five thousand which would reduce the pop-
- 32.
- ulation size for the fifty-six hour week for the firefighters and 33.

 I would appreciate a favorable vote.

PRESIDENT:

l.

2. Any discussion? Senator Grotberg.

3. SENATOR GROTBERG:

Yes, Mr. President and members of the Senate. It's my 4. unfortunate role to remind the Body what this bill does and the 5. fifty-six hour voluntary firemen and all firemen in those small 6. towns is what the Senator is getting at. It will completely 7. disrupt a number of the smaller municipalities in our State of 8. Illinois regarding the rules and regulations that they have on the 9. working hours of firemen. If it becomes law, do the...the 10. municipalities affected will just have to go out and have to hire 11. more firemen to maintain the same level of protection. It's a 12. very simple analogy and I realize the good intention, but it's just 13. a very unworkable thing as far as the municipalities and particularly 14. the smaller municipalities in Illinois who have plenty of trouble 15. just getting coverage now.

PRESIDENT:

16.

Any further discussion? Senator Vadalabene, you wish to close?

18.

SENATOR VADALABENE:

SENATOR VADALABENE

Yes. All this bill does is to lower the requirement to cities 20. starting with a population of seventy-five hundred people. Firefighters 21. will still be subject to emergency recall, but would not be required 22. to work more than fifty-six hours per week. I am not going to name 23. the cities to embarrass any of my colleagues on both sides of the 24. aisle on some of the abuses that some of these firefighters are 25. subjected to throughout the State of Illinois, however, I think this 26. These firefighters need some...some more protection is reasonable. 27. and I think a fifty-six hour week for cities of seventy-five hundred 28. or over who haven't improved their fire fighting equipment should 29. be recognized and I move for a favorable vote. 30.

PRESIDENT:

31.

Question is shall House Bill 774 pass. Those in favor will vote

32.

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

33.

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

- question the Ayes are 36. The Nays are 16. 2 Voting Present. 1.
- bill 774, having received a constitutional majority, is declared passed. 2.
- 793, Senator Berning. On the Order of House Bills 3rd reading is 3.
- 4. House Bill 793. Read the bill, Mr. Secretary.
- SECRETARY: 5.
- House bill 793. 6.
- (Secretary reads title of bill) 7.
- 3rd reading of the bill. 8.
- PRESIDENT: 9.
- Senator Berning. 10.
- SENATOR BERNING: 11.
- Thank you, Mr. President. House Bill...793 is an expansion of 12.
- the present law which requires the reports and booklets printed by 13.
- the State have imprinted thereon the language, printed by authority
- of the State of Illinois, and show the numbers of copies. It's been 15.
- amended to remove the point raised by our Secretary and those 16.
- materials printed for us or by the Secretary's Officer have been 17.
- exempted. I would appreciate a favorable roll call. 18.
- PRESIDENT: 19.

- Any discussion? Question is shall House bill 793 pass. Those 20.
- in favor will vote Aye. Those opposed will vote Nay. The voting 21.
- is open. Have all voted who wish? Have all voted who wish? Take the
- 22. record. On that question the Ayes are 47. The Nays are 1. 1 Voting
- 23. Present. House Bill 793, having received a constitutional majority, is
- 24.
- declared passed. 797, Senator Gitz. On the Order of House Bill 3rd 25.
- reading, top of page 7, is House Bill 797. Read the bill, Mr. Secretary. 26.
- SECRETARY: 27.

28.

32.

- House Bill 797.
- (Secretary reads title of bill)
- 29.
- 3rd reading of the bill. 30.
- PRESIDENT:
- 31. Senator Gitz.
- SENATOR GITZ:

- 1. Thank you, Mr. President and members of the Senate. I'd
- 2. appreciate...yeah...if we could...
- 3. PRESIDENT:
- .4. May we have a little order? Will the members please be in
- 5. their seat. Will those not entitled to the Floor, please vacate.
- 6. Senator Gitz.
- 7. SENATOR GITZ:
- 8. As I'm sure most of the members know, the existing School
- Aid Formula, if you have more than three percent of the assessed 9.
- valuation which is in bankruptcy proceedings then you can amend the
- School Aid Formula. At the request of the Republican House sponsor ${\bf 11.}$
- this has been moved down to one and a half percent. There were
- $% \left(1\right) =\left(1\right) \left(1\right)$ questions of constitutionality since it involved railroads in the 13.
- initial form. Senator Berman wanted to amend this in committee to 14.
- make it consistent all the way across the board to one and a half $15. \ \ \,$
- percent. I think it's very important we do this. The existing 16.
- provisions penalize districts in two ways. They lose the assessed 17.
- valuation when they are in bankruptcy proceedings. It also affects ${\bf 18.}$
- their School Aid claim and if we are able to do this I think we will 19.

 do proper justice to our local school districts. I would also
- 20.
 remind the members that the existing law...the existing law says that
- if this bankruptcy proceedings are resolved to the benefit then the 22.
- future School Aid Formula for that district is properly amended
 23.
 so that they pay the money back.
- PRESIDENT:

24.

30.

- 25. Any further discussion? Senator Walsh.
- 26. SENATOR WALSH:
- 27.

 If the gentleman will yield. Senator, how does a bankruptcy
- 28.
- proceeding affect the assessed valuation of the property? 29.
- PRESIDENT:
- Senator Gitz.
- 31. SENATOR GITZ:
- 32.
- Well, I...I know what happened in my district. It meant that ${\bf 33.}$

294

- 1. they didn't get the revenue while they were in that bankruptcy
- 2. proceedings. They collected absolutely no revenue whatsoever and
- 3. this has happened in other communities where there has been a
- 4. corporation which is in bankruptcy proceedings and as I explained
- $\mathbf{5}$. the district loses the money...that also affects their claim then
- 6. in School Aid monies that have come back to the district so it has
- 7. a double whammy.

8. PRESIDENT:

9. Senator Walsh.

10. SENATOR WALSH:

- Well, just briefly in opposition, it doesn't...obviously, the
- bankruptcy proceeding doesn't affect the...the assessed value and 12.
- does not affect the School Aid. It, of course, would affect the 13.
- ability of the school district to...to collect its Property Taxes, 14.
- but I don't see why...why it should be any different for someone in $15. \ \ \,$
- bankruptcy or someone who doesn't get around to filing bankruptcy 16.
- and I would urge a No $\,$ vote. 17.

PRESIDENT:

Senator Gitz.

SENATOR GITZ:

Well, I'd just simply like to respond to his question. 21.

PRESIDENT:

20.

22.

25.

27.

28.

29.

...Oh, was it a question? It was...

23. SENATOR GITZ:

24.
Well, he said how does it affect it and the point is is it

still...

PRESIDENT:

Senator Gitz, please. Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. I rise in support of the bill. What ${\bf 30.}$

in effect is happening here is that a very large portion, one and a

31. half percent of the total assessed valuation has gone down the drain 32.

and is uncollectable and it's not within the control of the local 33.

- 1. officials because of this bankruptcy. It's a unique situation. I
- 2. think that justice dictates that we give some legislative relief...
- in all other situations outside of bankruptcy it's up to the local
- 4. officials to do their best to collect all the taxes. That's their
- 5. obligation. This is beyond their control and I think it's...an
- 6. exceptional situation. I urge an Aye vote for this bill.
- 7. PRESIDENT:
- Further discussion? Senator Gitz may close.
- SENATOR GITZ:

1 8

- Well, I'd like to point out that it has been suggested that
- it's not included. It is included in terms of the calculations ${\bf 11.}$
- for State Aid. That's the point and we are at a situation where
- I think we know that all of our school districts need money. Now,
- maybe it's only ten thousand dollars in a bankruptcy procedure in
- 14.
- Savannah, but I can tell you that in a small community it becomes 15.
- mightily important and there's a lot of Republicans in this area 16.
- in the House that are affected by this. I think it's a bi-partisan 17.
- issue and I think it justifies fairness when we are talking about
- the fact that they lose that revenue. 19
- PRESIDENT:
- Question is shall House Bill 797 pass. Those in favor will 21.
- vote Aye. Those opposed will vote Nay. The voting is open. Have 22.
- all voted who wish? Have all voted who wish? Take the record. On
- 23.
- that question the Ayes are 45. The Nays are 5. $\ 1$ Voting Present. 24.
- 25.

House Bill 797, having received a constitutional majority, is declared

- passed. 807, Senator Martin. On the Order of House Bills 3rd reading 26.
- is House Bill 807. Read the bill, Mr. Secretary.
- 27.
- SECRETARY:
- House Bill 807.
- 30.
- 3rd reading of the bill.
- PRESIDENT:
- 32. Senator Martin.
- 33.

SENATOR MARTIN:

1.

- Mr. President, members of the Senate. This bill takes the 2. maximum off the salary levels of supervisors of assessments, but 3. before you panic and say you don't want to do that, it has a 4. couple interesting wrinkles that I think may warrant your support. 5. First of all, this request comes from smaller counties and the 6. differentiation in pay between the counties is removed because these 7. counties have not been able to keep their competent supervisors 8. who want to move on. Secondly, it says as before, that the State 9. will pay half of that salary, but only up to a cap of fifteen thousand 10. dollars. Then if the county boards want to go above that, they have 11. to do it on their own so that we are not continually increasing our 12. share into it. Thirdly, the minimums in this case are unused because 13. they have been around so long that there's no county that's anywhere 14. near the minimum in any of the classes. I would hope that this might 15. mitigate some of the normal reaction to this kind of bill because 16.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 19.

 Is there discussion? Senator Rock.

cap removals has had and I'd ask your support.

20. SENATOR ROCK:

17.

18.

21.

Thank you, Mr. President and Ladies and Gentlemen of the Senate. 22.

I think it has different protections than any other of those maximum

- I rise in opposition to House Bill 807. We have had similar bills
- with respect to the Circuit Clerks and other...I just simply don't
- 24.
- think it's a good idea for us to be removing maximums and leaving 25.
- this kind of discretion almost unfettered. I would urge a No $\,$ vote. 26.

PRESIDING OFFICER: (SENATOR BRUCE)

- Is there further discussion? Senator Martin may close.
- 28. SENATOR MARTIN:
- It's at the request of the small counties...members of the $30. \ \ \,$
- Senate, whatever's fair. 31.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Question is shall House Bill 807 pass. Those in favor vote

- l. Aye. Those opposed vote Nay. The voting is open. Have all voted
- 2. who wish? Have all voted who wish? Have all voted who wish? Take
- 3. the record. On that question the Ayes are 22. The Nays are 10.
- 4. None...12 Voting Present. House Bill 807, having received...failed
- 5. to receive a constitutional majority, is declared lost. House Bill
- 6. 814, Senator Regner. Senator Regner. Read the bill, Mr. Secretary.
- please.
- SECRETARY:
- 9. House Bill 814.
- 10. (Secretary reads title of bill)
- 11. 3rd reading of the bill.
- 12. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Regner.
- SENATOR REGNER:
- Mr. President and members of the Senate, this bill provides that
- one half of the Sales Tax revenues on gasoline sales will be earmarked

 16.

 for the Road Fund. It will total about ninety-two million dollars
 - this year. It won't expand percentage-wise...I'm sure it will with
 - 18.
 - inflation as years go on, but this would more than adequately fund 19.
 - the road...the Road Fund and would solve the problem the Governor
 - fine road program if this bill passed and I'd urge a favorable roll

and the bureaucrat, Mr. Kramer claims we have and we could have a very

- call.
- PRESIDING OFFICER: (SENATOR BRUCE) 24.
- Is there discussion? Senator Rock.
- 25. SENATOR ROCK:
- 26.

- Yes, thank you, Mr. President. Ladies and Gentlemen of the 27.
- Senate, probably again as attractive as most of these proposals that
- Senator Regner has put before us today are, this, too, it seems to me 29.
- is better left until the Fall. I think that...everybody's well
- aware there have been some negotiations of major proportions going 31.
- on and yet continuing with respect to the funding and limits...outer-
- limits, at least, of a...comprehensive transportation program. To ${\bf 33.}$

30 6 27 and

4.

1. attempt to do this piece-meal I think is a mistake. I would urge

2. the members on this side to vote Present and keep this bill here.

n PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Sommer? Senator Gitz?

5. SENATOR GITZ:

I just wanted to clarify that some time ago I gave a commitment
 to Senator Regner. We examined the issue. I told him that I thought
 his idea was a sound one and I feel obligated to keep my word and

g. I'm going to vote Aye.

10. PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Regner may close.

SENATOR REGNER:

Well, instead of voting yellow, I'd suggest you be realistic and vote green.

PRESIDING OFFICER: (SENATOR BRUCE)

Question is shall House Bill 814 pass. Those in favor vote

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

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

question the Ayes are 26. The Nays are none. 29 Voting Present.

House Bill 814, having failed to receive a constitutional majority,

is declared lost. House Bill 822, Senator Nash. Read the bill,

Mr. Secretary, please.

SECRETARY:

19.

24.

25.

26.

27.

House Bill 822.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nash.

28. SENATOR NASH:.

29.

Mr. President...Mr. President and Ladies and Gentlemen of the
30.

Senate, House Bill 822 is identical to House Bill 570. This bill
31.

though applies to petitions to amend the Legislative Articles of
32.

the Constitution. I urge a Yes vote. It has bi-partisan support.

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- Is there discussion? Senator Rhoads.
- 3. SENATOR RHOADS:
- 4. Thank you, Mr. President and members of the Senate. This
- 5. bill has some provisions for writing arguments to be mailed out
- 6. by the Secretary of State. It has some provisions for checking
- 7. the validity of petitions. There are some very tough provisions
- 8. in the bill, but it is one which is fair. We've never had provisions
- g. for an amendment to amend the Legislative Article and I rise in
- 10. support of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Further discussion? Senator Gitz.
- SENATOR GITZ:
- I have frequently heard in this Body people talk about over-
- reaction. I have heard that from Senator Mitchler on energy issues 15.
- for example, but I think this bill is a perfect example of moving in 16.
- the wrong direction. Naturally, we need to tighten up some for the 17.
- I don't think we should be limiting the public's right for petitioning. 19. $\,$
- I think we should do everything that we possibly can to keep the
- 20.

process as open and as accountable a possible and I'm really dismayed

- 21. to see this kind of legislation because it isn't often that Senator
- Nash and I are on different sides of the question.
- 23.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Further discussion? Senator Geo-Karis. 25.
- SENATOR GEO-KARIS:
- Mr. President and Ladies and Gentlemen of the Senate. I speak 27.
- in favor of this bill. This does not limit the...right of the public to
- file petitions. All it does is structure it so it will be more accurate 29.
- and we won't have the messes we had with the..the referendum for the
- 30.
 tax relief proposition. I think it is a good bill and I think it's
 31.
- a necessary bill if we are going to clean up our act and do things 32.
- right.

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- 2. Further discussion? Senator Nash may close.
- 3. SENATOR NASH:
- 4. It's a very good bill. I urge a Yes vote.
- 5. PRESIDING OFFICER: (SENATOR BRUCE)
- 6. Question is shall House Bill 822 pass. Those in favor vote
- 7. Aye. Those opposed vote Nay. The voting is open. Have all voted
- 8. who wish? Have all voted who wish? Take the record. On that
- question the Ayes are 40. The Nays are 16. None Voting Present.
- House Bill 822, having received a constitutional majority, is declared
- passed. House Bill 824, Senator Jeremiah Joyce. Read the bill,
- Mr. Secretary, please.
- SECRETARY:

14.

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28.

- House Bill 824.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Jeremiah Joyce. 18.
- SENATOR JEREMIAH JOYCE: 19.
- Thank you, Mr. President and members of the Senate. House Bill 20.
- 824 would permit townships to establish township committees for 21.
- senior citizens. These committees would be empowered to receive 22.
- Federal funds which would be made...which are available to the ${\bf 23.}$
- Illinois Department of Aging for the implementation of Federally
- approved programs for senior citizens. I urge your favorable support
- at this time.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Is there discussion? Senator Grotberg.
- SENATOR GROTBERG:
- Thank you, Mr. President. That...I rise only to urge my 30.
- colleagues on this side of the aisle to support this good township ${\bf 31.}$
- bill that will allow them to do what there has been a gray area... $\ensuremath{\mathbf{32}}$.
- many of them are doing it now. This certainly will make them legal ${\bf 33.}$

- 1. and allow senior citizen's program at the township level and I
- 2. urge an Aye vote.
- , PRESIDING OFFICER: (SENATOR BRUCE)
- Is there further discussion? The question is shall House Bill
- 824 pass. Those in...Senator Wooten.
- 6. SENATOR WOOTEN:
- Mr. President, I...much to my regret, Senator Joyce, I think
- I'm going to rise in opposition to this because I believe as I
- 8.

 look at a summary, it permits townships to expend their tax monies
- for maintaining and operating the committees and I think as laudable
- 10.
- as the objective of the bill may be, Senator, you will find the ${\bf 11.}$
- practical result of it will be that townships will spend money on 12.
- township supervisors and on their friends to form this committee and ${\bf 13.}$
- that actually less money will go directly to senior citizens than
- 14. would otherwise be the case because they are now empowered to spend
- 15. their monies on county projects, other projects. They don't need
- 16. these committees to do this work right now. Now I think you'll find
- 17. it'll create a kind of self-enriching bureaucracy.
- in
- PRESIDING OFFICER: (SENATOR BRUCE)
 19.
- Is there further discussion? Senator Demuzio.
- 20. SENATOR DEMUZIO:
- 21.
 Yes, I just have two questions. Senator Joyce, this is withis is
- 22.
 permissive, is it not?
- PRESIDING OFFICER: (SENATOR BRUCE)
- 24. Senator Jeremiah Joyce.
- 25. SENATOR JEREMIAH JOYCE:
- 26. That is correct.
- 27. PRESIDING OFFICER: (SENATOR BRUCE)
- 28. Senator Demuzio.
- 29. SENATOR DEMUZIO:
- Well, and secondly, as I read the bill, it just empowers the
- 31. committee to receive Federal funds made available to the department
- 32. and most of those funds that are made...made available are either
- 33.

- State monies or Federal monies and...and I think it's a good bill l.
- 2. and ought to be supported.
- PRESIDING OFFICER: (SENATOR BRUCE) 3.
- Further discussion? Senator Grotberg. 4.
- SENATOR GROTBERG: 5.
- To clarify some of this, on page 3 of the bill the committee... 6.
- members of the committee will serve without compensation. It's 7.
- a channel for Federal funding and...thank you, Senator Wooten for 8.
- bringing it to our attention, but it's a freebie and a necessary 9.
- channel and still would recommend an Aye vote. 10.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Wooten. 12.
- SENATOR WOOTEN: 13.

- Got you. 14.
- PRESIDING OFFICER: (SENATOR BRUCE) 15.
- All right. The question is shall House Bill 824 pass. 16.
- in favor vote Aye. Those opposed vote Nay. The voting is open. 17.
- Have all voted who wish? Have all voted who wish? Take the record. 18.
- On that question the Ayes are 57. The Nays are none. None Voting 19.
- Present. House Bill 824, having received a constitutional majority, 20.
- is declared passed. House Bill 829, Senator Lemke. Read the bill, 21.
- Mr. Secretary, please. For what purpose Senator Jeremiah Joyce rise? 22.
- SENATOR JEREMIAH JOYCE: 23.
- Mr. President and members of the Senate, I would ask leave at 24.
- this time to be joined as co-sponsor... 25.
- PRESIDING OFFICER: (SENATOR BRUCE) 26.
- He got cut off. Senator Joyce.
- 27. SENATOR JEREMIAH JOYCE:
- ... of House Bill 829...permission of Senator Lemke.
- PRESIDING OFFICER: (SENATOR BRUCE) 30.
- Is there leave to be joined as joint co-sponsor? Leave is 31.
- granted. House Bill 829. Read the bill, Mr. Secretary, please. 32.
- SECRETARY:

28.

29.

1. House Bill 829.

(Secretary reads title of bill)

3. 3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

6. SENATOR LEMKE:

4.

11.

7. What this does, it amends the Capital Development Board Act
8. and the Act created...the Board of Higher Education, authorizes
9. Capital Development Board to make grants to private universities for construction projects approved by the State Board of Higher
10.

Education. Ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there discussion? Senator Buzbee.

13. SENATOR BUZBEE: 14. Thank you, Mr. President. We, in fact, had the vote on this 15. idea the other day when we deleted the funds for this project and 16. we did it on the roll call vote and as I recall there were 36 or 17. 37 affirmative votes to delete those funds. What this will do is 18. for the first time ever establish that the State of Illinois is going 19. to get into the business of building buildings for private univer-20. sities. Now, the cost of a decent size classroom building is some-21. thing like seven or eight million dollars. Total this year, the 22. Governor had something like twenty-two or twenty-three million dollars 23. of capital in his budget for capital construction grants to higher 24.

education. That's to the publics, of course, this year. None of 25.
those projects were new building projects. There are several univer-

26. sities in this State that need new buildings, but all those funds

were spent on renovations. For the first time ever, if we do this, 28.

we're going to start funding private universities and not only that,
29.
but the way the bill is written, the private universities will get

30.
 precedence over the public's. I think it's a terrible concept. We're
31.

starting into a brand new program if we pass this bill that could go on 32.

and on forever to the extreme detriment of our public universities

- 1. which we are required to keep up and I think we ought to defeat this
- 2. bill.
- 3. PRESIDING OFFICER: (SENATOR BRUCE)
- 4. Further discussion? Senator Philip.
- 5. SENATOR PHILIP:
- 6. Thank you, Mr. President and Ladies and Gentlemen of the Senate.
- 7. You know I have always been very supportive and very sympathetic of
- $\boldsymbol{8.}$ the public...private institutions in the State of Illinois and they
- have done some great work. I think we are really making a mistake.
- This is just a little snowball on top of that mountain that's going
- to start rolling down. Next year it will be...two years from now
- 12. it'll be twenty million. It'll be forty million. We can't even
- take care of the State universities. There are a lot of State 13.
- universities in this State of Illinois that need some rebuilding, ${\bf 14.}$
- going to say on the other hand, let's start a new program. Let's 16.
- take care of the private institutions. I just think in good, common 17.
- sense we ought to say no.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Maitland.
- 20. SENATOR MAITLAND:
- Thank you, Mr. President, Ladies and Gentlemen of the Senate.
- Just to echo the previous two speakers, I think this is a tragedy
- 23.
- to go down this road. I am a strong supporter of private institutions ${\bf 24.}$
- in Illinois, have a daughter who is going to be going to a private 25.
- institution. I think they have a lot to offer and I think to cheapen ${\bf 26.}$
- them by doing this is a tragedy and should not be allowed to happen.
- I rise also in opposition to the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 29. Senator Egan.
- 30. SENATOR EGAN:
- 31.
 Yes, thank you, Mr. President and members of the Senate. This
- is...a certainly totally justified when you consider and think about
- 33.

- 1. all of the taxpayers in this State who utilize private education
- 2. and if there were no private education the tremendous cost that there
- 3. would be in addition to the State budget for all of our educational
- 4. systems. I don't think it's greedy by any means, quite to the
- 5. contrary. I think the...the negative attitude in respect to this
- 6. is totally greedy. It's always been my considered opinion that
- 7. private education in this State and in other states really sets
- 8. the mark and sets the pace for all of education and I think it's
- 9. punishing them not to help. This is a modest request in comparison
- 10. to what the amount of money that the taxpayers in this State spend
- 11. on public education and I think it's a humble request. I urge your
- 12. consideration and your favorable support.
- 13. PRESIDING OFFICER: (SENATOR BRUCE)
- 14. Senator Nimrod.
- 15. SENATOR NIMROD:
- 16. Thank you...thank you, Mr. President, Ladies and Gentlemen of
- 17. the Senate. I think we have come to a mood within this Legislature
- 18. which says that when we mandate requirements upon local governments
- 19. that we ought to put the money there. All we are saying is that here
- 20. we have institutions who are being mandated to improve their buildings
- 21. and to put in requirements that will cost them money to improve them
- 22. to make our children be in a safe environment within a building where
- 23. we are reducing the burden on the taxpayer. Now, I put an amendment
- 24. onto this bill that said that any money that we put into that kind
- of requirement that there is a lien on that particular building for
- the life of that building or that improvement. Now, they are not
- 27. talking about building new buildings. They are not talking about
- anything but complying whatever order they come in, about complying
- 29. with mandates and regulations that force them to make those buildings
- a safe area. Now, if you put the buildings out of business, you put
- the private schools out of business, all we are going to do is increase
- the burden on ourselves. Thank you, very much for allowing me the 32.
- few seconds, but it's an important issue and I would urge you to con-

sider the importance and the ramifications of this bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator, your time has expired. Senator Berning.

SENATOR BERNING:

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Thank you, Mr. President. Normally, I would not think twice about how to vote on this, but I have in my hand a letter from a small college up in Lake Forest Barat College, Sister Judith Cagney the President. She recites those things which have been mandated. Handicapped accessibility, occupational safety, health and fire safety as well as now urging conservation. The cost to this little college to comply with these requirements is over six hundred thousand dollars. They are in no position to do this. It would appear to me that we are at this point sounding the death knell of these small colleges and I submit that as Senator Egan said there is a large segment of our student population that attends these private, independent colleges and I don't see how we can say to them that they are sentenced to death. Now, they aren't asking for new buildings, but I submit that if they were and take the eight million dollars that Senator Buzbee mentioned that in itself, over a period of years,

considering the cost of educating the students in the public univer-

20. sities would be amortized many times over by the students we did not

21. have in the public institutions. I'm inclined to suggest that this is 22.

one of those movements that we ought to consider even selfishly while

23. we provide for the preservation of the small independent colleges.

24. PRESIDING OFFICER: (SENATOR BRUCE)

Senator, your time is expired. Senator Rock.

26. SENATOR ROCK:

Yes, thank you. Mr. President and Ladies and Gentlemen of the
Senate, this is obviously a matter of some urgency and I think it's
a matter of public policy that we should consider. Amendment No. 1,
would point out, also authorized the inclusion of the public junior
colleges of our State and I would suggest as Senator Berning so
rightfully pointed out that Amendment No. 2 confines this grant

- opportunity to rehabilitation, reconstruction, remodeling, improve-1.
- ment, architectural planning and installation for existing buildings, 2.
- existing structures, durable equipment and land necessary for such 3.
- rehab. Now, the fact of the matter is that these universities, like 4. our own, like our own public institutions have, in fact, been mandated
- to make them more accessible to the handicapped and to live up to the 6.
- OSHA standards and this is simply affording these institutions the 7.
- opportunity to apply for a grant to get some help. I think it's a 8.
- good idea and I think we should support it. 9.
- PRESIDING OFFICER: (SENATOR BRUCE) 10.
- Senator Demuzio. 11.
- SENATOR DEMUZIO: 12.

- Yes, thank you, Mr. President and members of the Senate. I 13.
- think Senator Rock has pretty well said it. I have four private 14.
- colleges in my district and they are certainly floundering. They do 15.
- provide a tremendous public service to the citizens of Illinois and 16.
- I would urge the adoption of this bill. 17.
- PRESIDING OFFICER: (SENATOR BRUCE) 18.
- Further discussion? Senator Buzbee. Senator Buzbee. 19.
- SENATOR BUZBEE: 20.
- I just want to point out one thing that Senator Rock said that 21.
- was not inaccurate, but it could have been said a little better, per-22.
- haps. He said that Amendment No. 1 added the public junior colleges.
- 23.
- In fact, Amendment No.ladds the private junior colleges. The publics 24. are already funded in the...by the...in the capital grants made
- 25.
- to the Capital Development Board and so Amendment No. 1 would have 26.
- allowed the private junior colleges also to be funded. 27.
- PRESIDING OFFICER: (SENATOR BRUCE) 28
- Further discussion? Senator Lemke may close. 29.
- SENATOR LEMKE:
- 30. This is not a bill for additions to private universities.
- 31.
- This is a bill for rehabilitation and reconstruction on some of 32.
- the requirements we passed as Senator Rock has said and many other 33. Senators. I think this is a good bill. I think it's time we

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education around so I ask an Aye vote for the students that go here
 2.
     and also to preserve what we have so we don't have to keep building
 3.
     universities to replace the ones we lose.
 4.
     PRESIDING OFFICER: (SENATOR BRUCE)
 5.
          Question is shall House Bill 829 pass. Those in favor vote Aye.
 6.
     Those opposed vote Nay. The voting is open. Have all voted who wish?
7.
     Have all voted who wish? Take the record. On that question the Ayes
 8.
     are 37. The Nays are 18. 1 Voting Present. House Bill 829, having
 9.
     received the required constitutional majority, is declared passed.
10.
     House Bill 859, Senator Geo-Karis. Read the bill, Mr. Secretary,
11.
     please.
12.
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(END OF REEL #9)

preserve at least what we have in the State as far as the finest

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SECRETARY:
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          House Bill 859.
 2.
               (Secretary reads title of bill)
 3.
     3rd reading of the bill.
 4.
     PRESIDING OFFICER: (SENATOR BRUCE)
 5.
          Senator Geo-Karis.
 6.
     SENATOR GEO-KARIS:
 7.
          Mr. President and Ladies and Gentlemen of the Senate.
 8.
     This bill which will now only apply to counties over two
 9.
     hundred thousand population where the county collector collects
10.
     all drainage assessments provided for under the...the Drainage
11.
     Act. It further provides that the Drainage District Commissioners
12.
     will examine county general tax records once a year to discover
13.
     any changes in...in ownership of land within the district. And
14.
     it requires further that within sixty days, the way the bill
15.
     was amended, to notify of any change of boundaries of the
16.
     drainage district that the commissioners of the district find. And
17.
     they shall notify the...the county clerk of the county in which
18.
     the boundary is extended and I urge your favorable consideration
19.
     on this bill.
20.
     PRESIDING OFFICER: (SENATOR BRUCE)
21.
          Is there discussion? Is there discussion? The question
22.
     is shall House Bill 859 pass. Those in favor vote Aye. Those
23.
     opposed vote Nay. The voting is open. Have all voted who wish?
24.
     Have all voted who wish? Take the record. On that question the
25.
     Ayes are 44, the Nays are 10, 2 Voting Present. House Bill 859,
26.
     having received the required constitutional majority is declared
27.
     passed. House Bill 884, Senator Egan. Read the bill, Mr. Secretary
28.
     please.
29.
     SECRETARY:
30.
           House Bill 884.
31.
               (Secretary reads title of bill)
32.
     3rd reading of the bill.
33.
34.
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PRESIDING OFFICER: (SENATOR BRUCE)

- Senator Egan.
- 2. SENATOR EGAN:
- 3. Thank you, Mr. President, members of the Senate. As the
- 4. Digest says, it creates the...the Labor...and Management Relations
- 5. Commission and also, if you'll remember, Senator Lemke amended
- 6. this with the approval of the Body to include the Ethic Heritage
- 7. Commission. It has a sunset provision in it...I ask for your
- 8. favorable consideration.
- 9. PRESIDING OFFICER: (SENATOR BRUCE)
- 10. Is there discussion? Senator Mitchler.
- 11. SENATOR MITCHLER:
- Mr. President and members, I'd like to ask a question
- of the sponsor. Don't we have a Labor Laws Commission?
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Egan.
- SENATOR MITCHLER:
- Senator Egan, don't we have a Labor Laws Commission that
- is...formed to study this, or is this a special study commission?
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Egan.
- SENATOR MITCHLER:
- Egan...I asked a question.
- SENATOR EGAN:
- Senator Mitchler we...we did explore that whole subject
- matter in committee and now you want to explore it again, but 25.
- as long as you do, there is a Labor Committee that never has
- 26.
 met and that's why we put the sunset provision in the bill
- 27. and we'll see how it works. I would like very much, as you
- do, to have just one commission, but this one will work when ${\bf 29.}$
- the other one doesn't.
- SENATOR MITCHLER:
- Well...Mr. President...
- PRESIDING OFFICER: (SENATOR BRUCE)
- 32. 33.

24.

- 1. Further discussion?
- 2. SENATOR MITCHLER:
- 3. ...just finishing out...
- 4. PRESIDING OFFICER: (SENATOR BRUCE)
- Well, Senator, you time has expired.
- 6. SENATOR MITCHLER:
- 7. ... I am a member of that Labor Laws Commission, I'm aware
- 8. that it hasn't met, that why I wonder. Maybe your commission
- 9. will do something.
- 10. PRESIDING OFFICER: (SENATOR BRUCE)
- 11. All right. Further discussion?
- 12. SENATOR EGAN:
- 13. Yes, Senator Keats has given us his support with the
- 14. sunset provision as I thought you did, so I...thank you.
- 15. PRESIDING OFFICER: (SENATOR BRUCE)
- 16. Senator Philip.
 17. SENATOR PHILIP:
- 17. SENATOR PHILIP:
- 19. PRESIDING OFFICER: (SENATOR BRUCE)
- 20. Indicates he will yield. Senator Philip.

Question of the sponsor.

18.

21.

- 22. The cost.
- 23. PRESIDING OFFICER: (SENATOR BRUCE)

SENATOR PHILIP:

- 24. Senator Egan.
- 25. SENATOR EGAN:
- 26. Ten thousand dollars.
- 27. PRESIDING OFFICER: (SENATOR BRUCE)
- 28. Senator Philip.
- 29. SENATOR PHILIP:
- 30. That's reasonable, I'm just not interested in creating
- 31. any more commissions. We've got commissions on top of commissions
- 32. on top of commissions. We must have three commissions for every
- 33. subject in the State of Illinois. And probably five percent are...

- 1. are worth it and the rest of them are useless. We ought to
- 2. give this a nice big red vote.
- 3. PRESIDING OFFICER: (SENATOR BRUCE)
- 4. Further discussion? Senator Egan may close.
- 5. SENATOR EGAN:
- 6. Try to be nice, Senator. I'm...I ask for your favorable
- 7. consideration.
- 8. PRESIDING OFFICER: (SENATOR BRUCE)
- 9. The question is shall House Bill 884 pass. Those in favor
- 10. vote Aye. Those opposed vote Nay. The voting is open. Have
- 11. all voted who wish? Have all voted who wish? Take the record.
- 12. On that question the Ayes are 31, the Nays are 25, none Voting
- 13. Present. House Bill 884, having received the required constitutional
- 14. majority is declared passed. Senator Philip, for what purpose do
- 15. you arise?
- 16. SENATOR PHILIP:
- Verification of the affirmative votes.
- 18. PRESIDING OFFICER: (SENATOR BRUCE)
- 19. Been a request for a verification. Request for a verification.
- 20. Will the members please be in their seat. The Secretary will call
- 21. those who voted in the affirmative. When your name is called, please
- 22. respond. Mr. Secretary.
- 23. SECRETARY:
- The following voted in the affirmative; Berman, Bruce, Buzbee,
- Carroll, Chew, Collins, D'Arco, Daley, Demuzio, Donnewald, Egan,
- Gitz, Hall, Johns, Jeremiah Joyce, Jerome Joyce, Lemke, Maragos,
- McLendon, Merlo, Nash, Nedza, Nega, Netsch, Newhouse, Sangmeister,
- Savickas, Vadalabene, Washington, Wooten, Mr. President.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Philip, you question the presence of any member?
- SENATOR PHILIP:
- Yes, Senator Chew.
- PRESIDING OFFICER: (SENATOR BRUCE)



- 1. Senator Chew on the Floor? Is Senator Chew on the Floor?
- 2. Strike his name.
- 3. SENATOR PHILIP:
- Senator Daley.
- 5. PRESIDING OFFICER: (SENATOR BRUCE)
- 6. Senator Daley is at the podium.
- 7. SENATOR PHILIP:
- 8. I...I'm sorry, he's hiding behind the flag. ...Senator
- 9. Maragos.
- 10. PRESIDING OFFICER: (SENATOR BRUCE)
- 11. Senator Maragos is in his seat.
- 12. SENATOR PHILIP:
- Jeremiah Joyce.
- 14. PRESIDING OFFICER: (SENATOR BRUCE)
- 15. Senator Jeremiah Joyce is at Senator Knuppel's desk.
- 16. SENATOR PHILIP:
- 17. Senator Buzbee.
- 18. PRESIDING OFFICER: (SENATOR BRUCE)
- 19. Senator Buzbee was...Senator Buzbee at Senator Weaver's
- 20. desk. On a verified roll call, the Ayes are 30, the Nays
- 21. are 25, House Bill 80...884, having received a required constitutional
- 22. majority is declared passed. For what purpose does Senator Lemke
- 23. arise? The motion is to reconsider, Senator Carroll...moves
- 24. that that motion lie upon the Table. All in favor say Aye.
- 25. Opposed Nay. The motion to reconsider is Tabled. House Bill 889,
- 26. Senator Collins. Read the bill, Mr. Secretary, please.
- 27. SECRETARY:
- 28. House Bill 889.
- 29. (Secretary reads title of bill)
- 30. 3rd reading of the bill.
- 31. PRESIDING OFFICER: (SENATOR BRUCE)
- 32. Senator Collins.
- 33. SENATOR COLLINS:

- 1. Thank you, Mr. President and members of the Body. House
- 2. Bill 889 does exactly what it says in the Digest. It sets
- 3. up uniform procedures for police...law enforcement officials
- 4. to conduct strip search of those persons arrested for traffic
- 5. and other minor...offenses. It also sets up health and safety
- 6. and standards for conducting cavity searches and I ask for
- 7. your favorable consideration.
- 8. PRESIDING OFFICER: (SENATOR BRUCE)
- g. Is there discussion? Senator Rock.
- 10. SENATOR ROCK:
- 11. Thank you, Mr. President, Ladies and Gentlemen of the
- 12. Senate. I rise in support of House Bill 889 as amended and
- 13. I would hope that the House would concur in the two Senate
- 14. amendments that were adopted. They...the first amendment was
- 15. offered by Senator Collins. It was an agreed to amendment
- 16. and I think it really pinpointed the problem that she and
- 17. others were trying to solve. The second amendment was at
- · 18. the request of the sheriffs of this State and I think it solves
 - 19. everybody's problem and I would urge an Aye vote.
 - 20. PRESIDING OFFICER: (SENATOR BRUCE)
 - 21. Further discussion? Senator Geo-Karis.
 - 22. SENATOR GEO-KARIS:
 - Mr. President and Ladies and Gentlemen of the Senate.
 - 24. The newspapers lately have detailed some very horrible types
 - 25. strip searches from minor offenses and it's high time that
 - 26. we pass some legislation to prevent anymore recurrences of
 - 27. that.
 - 28. PRESIDING OFFICER: (SENATOR BRUCE)
 - 29. Is there further discussion? The question is shall
 - House Bill 889 pass. Those in favor vote Aye. Those opposed
 - vote Nay. The voting is open. Have all voted who wish? Have
 - all voted who wish? Take the record. On that question the
 - Ayes are 54, the Nays are none, none Voting Present. House

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Bill 889, having received the required constitutional majority
 1.
     is declared passed. House Bill 893, Senator Washington. Read
 2.
     the bill, Mr. Secretary, please.
 3.
     SECRETARY:
 4.
          House Bill 893.
 5.
              (Secretary reads title of bill)
 6.
     3rd reading of the bill.
7.
     PRESIDING OFFICER: (SENATOR BRUCE)
8.
          Senator Washington.
9.
     SENATOR WASHINGTON:
10.
          Mr. President, I have an amendment on the speaker's...Clerk's
11.
     desk, which if added to this bill would give unanimity to and
12.
     support of it and would provide...would guarantee that the
13.
     Certificate of Need Board, the Illinois Hospital Association,
14.
     the City of Chicago and the Department of Public Health will
15.
     all concur in this bill. And I have a compound motion I
16.
     wish to make one to take this bill back to 2nd for purposes
17.
     of an amendment. Two, to waive the twenty-four hour amend-
18.
     ment rule and three to hear this bill...bill on 3rd after
19.
     some intervening business.
20.
     PRESIDING OFFICER: (SENATOR BRUCE)
21.
          Is there leave? Senator Walsh.
22.
     SENATOR WALSH:
23.
          What...what's the amendment going to be?
24.
     PRESIDING OFFICER: (SENATOR BRUCE)
25.
          Senator Washington. Senator Washington.
26.
     SENATOR WASHINGTON:
27.
          Shut up, Charlie. The amendment will simply provide
28.
     that the annual review shall not exceed sixty days from
29.
     the date of application is declared to be completed by the
30.
     agency. That was the bone of contention, that's really
31.
    'the core of the bill and if that's agreed to, which it
32.
     has been agreed to, there will be no known opposition to
```

this revision to the Health Act.

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- 2. Is there further discussion? Is leave granted? Leave
- 3. is granted. House Bill 893, is there leave to return to
- 4. the Order of 2nd reading. The bill is on the Order of 2nd
- 5. reading. Are there amendments, Mr. Secretary, please.
- 6. SECRETARY:
- 7. Amendment No. 5 offered by Senator Washington.
- 8. PRESIDING OFFICER: (SENATOR BRUCE)
- 9. Senator Washington to explain Amendment No. 5.
- 10. SENATOR WASHINGTON:
- 11. I just explained Amendment No. 5. It would simply provide
- 12. that any annual reviews shall not exceed sixty days. This
- 13. amendment, if adopted, will relieve whatever opposition
- 14. Local Health Service Agency has to the bill, particularly
- 15. in the City of Chicago and it will leave no known opposition
- 16. to the bill and I move for its adoption.
- 17. PRESIDING OFFICER: (SENATOR BRUCE)
- 18. The motion is to adopt. Is there discussion? All in
- 19. favor say Aye. Opposed Nay. The Ayes have it. Amendment
- 20. No. 5 is adopted. Are there further amendments?
- 21. SECRETARY:
- 22. No further amendments.
- 23. PRESIDING OFFICER: (SENATOR BRUCE)
- 24. 3rd reading. House Bill...we will return to this bill
- 25. after...House Bill 921. Senator Netsch, 921. Read the bill,
- 26. Mr. Secretary, please.
- 27. SECRETARY:
- 28. House Bill 921.
- 29. (Secretary reads title of bill)
- 30. 3rd reading of the bill.
- 31. PRESIDING OFFICER: (SENATOR BRUCE)
- 32. Senator Netsch.
- 33. SENATOR NETSCH:

- 1. Thank you, Mr. President. In sixty seconds, I...I cannot
- 2. go through all the provisions in the bill. I will try to sum-
- 3. marize what it does. It is a bill which...which attemps to
- 4. set out the procedures for our consideration of Executive
- 5. Reorganization Orders. In no way, in my judgment, does it
- 6. make any effort to impinge on...to impinge on the Governor's
- 7. Constitutional Powers. I think it's been checked fairly
- 8. carefully for that...
- 9. PRESIDING OFFICER: (SENATOR BRUCE)
- 10. What purpose does Senator Graham arise?
- 11. SENATOR GRAHAM:
- 12. ... If we don't want to listen to what they're saying about
- 13. this bill, why don't we retire to the rotunda. There are
- 14. people who want to know.
- 15. PRESIDING OFFICER: (SENATOR BRUCE)
- 16. I think the point is well taken. ... It is six-thirty
- 17. and we've had a long day, but we will be able to dispose
- 18. of our business in a more orderly fashion if we can keep
- 19. the noise level down. Senator Netsch, on House Bill 921.
- 20. SENATOR NASH:
- 21. Thank you...excuse me, thank you, Mr. President. I...it
- 22. attempts to set out the procedures for consideration of
- 23. Executive Orders to make clear, for example, that when a
- 24. new agency is created by executive reorganization, that it
- 25. will continue to be subject to the generally applicable State
- 26. Statute such as the Personnel Code, the Purchasing Act and
- 27. so forth. It lists only about five agencies which in our
- 28. judgment are not subject to executive reorganization. They
- 29. are two that are quite obvious, The State Board of Elections...
- 30. and, what was the other one, and several others that...I'm
- 31. sorry, the State Board of Education and several others that
- 32. have quasi-judicial powers that probably are not subject
- 33. to executive reorganization. Again, I do not think that in

- l. any way it impinges on the Governor's power, but it does help
- 2. to provide a more orderly mechanism for our consideration and
- 3. a guidance to the Governor in his determination of Executive
- 4. Orders reorganizing State government.
- 5. PRESIDING OFFICER: (SENATOR BRUCE)
- 6. Is there discussion? The question is shall House Bill
- 7. 921 pass. Those in favor vote Aye. Those opposed vote
- 8. Nay. The voting is open. Have all voted who wish? Have
- all voted who wish? Take the record. On that question the 9.
- Ayes are 45, the Nays are 7, 3 Voting Present. House Bill 10.
- 921 having received the required constitutional majority 11.
- is declared passed. House Bill 893, Senator Washington. 12.
- Read the bill, Mr. Secretary, please. 13.
- SECRETARY: 14.

28.

- House Bill 893. 15.
- (Secretary reads title of bill) 16.
- 3rd reading of the bill. 17.
- PRESIDING OFFICER: (SENATOR BRUCE) 18.
- Senator Washington. 19.
- SENATOR WASHINGTON: 20.
- Mr. President, members of the Senate. This is an amendment 21.
- to the Illinois Health Facilities Planning Act, which I just... 22.
- amended a moment ago. As you know, Congress mandated the Certificate 23.
- of Need Programs for various health services agencies throughout
- the country. And this bill is an attempt to come within the 25.
- purview in the guideline set down by HEW. The only issue in 26.
- contention here was the time which should be granted to agencies 27.
- relative to the annual review and that's been settled and they are
- giving sixty days in which that should be done. The Digest sets 29.
- out pretty thoroughly what is to be done. They are simply to come within 30. the guidelines of HEW. I know of no opposition to it. The
- Certificate of Need Board agrees, Illinois Hospital Association 32.
- agrees, the Health Service Agency in the City of Chicago agrees, ··33.

- 1. The Department of Health agrees. I would hope you would agree
- 2. and I move adoption of this bill as amended.
- 3. PRESIDING OFFICER: (SENATOR BRUCE)
- 4. Is there discussion? Senator Nimrod.
- 5. SENATOR NIMROD:
- 6. Yeah, a question of the sponsor.
- 7. PRESIDING OFFICER: (SENATOR BRUCE)
- 8. Indicates he will yield. Senator Nimrod.
- g. SENATOR NIMROD:
- 10. Senator Washington, on the Certificate of Needs, for example,
- 11. ...there seems to be a shortage of kidney machines at the present
- 12. time and if they were to limit that accordingly that means we
- 13. couldn't have enough and...present time, I'm just a little concerned
- 14. about putting this kind of power in the hands of...a few people
- 15. Who are going to decide and where we're going to put equipment
- 16. and where we're going to put the life saving equipment. It's
- 17. kind of disturbing. Is there any provision for this to overrule
- 18. ... some of these decisions where hospitals feel they need something
- 19. and it's a lifesaving equipment, they can overrule them?
- 20. PRESIDING OFFICER: (SENATOR BRUCE)
- 21. Senator Washington.
- 22. SENATOR WASHINGTON:
- There are safeguards, of course, in...in the Federal guidelines
- 24. and in the Health Facilities Planning Act. But we've got to reside
- 25. or preside or confide in somebody and place this kind of awesome
- 26. power in someone's hands, Senator Nimrod, as you know. I feel
- 27. powerless to make adequate decisions about complicated medical
- 28. issues and I'm certain you do too. We're got to let someone decide
- 29. and this is the structure which has been designed by the Federal
- 30. Congress and agreed to by the State of Illinois and in a sense,
- 31. is being complied with by the people who know the business and
- 32. I'm just hard pressed to give you any kind of answer.
- 33. PRESIDING OFFICER: (SENATOR BRUCE)

- Senator Grotberg.
- 2. SENATOR GROTBERG:
- 3. Thank you, Mr. President. One question of the... Are we
- 4. still confining ourselves to the renal program or has it been
- 5. broadened? We only show the House amendments here.
- 6. PRESIDING OFFICER: (SENATOR BRUCE)
- 7. Senator Washington.
- 8. SENATOR GROTBERG:
- g. Is it still kidney disease?
- 10. PRESIDING OFFICER: (SENATOR BRUCE)
- 11. Senator Washington.
- 12. SENATOR WASHINGTON:
- 13. If you don't mind, I'll let Senator Schaffer deal with
- 14. that question.
- 15. PRESIDING OFFICER: (SENATOR BRUCE)
- 16. Senator Schaffer.
- 17. SENATOR WASHINGTON:
- 18. He's the cosponsor.
- 19. SENATOR SCHAFFER:
- Excuse me, Senator Grotberg, we did beat off a couple of
- amendments in committee and...and we did not expand it. The
- 22. last amendment that went on is an agreed amendment. That...expands
- 23. the review period...possibility from forty-five to sixty days.
- 24. Yes, and the Hospital Association is for it.
- 25. PRESIDING OFFICER: (SENATOR BRUCE)
- 26. Further discussion? Senator Nimrod.
- 27. SENATOR NIMROD:
- Thank you, Mr. President. I asked the question and I
- 29. was going to say as a result of that kind of answer and the
- 30. concerns I have, I think the doctors are the ones that ought
- to be deciding this and they seem to be left out of it and
- I don't think we ought to support this.
- PRESIDING OFFICER: (SENATOR BRUCE)

- 1. Further discussion? Senator Schaffer.
- 2. SENATOR SCHAFFER:
- 3. The doctors are left out of this process that at their
- 4. request, Senator, they are very much willing to stay out of
- 5. Certificate of Need. This does really affect the Capital
- 6. projects in hospitals and I think the bill expands upon that
- 7. Act and is probably not necessary and worthwhile.
- 8. PRESIDING OFFICER: (SENATOR BRUCE)
- 9. Further discussion. Senator Washington may close.
- 10. SENATOR WASHINGTON:
- 11. Roll call, Mr. President.
- 12. PRESIDING OFFICER: (SENATOR BRUCE)
- 13. The question is shall House Bill 893 pass. Those in favor
- 14. vote Aye. Those opposed vote Nay. The voting is open. (Machine
- 15. cut-off)...voted who wish? Have all voted who wish? Take the
- 16. record. On that question the Ayes are 54, the Nays are...55 Aye,
- 17. the Nays are 2, none Voting Present. House Bill 893 having
- 18. received the required constitutional majority is declared passed.
- 19. House Bill 922, Senator Knuppel. Read the bill, Mr. Secretary,
- 20. please.
- 21. SECRETARY:
- 22. House Bill 922.
- 23. (Secretary reads title of bill)
- 24. 3rd reading of the bill.
- 25. PRESIDING OFFICER: (SENATOR BRUCE)
- 26. Senator Knuppel.
- 27. SENATOR KNUPPEL:
- 28. All this does is change the reimbursement to State Employees
- 29. and other agencies that drive their automobiles on behalf of the
- 30. State from...from the present amount to the amount of twenty-cents
- 31. per mile. It was seventeen in the original bill, but the cost
- 32. of gasoline has skyrocketed since the introduction of the bill
- and I've amended it to provide twenty cent reimbursement. Nobody
- 34. can operate an automobile for less than...twenty cents per mile.

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- 2. Is there discussion? Senator Grotberg.
- 3. SENATOR GROTBERG:
- 4. Yeah, is this the same as 599?
- 5. PRESIDING OFFICER: (SENATOR BRUCE)
- 6. Senator Knuppel.
- 7. SENATOR GROTBERG:
- 8. Doesn't it have my amendment on it?
- 9. SENATOR KNUPPEL:
- No, it doesn't have your amendment on it.
- 11. PRESIDING OFFICER: (SENATOR BRUCE)
- 12. The question is shall House Bill 922 pass. Those in favor
- 13. vote Aye. Those opposed vote Nay. The voting is open. Have
- 14. all voted who wish? Have all voted who wish? Take the record
- 15. On that question the Ayes are 45, the Nays are 12, none Voting
- 16. Present. House Bill 922, having received the constitutional
- 17. majority is declared passed. House Bill 926, Senator Maragos.
- 18. House Bill 933, Senator Nash. Read the bill, Mr. Secretary, please.
- 19. SECRETARY:
- 20. House Bill 933.
- 21. (Secretary reads title of bill)
- 22. 3rd reading of the bill.
- 23. PRESIDING OFFICER: (SENATOR BRUCE)
- 24. Senator Nash.
- 25. SENATOR NASH:
- Mr. President, can I ask leave to hear 933 and 934 together
- and take separate roll calls, 'cause their...save time?
- PRESIDING OFFICER: (SENATOR BRUCE)
- 29. Is there leave? Leave is granted. Senator Nash.
- 30. SENATOR NASH:
- Mr. President and Ladies and Gentlemen of the Senate.
- 32. House Bill 933 amends the Act validating certain appropriations
- and tax levy ordinance of Forest Preserve Districts with a

- 1. population of five hundred thousand or more to include Fiscal
- 2. Year 1977. And House Bill 934 amends the Act validating certain
- 3. appropriation districts and tax levy ordinance of Cook County
- 4. to include Fiscal Year 1977. I ask for a favorable roll call.
- 5. PRESIDING OFFICER: (SENATOR BRUCE)
- 6. Is there discussion? The question is House Bill 9...Senator
- 7. Grotberg.
- 8. SENATOR GROTBERG:
- g. Just to say that... I would urge our members to vote for
- 10. this.
- 11. PRESIDING OFFICER: (SENATOR BRUCE)
- 12. Senator Bowers.
- 13. SENATOR BOWERS:
- 14. Well, I probably should have asked this in committee, but I'm just
- curious, really, as to why we do this yearly as far as these
- 16. two bodies are concerned. We don't for any other governmental
- unit. What do they do with their levy that we have to...validate
- 18. it?

25.

30.

- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Nash.
- .. SENATOR NASH:
- That is done to avoid frivolous court challenges.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Bowers.
- SENATOR BOWERS:
- Well, I think that's nice. What's your definition of
- frivolous? This...does this limit, you have some court 27.
- challenges going on...what...I...it's just a general curiosity 28.
- I have because we continue to do it and we don't for any other
- local government unit, that I'm aware of.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Further...Senator Nash.
- SENATOR NASH:

- 1. It's been done by tradition, Senator Bowers.
- 2. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Walsh.
- 4. SENATOR WALSH:
- 5. Would you please explain what Amendment No. 1 does?
- 6. PRESIDING OFFICER: (SENATOR BRUCE)
- 7. Senator Nash.
- 8. SENATOR NASH:
- g. I will yield to Senator Grotberg for an explanation of
- 10. Amendment No. 1.
- 11. PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Grotberg.
- SENATOR GROTBERG:
- Yes, ... and I apologize to the membership for that. That
- is my amendment, it was the only forest preserve vehicle. We
- had to lower from a counties of a hundred...or forest preserve
- districts of a hundred thousand to twenty-five thousand...for
- the purposes of...investing and...and issuing Revenue bonds.
- It's for...it's a Kendall County Amendment.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Senator Walsh.
- SENATOR WALSH:
- Are those Revenue bonds? Is there any referendum required 23.
- and how are they going to retire the...the cost of the bonds.
- Are there fees charged, or...?
- SENATOR GROTBERG:
- Strictly Revenue...no referendum. 27.
- PRESIDING OFFICER: (SENATOR BRUCE)
- Further discussion? Senator Walsh.
- SENATOR WALSH:

- I...I don't know how a Forest Perserve District would have
 31.
- a...a Revenue bond, unless they're going to charge some fees 32.
- in order to...to use the facility that's being constructed.

- 1. And is it a lien against the real estate of the Forest Preserve?
- 2. PRESIDING OFFICER: (SENATOR BRUCE)
- 3. Well, Senator Grotberg to answer the question and Senator
- 4. Walsh's time has expired.
- 5. SENATOR GROTBERG:
- 6. Yes, you're right, Senator Walsh. It has...there will be
- 7. fees connected with this purchase of...of property and it's
- 8. a Revenue generating property and of course, they'll be, the
- 9. bond holders will have a lien against it. AndI might say that
- 10. right now, all Forest Preserve Districts of one hundred thousand
- 11. and up have this power. And this just drops it down...we've
- 12. got some smaller forest preserves that have been left out of
- 13. this program. It's a very reasonable amendment.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 15. Is there further discussion? Senator Nash may close.
- 16. SENATOR NASH:
- Mr. President and Ladies and Gentlemen of the Senate, I
- ask for a...favorable roll call on House Bill 933.
- 19. PRESIDING OFFICER: (SENATOR BRUCE)
- The question is shall House Bill 933 pass. Those in favor
- vote Aye. Those opposed vote Nay. The voting is open. Have all
- voted who wish? Have all voted who wish? Take the record. On
- that question the Ayes are 47, the Nays are 2, 4 Voting Present.
- House Bill 933 having received the required constitutional majority
- is declared passed. House Bill 934, Senator Nash. Read the bill,
- Mr. Secretary, please.
- SECRETARY:
- House Bill 934.
- (Secretary reads title of bill)
- 30. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- The question is shall House Bill 934 pass. Those in favor
- vote Aye. Those opposed vote Nay. The voting is open. Have all 33.
- 34. voted who wish? Have all voted who wish? Take the record. On that

Alpakeaning

- 1. question the Ayes are 45, the Nays are 4, none...5 Voting Present.
- 2. House Bill 934, having received the required constitutional
- 3. majority is declared passed. House Bill 961, Senator D'Arco.
- 4. Read the bill, Mr. Secretary, please.
- 5. SECRETARY:
- 6. House Bill 961.
- 7. (Secretary reads title of bill)
- g. 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR BRUCE)
- 10. Senator D'Arco.
- 11. SENATOR D'ARCO:

33.

Thank you, Mr, President. 961 is the Comprehensive Insurance 12. Package that we put together and what it provides is that personal 13. injury liability, uninsured motorist coverage, under insurance and 14. financial responsibility surety bond after you're involved in 15. an accident, will all be at the limits of fifteen, thirty and ten. 16. The question was raised when...when you hit a...you're involved 17. in an accident and the person that's involved in the accident 18. with you doesn't have insurance, so we provide in the law that 19. a person shall be offered by the insurance company, uninsured 20. motorist coverage at the same limits that the insurance company 21. offers bodily injury and liability coverage, so he can insure 22. himself against an uninsured motorist. Then the question was 23. raised, what happens when the person who is at fault has personal 24. injury insurance at a minimum or just above the minimum let's 25. say, ten and twenty or twenty and forty. And your hospital 26. bills far exceed that minimum amount of insurance that he's 27. covered under. Well, we provide a new concept in the Insurance 28. Code which is called under insurance. And this allows a person 29. to insure over and above what the person who is at fault is 30. insured against. So, if he's insured for ten and twenty and 31. your injuries are... cost fifty or sixty thousand, you can 32. provide for coverage that your insurance company will pay the

All party

- 1. difference between the ten and the fifty thousand dollars that
- 2. You have suffered loss under. We tried to make this as comprehensive
- 3. as...as possible. There are other provisions in the bill. It's
- 4. a good bill and I would ask for a favorable vote.
- 5 PRESIDENT:
- 6. Is there any discussion? If not, the question is shall
- 7. House Bill 961 pass. Those in favor will vote Aye. Those
- 8. opposed will vote Nay. The voting is open. Have all voted
- who wish? Have all voted who wish? Take the record. On that
- 10. question the Ayes are 54, the Nays are none, none Voting Present.
- 11. House Bill 961, having received a constitutional majority is
- 12. declared passed. 962, Senator D'Arco. Senator D'Arco moves
- to Table House Bill 962. All in favor say Aye. All opposed.
- The Ayes have it, the bill is Tabled. 998, Senator Hall. On the
- Order of House Bills 3rd reading is House Bill 998. Read the bill,
- Mr. Secretary.
- SECRETARY:
- House Bill 998.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDENT: 21.

25.

26.

33.

- Senator Hall. Can we have a little order. 22.
- SENATOR HALL:
- Thank you, Mr. Chairman, Ladies and Gentlemen of the Senate.
- 998 is a humanitarian bill. It just makes the rule of the Illinois
- Commerce Commission prohibited from shutting off of utilities when it's
- twenty degrees applied to those areas outside the Illinois Commerce
- 27. Commission's jurisdiction where there are municipally owned utilities.
- 28.

 It brings it in line with what is done all over this great State
- 29.
 because people can freeze at that temperature, that's twenty degrees
- 30.
- or below. I'd ask you most favorable support of this bill.
- PRESIDENT: 32.
- A number of members have indicated they wish to be heard.

3,28

- 1. Senator Rhoads.
- 2. SENATOR RHOADS:
- Senator Hall, did...didn't we pass a bill that prohibited
- 4. the utility companies from cutting off heat between two certain
- 5. dates in the year? I believe it was October 1 and...and March 1.
- 6. Didn't we pass that earlier this week or last week?
- 7. PRESIDENT:
- Senator Hall.
- 9. SENATOR HALL:
- 10. I don't remember, I...I just don't know, Senator Rhoads.
- 11. I...I just don't remember to be honest with you.
- 12. PRESIDENT:
- Further discussion? Senator Grotberg.
- SENATOR GROTBERG:
- 15. Yes, a question of the Chair. How many votes will this take
- 16. as long as it so summarily preempts home rule?
- 17. PRESIDENT:
- The Chair will have to take a look at the bill. Senator
- 19. Netsch available for a constitutional...she's been doing that
- 20. to me all day, I...one more time won't hurt. Would you take
- 21. a look.
- 22 SENATOR GROTBERG:
- Yes, as long...as long as my clock in running, Mr. President.
- 24. PRESIDENT:
- Oh, no...no problem, I...Senator Netsch, will you take
- 26. a look at this one, it says, this Amendatory Act of '79 applies
- 27. to all municipalities that own or operate a public utility including
- 28. home rule units. However, nothing in this section shall prevent
- 29. any municipality from establishing more stringent measures. The
- 30. Chair will be prepared to rule prior to roll call, Senator Grotberg.
- 31. Any...any further discussion? Senator Nimrod.
- 32. SENATOR NIMROD:
- Yeah, Mr. President and Ladies and Gentlemen of the Senate.

- 1. I know...I know we didn't pass it this year, but we did require
- 2. that any time before any gas or electric utilities can be shut
- 3. off, that notification has to be given to the supervisors of
- 4. general assistance and that ample notice, and there has to be
- 5. that provision in there, so that if, in fact, there is anything
- 6. turned off between that time, there are funds and provisions made
- 7. available. So it seems to me that this is duplicative, I...if
- g it's other than that maybe I can get an answer, but I...that's
- q the way I understand the present law.
- 10. PRESIDENT:
- 11. Further discussion? Senator Bowers.
- 12. SENATOR BOWERS:
- 13. Sponsor yield to a question?
- 14. PRESIDENT:
- 15. Indicates he'll yield, Senator Bowers.
- 16. SENATOR BOWERS:
- Indicates that we're talking about a temperature forcast
- 18. within a given area. Are...are those, you know, all...the only
- 19. thing I see of the National Weather Bureau Forcast is what you hear on
- television. But do they define them by a given area, so you
- can tell whether area A is going to be within this mammoth
- forcast or whether area B is or is not. How do you define the
- area, I...I think it's impossible.
- PRESIDENT:
- Senator Hall.
- 26. SENATOR HALL:
- Well, Senator, if the...if the forcast of the temperature
- within that particular area is going to be twenty or below 28.
- then they just simply cannot turn it off, that's what the
- Illinois Commerce Commission does right now...to the privately
- owned ones.
- SENATOR BOWERS:
- But how can you tell what area is included? I...I wasn't

- 1. aware the National Weather Forcast divided it that precisely,
- 2. that's all.
- 3. PRESIDENT:
- 4. Further discussion? Senator Weaver.
- 5. SENATOR WEAVER:
- 6. Thank you, Mr. President. Senator Hall, I think by rule
- 7. the Commerce Commission has already determined that this is
- 8. a good idea and has done this, but my question is, does the
- 9. Commerce Commission have any control over municipally owned
- 10. utilities?
- 11. PRESIDENT:
- 12. Senator Hall.
- 13. SENATOR HALL:
- Well, that's the purpose of this bill, 'cause they do not
- 15. have and we're just trying to bring it in line with the others.
- 16. Because the people who live in those areas get just as cold as
- 17. the people who live with the ones that the Commerce Commission has
- 18. jurisdiction over.
- 19. PRESIDENT:
- 20. Senator Weaver.
- 21 SENATOR WEAVER:
- 22. My question is, the Commerce Commission then has no control
- 23. over municipally owned utilities.
- 24. PRESIDENT:
- Senator Hall.
- 26. SENATOR HALL:
- You're correct.
- 28. PRESIDENT:
- 29. ...discussion, Senator Martin.
- 30. SENATOR MARTIN:
- Just a question, just to clarify. This one says forcast,
- the other, as I understand it, for the private companies, it
- says that when the temperature falls below. Now, I'm not...I 33.

- 1. think they should be treated equally, the private companies and
- 2. the, you know, owned by the cities. But, I guess I have a little
- 3. question about the word forecast unless that's the way it was
- 4. worded before. Because in my area, for instance, if a forecast
- 5. is from TV, they use three different...forecasting services. So
- 6. what I get... I want two things. What's forecast, and is this
- 7. exactly the same or is the other the real temperature?
- A. PRESIDENT:
- Senator Hall.
- 10. SENATOR HALL:
- 11. I'm informed by the House sponsor that the wording is
- 12. taken exactly as it is for the Illinois Commerce Commission.
- 13. PRESIDENT:
- 14. Any further discussion? Senator Philip.
- 15. SENATOR PHILIP:
- Thank you, Mr. President and Ladies and Gentlemen of the
- 17. Senate. You...you realize that the weather changes every day,
- 18. maybe every hour. You realize the forecast...well, when I look
- 19 at my...listen to my weatherman at ten o'clock at night, generally
- 20. speaking, he is dead wrong.
- 21. PRESIDENT:
- 22. Is there any further discussion? Senator Hall may close
- 23. the debate.
- 24. SENATOR HALL:
- Thank you, Mr. President. This simply brings it in
- 26. conformity with what the Illinois Commerce Commission is doing
- 27. right now. You know that in the morning that how in the world,
- if they're able to do it now with the private owned; that we
- 29. just want to bring it in line with the municipal owned. This
- 30. is what's the...it's very needed legislation because people could
- 31. die in homes if their gas is shut off. None of you would appreciate
- having your gas shut off, I'm sure. And we're just asking for...that
- it be...uniform throughout and I'd ask your most favorable support of
- 34. this bill.

- 1. PRESIDENT:
- 2. All right. Pursuant to Senator Grotberg's inquiry, the Chair
- 3. will rule, after consultation with the Con Con delegates and others,
- 4. that this bill is, in fact, preemptive pursuant to Section 6, Sub-
- 5. section G of the Constitution of Illinois of 1970 and thus will
- $\boldsymbol{\mathsf{6.}}$ require thirty-six affirmative votes. The question is shall House
- 7. Bill 998 pass. Those in favor will vote Aye. Those opposed will
- 8. vote Nay. The voting is open. Have all voted who wish? Have
 9. all voted who wish? Have all voted who wish? Take the record.
- On that question the Ayes are 36, the Nays are 20, none Voting
- Present. House Bill 998, having received the required constitutional
- 11. Present. House Bill 998, having received the required constitutions
- 12. majority is declared passed. Senator Walsh, the only other thing
- 13. I could hope for is laryngitis, that's really neat. Senator Walsh,
- 14. for what purpose do you arise?
- 15. SENATOR WALSH:
- Mr. President, it works, I'd like to verify the affirmative
- 17. vote.
- 18. PRESIDENT:
- 19. All right. Will the members please be in their seats.
- 20. Senator Walsh has requested a verification of the affirmative
- 21. vote. Secretary will read the affirmative vote and request that
 - the...those on the roll call respond affirmatively.
 - SECRETARY:
 - The following voted in the affirmative; Berman, Bloom,
- Bruce, Buzbee, Carroll, Chew, Collins, D'Arco, Daley, DeAngelis, 25.
- Demuzio, Donnewald, Egan, Geo-Karis, Gitz, Hall, Johns, Jeremiah
- Joyce, Jerome Joyce, Lemke, Maragos, Martin, ...McLendon, Merlo,
- 27. Nash, Nedza, Nega, Netsch, Newhouse, Sangmeister, Savickas, Schaffer,
- 28.
- Vadalabene, Washington, Wooten, Mr. President.
- PRESIDENT:
- Senator Walsh, do you question the presence?
- SENATOR WALSH:
- Is...is Senator Egan in his seat?
 33.

- 1. PRESIDENT:
- Senator Egan is in his seat and we're delighted.
- 3. SENATOR WALSH:
- 4. It's that monument in front of you, Senator, I can't see
- 5. behind it. That...is Senator Jerome Joyce in his seat, there
- 6. seems to be a conclave there, in front of where...
- 7. PRESIDENT:
- 8. Senator Jerome Joyce.
- g SENATOR WALSH:
- Nice to see you, Senator. Is Senator Jeremiah Joyce in
- 11. his seat?
- 12. PRESIDENT:
- 13. Senator Jeremiah Joyce...is...
- 14. SENATOR WALSH:
- 15. Senator Daley.
- 16. PRESIDENT:
- Senator Daley is behind the flag again.
- 18. SENATOR WALSH:
- 19. Senator Maragos.
- 20. PRESIDENT:
- Senator Maragos is in his seat.
- 22. SENATOR WALSH:
- Senator Lemke.
- PRESIDENT:
- Senator Lemke ... Senator Lemke is right in front of you.
- 26. SENATOR WALSH:
- Is Senator Wooten in his seat?
- 28. PRESIDENT:
- Senator Wooten is...visiting with Senator Knuppel. All Right.
- 30. The roll...
- 31. SENATOR WALSH:
- Senator Gitz.
- PRESIDENT:

- Senator Gitz...is right here.
- 2. SENATOR WALSH:
- 3. I might say, Mr. President, if these Gentlemen had been
- 4. in their seats it would have been a little easier.
- 5. PRESIDENT:
- 6. No question about it. All right. The roll has been verified.
- 7. On that question the Ayes are 36, the Nays are 20, none Voting
- 8. Present. House Bill 998, having received the required constitutional
- 9. majority is declared passed. Senator Johns moves to reconsider the
- 10. vote by which House Bill 998 has been declared passed. Senator
- Carroll moves to lay that motion upon the Table. All in favor
- 12. signify by saying Aye. All opposed. The Ayes have it, so ordered.
- 13. 1000, Senator Hall. On the Order of House Bills 3rd reading, is
- 14. House Bill 1000. Read the bill, Mr. Secretary.
- 15. SECRETARY:
- 16. House Bill 1000.
- (Secretary reads title of bill)
- 18. 3rd reading of the bill.
- 19. PRESIDENT:
- 20. Senator Hall.
- 21. SENATOR HALL:
- Thank you, Mr...Mr. President and Ladies and Gentlemen of
- the Senate. This is the long awaited vanity plate bill. The
- Secretary of State has proposed legislation for a period...com-
- mencing after 1979 to allow requests for at least four, but not 25.
- more than six letters for passenger cars, A license plate 26.
- consisting of three letters and no numbers or any single two or 27.
- three digit numerical plate shall be considered a personal 28.
- license plate upon it becoming available. There will be a 29.
- fifty dollar fee above the registration costs to receive a 30.
- personalized license plate and a ten dollar fee plus registration ${\bf 31.}$
- costs for renewal of personalized license plates. Now the
- Secretary's Office is now considering various alternatives 33.

- ${f l}$. for the implementation of this program in order to assign personalized
- 2. plates in a fair and equitable manner. Now, listen to this very
- 3. careful. This legislation will in no way affect individuals
- 4. Who now hold what would be classified as personalized license plates,
- 5. unless they relinquish the plate they now have and request a new
- 6. number. I would like to reiterate, if you want one of these vanity
- 7. plates, you pay an additional fifty dollars plus your regular regis-
- 8. tration. If you car plate right now is thirty dollars, it would
- q be eighty dollars on your initial. I want to make that clear.
- 10. And then the next time you renew it, it will be ten dollars plus
 - 11. ...your thirty or if it's eighteen. But the people who have
 - 12 what we consider personalized plates now will not be affected.
 - 13. Now, I'd be happy to answer any questions. If not, I would
- , like to have roll call.
- 15. PRESIDENT:
- 16. There...there are some members who have indicated they
- 17. wish to be heard. Senator Davidson.
- 18. SENATOR DAVIDSON:
- 19. Mr. President and members of the Senate, I rise in opposition
- 20. to this bill. We passed this bill out of committee with those
- amendments on it. And admittedly as I have from discussion, they
- 22. said the Secretary didn't agree to it, but the people from the
- Secretary's office in committee, said fine. They Tabled the
- amendments. Only thing I can say, all you people who have less
- 25. four number plates, alpha plate, three alpha, just get ready to
- 26. pay more friends and enemies 'cause that's what it does to you.
- 27. PRESIDENT:
- Further discussion? Senator Chew.
- 29. SENATOR CHEW:
- Mr. President, the persons that hold plates today, are
- not affected by this legislation. It is if you relinquish that
- plate, the next one who applies for it, would come under the 32.
- personalized plate. The amendments that went on the bill, one ${\bf 33.}$

- 1. was to have the effective date on 1981. The Secretary did not
- 2. agree, he had no power in this Legislature. Through the action
- 3. of this Legislature, we took that amendment off because, I too,
- 4. felt this should be effective immediately. The other amendment
- 5. that we had on there determined the ten dollar amount. We had
- 6. an amendment to take the ten dollars out. The Secretary wanted
- 7. it kept in there and I agreed with him, I wanted that...ten dollars
- 8. to stay in there. Now what are we talking about, we're talking
- 9. about if you order a license plate, say Joe, J-O-E. Well now
- 10. in order to get that license plate, you ought to be prepared to
- 11. pay for it. Otherwise you get a plate that the Secretary will
- 12. give you. Now if one wants his name consisting of six letters
- 13. or less, he ought to pay for it. I plan to apply for C-H-E-W
- 14. and I'm able to pay for C-H-E-W. Now this is not a bad bill.
- 15. We can talk it to death. I think the sponsor over-explained
- 16. it. And I think we ought to give the bill to the Secretary.
- 17. It's going to...mean more money in the Treasury for the
- 18. State of Illinois. There are many, many states that have the
- 19. personalized license plate. California was the first, you can
- 20. get anything you want in California if you pay for it. It's
- 21. just like buying liquor, regardless to what the price is, if
- 22. You want a drink, you're going to buy it and if you want a
- 23. personalized license plate, you'll pay extra. And I think we
- 24. Ought to get on with the roll call and take these personalities
- 25. out of it.
- 26. PRESIDENT:
- 27. Senator Coffey.
- 28. SENATOR COFFEY:
- 29. Question of the sponsor, please.
- 30. PRESIDENT:
- 31. Indicates he'll yield, Senator Coffey.
- 32. SENATOR COFFEY:
- Yes, Senator, there's a couple questions I have now. Do

- 1. you know what the...there's...there's supposedly going to be an
- 2. increase, of course, of the fees that we...that we gain from
- 3. these plates, do you know what that increase is and you know
- 4. what that...administrative costs will be, for this program?
- 5. PRESIDENT:
- Senator Hall.
- 7 SENATOR HALL:
- Well, I've talked to the person who handles that of
- \mathbf{q} the Secretary of State's Office. Now, they're able to do
- 10. it with the people that they have on hand. And their office
- 11. estimates that there would be, to start out with, around five
- thousand applicants and this would generate two hundred and
- thirty-two thousand, five hundred dollars in revenue into
- the State of Illinois. Some say it may go as high as ten
- thousand. If there are ten thousand, it'd be twice that 15.
- 16. amount.
- PRESIDENT:
- Senator Coffey.
- SENATOR COFFEY:
- Also, a couple other questions. Why was...why was the amend-
- ments...what was the reason for amendments one, two and three being 21.
- dropped? Do you know for what reason they were removed after the 22.
- committee...?
- PRESIDENT:
- Senator Hall.
- SENATOR HALL:
- Yes...yes, Senator Coffey, the sponsor of the amendment 27.
- agreed to drop the amendments. The Secretary did never agree 28.
- to these amendments. They were put on with the understanding
- if the Secretary approved. He objected to the amendments and ${\bf 30.}$
- the sponsor, who was Senator Nash, agreed to take the...his
- amendments off of the bill.
- PRESIDENT:

32.

PRESIDENT

- 1. Further discussion? Senator Mitchler. All right. Senator
- 2. Rhoads. Senator Grotberg.
- 3. SENATOR GROTBERG:
- 4. Question...Representative Mahar was just in there a moment
- 5. ago. Is the motorcycle...vanity plates still in the...bill?
- 6. PRESIDENT:
- Senator Hall.
- 8. SENATOR HALL:
- 9. No, as far as I know, I didn't ever know it was in there.
- 10. PRESIDENT:
- 11. Further discussion? Senator Wooten.
- 12. SENATOR WOOTEN:
- 13. Senator Hall, when is the effective date of this bill?
- 14. PRESIDENT:
- 15. Senator Hall.
- 16. SENATOR HALL:
- 17. It...1980, Senator Wooten.
- 18. PRESIDENT:
- 19. Senator Wooten.
- 20. SENATOR WOOTEN:
- 21. I'm just wondering, is that pushing the program on the
- 22. Secretary a little too fast. I believe...well, I...I just...I
- 23. think there were some problems with the backlog now and I wondered
- 24. if...if the Secretary...is agreeable to that early a date?
- 25. PRESIDENT:
- 26. Senator Hall.
- 27. SENATOR HALL:
- 28. I talked to...Miss Linda Lake, who's over the...the license
- 29. plates and she says that the Secretary is agreeable. It...the
- 30. amendment, one of the amendments was 1981 and the Secretary said,
- 31. no, I'm able to implement that in the year 1980. So therefore
- 32. he has agreed to it and they have sufficient help to do it.
- 33. PRESIDENT:

- 1. Any further discussion? Senator Hall, you may close.
- 2. SENATOR HALL:
- I...I would simply like to reiterate because this was...
- 4. stated. This legislation will in no way affect individuals
- 5. who now hold what would be classified as personalized license
- 6. plates. I want to be...make that crystal clear to you...unless
- 7. you relinquish the plate. I would ask a favorable support of
- g, this bill.
- 9. PRESIDENT:
- 10. Question is shall House Bill 1000 pass. Those in favor
- 11. will vote Aye. Those opposed will vote Nay. The voting is
- 12. open. Have all voted who wish? Have all voted who wish?
- 13. Take the record. On that question the Ayes are 45, the Nays are
- 14. 3, 2 Voting Present. House Bill 1000, having received a constitu-
- 15. tional majority is declared passed. 1010, Senator Sangmeister.
- 16. On the Order of House Bills 3rd reading is House Bill 1010.
- 17. Read the bill, Mr. Secretary.
- 18. SECRETARY:
- 19. House Bill 1010.
- 20. (Secretary reads title of bill)
- 21. 3rd reading of the bill.
- 22. PRESIDENT:
- 23. Senator Sangmeister.
- 24. SENATOR SANGMEISTER:
- Yes, thank you Mr. President, members of the Senate. As
- 26. You note on your Calendar this is a committee bill that was sent
- over to us by the Judiciary II Committee in the House. There have
- been a lot of proposals that have been made as to what we ought
- 29. to do in the insanity area, particularly when a defendant is found
- not guilty by reason of insanity. Under the present law, as you
- 31. know, a person if found not guilty by reason of insanity is committed
- to the Department of Mental Health. There's an evaluation made
- there and the person can be, by the department, put back out in 33.

- ${f l}$. the street. There's long been feeling that we ought to do something
- 2. more than that and that's what Committee Bill 1010 does. It sets
- 3. up the fact that you still go to the Department of Mental Health,
- 4. there's an evaluation made there. Whether you are to be released,
- 5. which would be very doubtful under those circumstances, whether
- 6. you should need...outpatient care or inpatient care, you're
- 7. then brought back to the court and the court has to hear that
- 8. testimony and evaluation is made. From there on the...the defendant
- 9. is under the jurisdiction of that court for five years subject to
- 10. whatever...orders the court may wish to impose upon that particular
- 11. defendant. In that respect, I think it's not everything we would
- 12. like, but I think it is a great start...in that area. In addition,
- 14. a feeling that we probably ought to send back four great proposals
- 15. that the Senate passed and was not looked on too kindly by the
- 16. Judiciary II Committee. Again that's a substitution of judges,
- 17. the habitual offender, the aggravated kidnapping and threats to
- 18 public officials and we thought we ought to send that back to the
- 19 committee as well as to review and we request a favorable roll.
- 20. PRESIDENT:
- 21. Any discussion? Senator Netsch.
- 22. SENATOR NETSCH:
- Yes, I think this might now be known as the Christmas Tree
- of criminal bills. Everything that didn't quite make it through
- 25. the...through the House Judiciary II Committee has now been tacked
- onto this bill. That includes the lethal injection mandated for
- 27. executions. It includes a provision allowing substitution of
- 28. only one judge. It includes a considerable broadening of the
- 29. Habitual Offender Act. It has added aggravated kidnapping to the
- 30. Class X category and so on and so...it also makes threatening a
- 31. public official and family a Class III felony, although as I
- 32. understand it, threatening other public officials is a Class A
- misdemeanor. It seems to me, it's really too bad because I
- 34. think there was a genuine attempt to work out the problems of
- 35. the insanity defense and it was a well thought out bill. It has

- 1. now been, if I may use the expression, garbarged by all of these
- 2. additional provisions which makes it really, kind of a farce.
- 1. PRESIDENT:
- 4. Further discussion? Senator Bloom.
- 5. SENATOR BLOOM:
- 6. Yes, Senator Netsch, who is the Chairman of the House Judiciary
- 7. II Committee? Senator Sangmeister, whoever, whoever wishes...
- 8. PRESIDENT:
- 9. Senator...Senator Sangmeister.
- 10. SENATOR SANGMEISTER:
- Well, the fellow over there by the name of Representative
- Harold Katz.
- SENATOR BLOOM:
- Right...and I think that that perhaps says it all, you know,
- although maybe you don't want to offend Harold.
- PRESIDENT:
- Senator Weaver.
- SENATOR WEAVER:
- Thank you, Mr. President. Well, I was just wondering how 19.
- us...we...we nonlawyers are supposed to vote on this bill? I $20. \,$
- don't know a thing about this bill. I listened to...Senator 21.
- Sangmeister, I listened to Senator Bloom and I don't really 22.
- know what he was...asking. And I listened to Senator Netsch. 23.
- There is a lot of us know nothing about this and there hasn't 24.
- been a whole lot of discriptive language, dialogue, whatever, about 25.
- how we dummies are supposed to vote. 26.
- PRESIDENT:

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- Senator Egan.
- SENATOR EGAN:
- Yes, Senator Weaver, let me suggest that the original
- bill, before the amendment, has a great deal of merit and the
- amendment makes the bill a lot better. Senator Bowers just behind 32.
- you has worked a great many of hours in...in...in hearings and
- 34. ...and in the Senate on the Floor and in the committee relative
- 35. to all of the provisions of this bill. It's had a great deal of

- 1. professional deliberation. We've passed the bill now, $% \left(1\right) =\left(1\right) \left(1\right) \left($
- Senate with quite substantial majority on all of those provisions. So
- 3. I recommend it to your favorable consideration.
- 4. PRESIDENT:
- 5. Further discussion? Senator Geo-Karis.
- 6. SENATOR GEO-KARIS:
- Mr. President, Ladies and Gentlemen of the Senate. We have
- 8. a very, very, fine Chairman of the Judiciary II Committee and although
- 9. he's a Democrat, I'm a Republican, George Sangmeister has been very
- 10. fair. Unfortunately, many of our good bills met a terrible fate
- 11. with Judiciary II in the House where it seems to me they tend to
- 12. favor the criminal and forget the victim. This bill is a step
- 13. in the right direction. It's not the best bill. They don't
- 14. provide for the people who have dangerous mental propensities
- 15. in attacking people, they have no provision for those people who
- 16. could say...because then they couldn't say I'm not guilty by
- 17. reason of insanity 'cause if they do, it fits with this dategory,
- 18. but they have no provision for the...for the people who are
- 19. miserably bad but not entitled to a defense of insanity. However,
- 20. it's a step...
- 21. PRESIDENT:
- 22. Further discussion? Senator...
- 23. SENATOR GEO-KARIS:
- 24. ...in the right direction and I support the bill.
- 25. PRESIDENT:
- 26. ... Senator Bowers.
- 27. SENATOR BOWERS: .
- 28. Well, Mr. President, I rise in support of these obviously.
- 29. And let me just say this with respect to the amendments. These
- 30. were all very carefully considered as separate bills by this
- 31. Body and they were voted out with a rather large majority. Unfortunately,
- 32. in House Judiciary II, where, from whence, comes all the brillance
- 33 in this field. These...these matters were summarily killed, as were
- 34. a lot of other good bills. And these are basically...basically the...

- 1. the Sentencing Commission Bills and...and frankly, I'm on that
- 2. commission, but in spite of that, it's a very good commission and
- 3. I would hope, at least on this side of the aisle, we would support
- 4. these.

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21.

29.

- 5. PRESIDENT:
- 6. Further discussion? Senator Grotberg.
- 7. SENATOR GROTBERG:
- 8. Only to say, Ladies and Gentlemen of the Senate and Mr. President,
- g. that the...the portion of this bill that is mine is the debate that
- never happened in the House. It never really got a fair shake to
- ,, even happen in committee. The Lethal Injection Bill to substitute
- for electrocution, we're all heard the debate and passed it out of
- here. But I would ...not to admonish that committee, but that committee
- is an accident looking for a place to happen. It's the strangest
- experience I've had in Springfield, it's a combination of...of...of
- strange people and when there's only nine of them there and you
- need eight votes, there ain't no way. Chairman Katz,...wherever:
- you are if you could just get enough people there, you might be
- able to handle some Senate bills, but these bills did not get very
- far due to the strange mix of that committee. I urge the adoption
- of this whole bill and send it back.
- PRESIDENT:
- Further discussion? Senator Nimrod.
- SENATOR NIMROD:
- Yeah, a question of the sponsor.
- PRESIDENT:
- Indicates he'll yield. Senator Nimrod.
- SENATOR NIMROD:
- Yeah, thank you. Last Session passed out of here Not Guilty
- by Reason of Insanity Bill. And in...does this in any way violate 30.
- or adjust any of those things that make it incompatible to the
- Mental Health Code or to the Department of Mental Health?
- 32.
- PRESIDENT:

- Senator Sangmeister.
- 2. SENATOR SANGMEISTER:
- 3. Quite to the contrary, Senator Nimrod. This bill was tailored
- 4. to conform with the new Mental Health Code.
- 5. PRESIDENT:
- 6. Senator Nimrod.
- 7. SENATOR NIMROD:
- 8. How about the Department of Mental Health, are they supporting
- 9. this bill?
- 10. PRESIDENT:
- 11. Senator Sangmeister.
- 12. SENATOR SANGMEISTER:
- 13. It's my understanding they do, yes.
- 14. PRESIDENT:

33.

- 15. Further discussion? Senator Washington.
- 16. SENATOR WASHINGTON:
- 17. Mr. President, I...I served for twelve years in the House Judiciary
- 18. Committee, Criminal Division, and served two terms under...Representative
- 19. Katz. And I must tell you that the...level of legal competency on the
- 20. House is...is on par with that of the Senate. I...I think they're
- 21 both very fine committees, so I wouldn't denigrate that committee.
- 22. What they're simply telling you is that they needed more time to
- study these bills and they...want to pass them. Now you going to
- 23. study these bills and they...want to pass them. Now you going to
- $24.\ \text{jam}$ them down their throat and hope that will...I hope that they
- 26. four dollar question. I mean how do you expect a layman to vote
- 27. on a complicated bill like this with all these amendments. This is
- 28. not the way to revise the Code of Corrections. I think it's irresponsible

will simply not accept it. I think Senator Weaver asked the sixty-

- 29. to do it this way. Any one of the various sanctions within that
- 30. amendment deserve clear unadultrated time consuming discussion
- 31. so that the layman here, the layman here, can thoroughly understand what
- 32. You're doing to the Criminal Code. I think it's somewhat irresponsible,

Chairman Sangmeister, to...to load up...as Dawn says, like a Christmas

34. tree and I say like a bramble bush, these bills with very complicated

- 1. aspects of the Criminal Code, I just don't think that the laymen
- 2. and many of the lawyers here can do it adequate justice and I hope
- 3. if you send it back to the House, they will summarily destroy it.
- 4. PRESIDENT:
- 5. Further discussion? Senator Collins.
- 6. SENATOR COLLINS:
- ...question of the sponsor.
- 8. PRESIDENT:
- Indicates he'll yield.
- 10. SENATOR COLLINS:
- 11. Senator Sangmeister, you really didn't answer Senator Nimrod's
- 12. question and I'm very much concerned about how does this bill impact
- 13. just not all of it, but that part that deals with those persons
- 14. found not quilty by reason of insanity. You didn't answer his
- 15. question because I was on that task force that dealed with the
- 16. revision of the Mental Health Code also. We did not even deal with

 that provision in the Mental Health Code, so I'd like to know how does
- 17. that provision in the Mental Health Code, so I'd like to know how does this bill conflict with the bill that was signed into law during
- 18. the last Session.
- 19. PRESIDENT:
- 21. Senator Sangmeister.
- 22. SENATOR SANGMEISTER:
- There...you said, how does it conflict. In my opinion, there's
- no conflict at all. The department supports it and it's right in tune
- with...with the Mental Health Code. There's no problem with it.
- 26. PRESIDENT:

31.

32.

- Further discussion? Senator Sangmeister...Senator Sangmeister
- 28. may close.
- 29. SENATOR SANGMEISTER:
- Well, thank you. I...as to Senator Washington's remark, you
- know, this is...absolutely is not a situation of throwing something into
- a bill that was not fully discussed on the Floor of this Senate. Every
- single bill that we added on here was fully discussed and practically

- 1. all of them flew out of this Senate because of their merit. So there's
- 2. absolutely no foundation to the fact that we're putting something into
- 3. a bill that has not had full discussion here in the Senate. It had
- 4. it in the committee and it had it on the Floor of this Senate. And
- 5. we ask for a favorable roll.
- 6. PRESIDENT:
- Question is shall House Bill 1010 pass. Those in favor will
- 8. Vote Aye. Those opposed will vote Nay. The voting is open. Have
- g. all voted who wish? Have all voted who wish? Have all voted who
- 10. wish? Take the record. On that question the Ayes are 49, the
- 11. Nays are 5, 1 Voting Present. House Bill 1010, having received a
- 12. constitutional majority is declared passed. 1041, Senator Bruce.

End of Reel #10

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2.
           On the Order of House Bills 3rd readings, is House Bill
3.
      1041. Read the bill, Mr. Secretary.
4.
      SECRETARY:
5.
           House Bill 1041.
6.
                ( Secretary reads title of bill )
7.
      3rd reading of the bill.
      PRESIDENT:
8.
           Senator Bruce.
9.
      SENATOR BRUCE:
10.
           Thank you, Mr. Chairman, and members of the Senate.
11.
      bill is only, I think three lines long, it just deals with
12.
     tenured teachers, those teachers who have taught two years or
13.
      more, and usually three years in the school district. If they
14.
      have made contact with the board through the continuing application
15.
      for reappointment, and they have kept the board informed of
16.
      their current place of residence, they shall be reinstated when
17.
      positions become available in the order of length of service.
18.
      I ask for your favorable consideration.
19.
      PRESIDENT:
20.
           Any discussion? Senator Maitland.
21.
      SENATOR MAITLAND:
22.
           Thank you, Mr. Chairman...Mr. President, and Ladies and
23.
      Gentlemen of the Senate. I, as you might well expect, rise once
24.
      again in opposition to this legislation. I want you to know
25.
      that during this Session, I've sat in the Elementary and
26%
      Secondary Education, and heard a lot of committee and heard a
27.
      lot of these bills. It's indeed disappointing to me that all
28.
      of the IEA sponsored bills have been simply bills that tend
29.
      to direct themselves, in the direction of teacher benefits, and
30.
      nothing in the direction of quality education. It's very
31.
      disappointing to me, what this bill says, is that those teachers
32.
      who have been terminated because of ecomonic reasons will be
33.
      rehired based only on their tenure, not one thing relative to
```

- 1. quality. Now, support tenure if you must, when they're
- 2. employed, but once they're no longer employed then it's
- 3. quite a different thing. We're after quality teachers,
- 4. quality teachers don't need this kind of protection.
- 5. These teachers obviously would be the first hired back,
- 6. what you're saying is, those teachers who have the most
- 7. tenure, regardless of their qualifications, regardless of
- 8. how good they were, will be hired back first. I don't
- 9. see how anyone in downstate Illinois can support this kind
- 10. of legislation. We pay big State dollars, for quality
- education. Let's don't protect mediocrity, let's protect
- 12. quality. I urge defeat of this bill.
- 13. PRESIDENT:
- 14. Further discussion? Senator De Angelis.
- 15. SENATOR DE ANGELIS:
- 16. Thank you, Mr. President. I think anybody who's been
- 17. involved in either management or labor negotiations knows what they
- 18. call bumping, and bumping means that if you're entitled to
- 19. a job that somebody else has you can move up because of
- 20. seniority. Now, what this really does, it would be the
- 21. equivalent of a steel worker, who was laid off from one
- 22. steel company, who went to work for another one, that if an
- opening occurred at that company, could come back to that
- 24. which then would mean that the vacancy that he created, would
- mean that another steel worker from another company could end up
- 26. taking that job. This is not bumping, this is not seniority
- 27. protection, this is daisy chaining, and it would include the
- whole State of Illinois in it. I oppose this bill.
- PREISDENT:
- 30. Any further discussion? Senator Bruce may close the
- 31. debate.
- 32. SENATOR BRUCE:
- Thank you, Mr. Chairman. I don't know what daisy chaining is, it's just this bill is simple. It says if you keep the

- 1. board informed, and you give them your current address,
- 2. you shall be rehired in the same order that...according
- 3. to the length of service. It seems to be an equitable
- 4. system, tenure is acquired by a school district, it is not
- 5. acquired State-wide. You can teach a hundred years in a
- 6. district, move to an adjoining district and you don't have
- 7. tenure. This says tenure teachers relieved of duty because
- 8. of reduction in force, shall be rehired...in their order of
- 9. senority, and I ask for favorable consideration.

10. PRESIDENT:

- 11. Question is, shall House Bill 1041 pass. Those in favor
- will vote Aye. Those opposed will vote Nay. The voting is
- open. Have all voted who wish? Have all voted who wish?
- Have all voted who wish? Take the record. On that question,
- the Ayes are 28, the Nays are 17. 2 Voting Present. House
- Bill 1041, having failed to receive the required constitutional
- majority is declared lost. Senator Rupp on 1051. On the
- Order of House Bills 3rd reading, is House Bill 1051. Read
- the bill, Mr. Secretary.

SECRETARY:

- House Bill 1051.
- (Secretary réads title of bill)
- 3rd reading of the bill.

PRESIDENT:

Senator Rupp.

SENATOR RUPP:

- Thank you, Mr. President. This bill started out with 27.
- a simple aim. All the bill said was that all spoiled ballots ${\bf 28.}$
- should be so marked right across the face of the ballot, before $29. \ \ \,$
- a new ballot was given out. Two amendments, Floor Amendments
- were added, the first one rearranged the method of appointing
- a circuit judge or filling a vacancy, should one occur, and
- the second Floor Amendment involved a restriction of those
- 33. convicted of a crime being able to hold a party office. I would

- 1. like to make an unusual request, I would like at least
- 2. a one third favorable vote from each of you to cover the
- 3. original part of my bill.
- 4. PRESIDENT:
- 5. Is there any discussion? If not, the question is,
- 6. shall House Bill 10...I beg your pardon, I didn't see
- 7. your light. You hide it under a bushel all too often. Senator
- 8. Martin.
- 9. SENATOR MARTIN:
- 10. Usually with my bills. A question, why are we changing
- 11. the method of the circuit clerk's election? Nobody's ever
- 12. complained about it in any of the districts, it seems to
- 13. work well. We've had another bill this evening that did it
- 14. to the chief judge. I think one of Senator Lemke's bill and
- 15. this one seems to reverse the process. Maybe I don't under-
- 16. stand it, what's coming down?
- 17. PRESIDENT:
- 18. Is there any further discussion? Senator Rupp may
- 19. close.
- 20. SENATOR RUPP:
- 21. ...she asked a question, and I would like to defer the
- answer to Senator Schaffer who is right there close to her.
- 23. PRESIDENT:
- Senator Schaffer.
- 25. SENATOR SCHAFFER:
- As I mentioned before, there was concern in multi-county
- circuits that the local judges effected would not have any
- involvement in this appointment, and the chief justice would
- 29. make it all by himself.
- PRESIDENT:
- Is there any further discussion? If not, the question 31.
- is, shall House Bill 1051 pass. Those in favor will vote
- Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted

- 1. who wish? Have all voted who wish? Take the record.
- 2. On that question, the Ayes are 39, the Nays are 8. 1
- 3. Voting Present. House Bill 1051, having received the re-
- 4. quired constitutional majority is declared passed. 1158,
- 5. Senator McMillan. On the Order of House Bills 3rd reading,
- 6. bottom of page 8, is House Bill 1158. Read the bill, Mr.
- 7. Secretary.
- 8. SECRETARY:
- 9. House Bill 1158.
- 10. (Secretary reads title of bill)
- 11. 3rd reading of the bill.
- 12. PRESIDENT:
- 13. Senator McMillan.
- 14. SENATOR MCMILLAN:
- 15. Mr. President, and members of the Senate. The purpose
- 16. of House Bill 1158, as amended, is to make it absolutely
- 17. clear in the Statutesthat a township assessor or a supervisor
- 18. of assessments in a county, or the board of assessors in the
- 19. case of St. Clair County, shall have the authority when they
- 20. deem it necessary to keep within the State Statutes that
- 21. require assessment at thirtythree and a third percent of
- 22. fair cash value to either raise or lower groups of assessments
- 23. under their jurisdiction. This is an authority that most of
- 24. us presume they already have, but there has been a recent
- 25. court case in Winnebago County that leaves it in question, and
- 26. the purpose of this is to make it clear that the officials
- 27. involved have that authority in order to prevent the need for a
- 28. State multiplier, and I would seek a favorable roll call.
- 29. PRESIDENT:
- 30. Is there any discussion? If not, the question is, shall
- 31. House Bill 1158 pass. Those in favor will vote Aye. Those
- opposed will vote Nay. The voting is open. Have all voted
- who wish? Have all voted who wish? Take the record. On that question, the Ayes are 49, the Nays are none. None...l Voting Present.

House Bill 1158, having received the required constitutional l. majority is declared passed. 1211, Senator Lemke. On the 2. Order of House Bills 3rd reading, bottom of page 9, is House 3. Bill 1211. Read the bill, Mr. Secretary. 4. SECRETARY: 5. House Bill 1211. 6. (Secretary reads title of bill) 7. 3rd reading of the bill. 8. PRESIDENT: 9. Senator Lemke. 10. SENATOR LEMKE: 11. What this bill does, is requires that all railroad 12. signs, flashing signals, automatic crossing gates, shall 13. be inspected in quarterly and. quarterly reports, quarterly 14. reports will be kept at the railroad, and then turned over 15. to the Illinois Commerce Commission. Calls for an order 16. by the Illinois Commerce Commissions, and requires that these 17. railroad crossing, and signals will be repaired within 18. twelve hours of the appropriate...steps will be taken to 19. protect the publics safety. This is in relation to just 20. recently we saw a crash at Mason City, in Senator Knuppel's 21. area. I ask for a favorable roll call. 22. 23. Is there any discussion? Senator Mitchler. 24. SENATOR MITCHLER: 25. My attention was called to, in that language, about 26. repair, within twenty-four hours. What if the parts aren't 27. available to repair that? There was an and or just one word, 28. did you change that, Senator Lemke? 29. PRESIDENT: 30. Senator Lemke. 31. SENATOR LEMKE: 32. What we put in here is that the...they will be repaired, 33.

or they will take the appropriate steps to protect the safety of

- 1. the public.
- 2. PRESIDENT:
- 3. Further discussion? If not, the question is, shall
- 4. House Bill 1211 pass. Those in favor will vote Aye. Those
- 5. opposed will vote Nay. The voting is open. Have all voted
- 6. who wish? Have all voted who wish? Take the record. On
- 7. that question, the Ayes are 42, the Nays are 4. 2 Voting
- 8. Present. House Bill 1211, having received the required con-
- g. stitutional majority is declared passed. 1226, Senator McLendon.
- 10. On the Order of House Bills 3rd reading, is House Bill 1226.
- 11. Read the bill, Mr. Secretary.
- 12. SECRETARY:
- 13. House Bill 1226.
- 14. (Secretary reads title of bill)
- 15. 3rd reading of the bill.
- 16. PRESIDENT:
- 17. Senator McLendon.
- 18. SENATOR MCLENDON:
- 19. Mr. President, and members of the Senate. House Bill
- 20. 1226, amends the Court Reporters Act to increase the maximum
- 21. full time salary, of Court Reporters to twenty-two thousand
- five hundred dollars in 1980, and twenty-four thousand dollars
- 23. thereafter. It increases the maximum pay for half day to
- 24. thirty-two dollars. The bill is supported by Judge Roy Gulley
- of our Supreme Court, the administrator of our Supreme Court.
- 26. I ask for support of the Senate.
- 27. PRESIDENT:
- 28. Is there any discussion? If not, the question is, shall
- 29. House Bill 1226 pass. Those in favor will vote Aye. Those
- 30. opposed will vote Nay. The voting is open. Have all voted
- who wish? Have all voted who wish? Have all voted who wish?
- Take the record. On that question, the Ayes are 33, the Nays
- are 15. 1 Voting Present. House Bill 1226, having received the required constitutional majority is declared passed. 1255,

- 1. Senator Egan. At the bottom of page 9, is House Bill 1255.
- 2. Read the bill, Mr. Secretary.
- 3. SECRETARY:
- 4. House Bill 1255.
- 5. (Secretary reads title of bill)
- 6. 3rd reading of the bill.
- 7. PRESIDENT:
- 8. Senator Egan.
- 9. SENATOR EGAN:
- Thank you, Mr. President, and members of the Senate.
- 11. Senate Bill...House Bill 1255, will make a Class...Class A
- misdemeanor, the offense of manufacturing or selling false
- or fraudulent identification document cards, which indicate
- that you are a public official, or that you are of certain
- age. The bill was amended by Senator Moore to tighten it
- up all of which were...were totally acceptable, and that
- part of the bill is in the original bill, as amended. Amendment...
- the second amendment would add those four crimes which we have
- discussed with Senator Sangmeister on his bills, and they
- have been fully deliberated upon by the Senate. I seek
- your favorable consideration.
- PRESIDENT:
- Any discussion? Senator Moore.
- SENATOR MOORE:
- Thank you, Mr. President, and members of the Senate.
- The bill, αs amended, is an excellent bill. I want to $26\,.$
- commend Senator Egan for his co-operation, and I would 27.
- move for a favorable roll call.
- PRESIDENT:
- Question is, shall House Bill 1255 pass. Those in favor 30.
- will vote Aye. Those opposed will vote Nay. The voting is ${\bf 31.}$
- open. Have all voted who wish? Have all voted who wish?
- Take the record. On that question, the Ayes are 56, the 33.
 - Nays are 1. None Voting Present. House Bill 1255, having

- received the required constitutional majority is declared
- passed. Top of page 10, is House Bill 1358, Senator McLendon.
- 3. 1372, Senator Bruce. Senator McLendon did ask that it not
- 4. be called. 1358. All right, Senator Egan is shown as the...
- 5. I understand that there's been a change in sponsorship. All
- 6. right, Senator McLendon asks that Senator Egan be shown as
- 7. the sponsor. Is leave granted? Leave is granted. On the
- 8. Order of House Bills 3rd reading, House Bill 1358. Read
- the bill, Mr. Secretary.
- 10. SECRETARY:
- 11. House Bill 1358.
- 12. (Secretary reads title of bill)
- 13. 3rd reading of the bill.
- 14. PRESIDENT:
- 15. Senator Egan.
- 16. SENATOR EGAN:
- 17. Thank you, Mr. President, and members of the Senate.
- 18. Senate Bill, or rather House Bill 1358, increases thepenalty
- 19. per month by one half of one percent on real estate...the
- 20. real estate tax, delinquent tax, additional interest, upon
- 21. the...the repurchase of the...of the property by the owner.
- 22. The...there was a bill, that I handled about a month ago, that
- 23. I Tabled increasing the increase...increasing the penalty
- 24. from one percent to two percent, this is a more reasonable
- 25. bill. It's only a half of a percent. It is..it is helpful
- 26. for the Board of Educations, and I recommend it to your
- 27. favorable consideration.
- 28. PRESIDENT:
- 29. Senator Chew.
- SENATOR CHEW:
- Mr. President, if there ever were a special interest bill
- 32. to hit this Floor, this is it. With the cost of heating
- 33. today) there are many people that aren't financially able to pay their taxes on the due date. These people are

- 1. on a fixed income, and then these multiple dwelling units
- 2. with the cost of operating those units today, and the high
- 3. cost of taxes they're taxed at thirty-three percent and if
- 4. a person misses a bill there's a one percent penalty now
- 5. per month, which I think is adequate. This bill will tend
- 6. to put people further in debt, and give them a chance to
- 7. loose their homes, and scavenger lawyers will come right
- along and buy them, like we have happening in Chicago,
- 9. everyday. I don't know why we want to penalize these
- 10. people. This is a tight market, money is tight. You can't
- 11. raise rents to compensate for the high cost of fuel, the
- 12. high cost of labor, and the high cost of taxes.
- PRESIDENT:
- 14. Senator your time has expired.
- 15. SENATOR CHEW:
- 16. ...and I would ask that we...
- 17. PRESIDENT:
- Senator Savickas. Senator Savickas.
- 19. SENATOR SAVICKAS:
- Yes, Mr. President, and members of the Senate. We're
- talking about an increase ondelinquent taxes where the money
- goes to fund local units of government, including school
- districts. When we talk about one percent to one and a
- half, we're talking at least bringing it in line with
- credit...what credit card interest rates are. This is no
- financial boom, it is no penalty, we're talking of people
- who refuse to pay their real estate taxes and refuse from
- those monies to fund our local and common school funds and
- our local units of government. There should be a penalty
- because this works to the detriment of all of our units. I
- would hope and appreciate that everyone would support this ${f 31.}$
- increase, so that we can fund our governments.
- PRESIDENT:

Senator Rhoads.

SENATOR RHOADS:

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5.

13.

14.

17.

18.

21.

26.

27.

28.

29.

30.

33.

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

3. I think it should be pointed out that this applies only

4. to Cook County, when the witness from the Chicago Board

of Education testified in committee, I asked him the

6. question, would this make it easier for someone to loose

7. their home, and he admitted that yes indeed it would, and

8. the problem is, when somebody's in debt, this kind of a

9. provision gets them deeper, and deeper into debt, and they

provision gets them deeper, and deeper into debt, and they

get farther and farther behind the eight ball, and it makes

it easier to loose their home. Now, we shouldn't be doing

this sort of thing. It's simply isn't needed, it isn't 12.

justified, and we shouldn't be making it more difficult for

people to loose their homes due to delinquent taxes, not

easier.

PRESIDENT:

Senator Maragos.

SENATOR MARAGOS:

Mr. President, and members of the Senate. I would like 19.

to state that this is a bill for the people for...keep the

20. school education up. We know the big people who have a lot

...large, bigslum property, Senator Chew. Who...I'm not 22.

talking about the home, I'm talking about the people who have slum $23. \ \ \,$

properties, will not pay their taxes, because they can take that many ${\bf 24}$.

and make more interest by investing it someplace else, where 25.

you're paying twelve percent. Now, fourteen, fifteen, sixteen

percent, but if you make it eighteen percent it's going to make

it easier for them to pay their taxes and not have to pay

those high interest rates. I think it's a good bill for the

people, and it also have to fund our Local Government, and

I think this is the right approach.

31.

PRESIDENT:

Further discussion? Senator Knuppel.

- 1. SENATOR KNUPPEL:
- Well, I just don't know, this looks like the Carter
- 3. Administration to me. I never knew the Democratic party
- 4. was for high interest. I watched all of the Democrats
- 5. down through all the history. I think it's the dumbest
- 6. move that the Carter Administration has put on so far, to
- 7. go over to the Federal Reserve Bank, and raise interest.
- 8. Your taxes are going up everyday, the amount of penalty
- 9. is at one percent increase anyway. I don't think I'm going
- 10. to vote on the thing. I'm going to vote Present, because
- 11. if Senator Rhoads is correct, it doesn't affect downstate
- 12. Illinois, but the people that pay the interest are the
- 13. Democrats, the people that collect it are the Republicans.
- 14. PRESIDENT:

- 15. Senator Washington. Senator Collins.
- 16. SENATOR COLLINS:
- Yes, I rise in opposition to this bill. Not, because
 - 18. I don't believe that everybody should pay their taxes if
 - 19. they owe their taxes. This bill is limited to the City
 - of Chicago, where there's all kinds of confusions about
 - 21. taxes at this point in time, whether or not the people really
 - owe the tax bills that they have. Many of the people live
 - on fixed income there, and they're really not...it's very
 - difficult for them to pay the taxes, and Senator Maragos,
 - had a bill eariler today, trying to make sure that the people
 - get adequate information in reference to their taxes prior
 - 27. to the time for the second installment, so that they could
 - be better prepared to pay the taxes, and we're talking about
 - legitimate taxes right now, but in view of the situation in
 - Chicago, we can't even say that the person really owes the
 - so called taxes that they're being billed for, so then why
 - should you increase the penalties. So, I ask for the defeat
 - of this bill.

ı. PRESIDENT: Further discussion? Senator Newhouse. 2. SENATOR NEWHOUSE: 3. Thank you, Mr. President, and Senators. We tried 4. to get this, the sponsor of this hill to Table the bill 5. it's that bad. The problem is... I'm not sure you understood what it does. The people who loose their homes on 7. tax foreclosures are by and large, in many cases elderly 8. people who have paid for the property, complete, paid for 9. it in full, who somehow don't quite understand the intricacies 10. of the tax system or they don't have the money, and they 11. wind up loosing their property. Now, this is the kind 12. of person we want to go after, I think you ought to vote 13. for this bill. Now, the problem with paying...paying the 14. excess penalty is, that people don't pay the penalty 15. because they couldn't pay the tax bill in the first instance. 16. So, I don't know where we're going to to get...what kind of 17. monies we're talking about getting for the educational 18. fund. Let me ask you this Senator, do you have a fiscal 19. note on this, to tell us...to give us some idea how much 20. money is going to go into the educational fund as a result 21. of this bill? 22. PRESIDENT: 23. Senator Egan. 24. SENATOR EGAN: 25. Well, all right, in closing? 26. PRESIDENT: 27. No, he asked a...question, was directed. Senator Egan. 28. SENATOR EGAN: 29. All right, I don't have the figures, Senator, but the 30. school...the school board...the school district in Chicago 31. would receive the...the largest share.

32.

33.

PRESIDENT:

Senator Berman.

SENATOR BERMAN:

l.

- 2. Thank you, Mr. President. It's with great reluctance
- that I stand to comment on this bill, after hearing Senator
- 4. Egan, and Senator Savickas be for it. I think we do an
- 5. awful lot, and we try to do an awful lot for our Local Governments
- 6. including our school districts and cities and counties. I know
- 7. that...I had this bill two years ago, and I didn't move it.
- 8. The...the problem is...and we saw it two years ago, that when
- there's a dramatic increase in taxes, because of reassessments,
- a lot of people that don't have money get caught in a squeeze.
- 11. We're charing them a...a percent month, twelve percent a year
- 12. to give them a little time to come up with the money. I think
- that's reasonable. I think now if you're going to be adding an
- eighteen percent a month, you're going to be causing a real
- hardship, and with uncertainty with tax increases, with the
- inflationary trend, I'm not sure this is the way to help Local
- Government raise money. I think we can do it other ways, and
- wont' hurt the little guy as much, and I'm going to vote No.
- PRESIDENT:
- Any further discussion? Senator Weaver.
- SENATOR WEAVER:
- Just a question, Mr. President. Does each...levying
- district or...share in the fines imposed? Senator Chew says 23.
- yes...
- PRESIDENT: 25.
- Senator Egan.
- SENATOR EGAN:
- Yes, it is spread...among the districts.
- PRESIDENT:
- Any further discussion? Senator Egan may close.
- SENATOR EGAN:
- Thank you, Mr. President. I would like to point out . 32.
- that when the...when the concept of a penalty was first conceived 33.

 and a penalty of one percent per month was put on the books, the

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ı.
      credit was extended at that time at six percent. It's now
2.
      more like twelve percent, and all this bill does is consistently
      advance the penalty to that which the inflationary spiral
3.
      in lending money has reached because the school districts are
4.
5.
      penalized by the amount of money that is not collected. Every-
      time a taxpayer does not pay his real estate tax that money
6.
      come out of the school budget. Now, this is totally consistent
7.
      with the original idea of penalizing people who do not pay
8.
      their real estate tax, and it is...is it conceptually that
9.
      and nothing more, and I ask for your favorable consideration.
10.
      PRESIDENT:
11.
           Question is, shall House Bill 1358 pass. Those in favor
12.
      will vote Aye. Those opposed will vote Nay.
                                                     The voting is open.
13.
      Have all voted who wish? Have all voted who wish? Take the
14.
      record. On that question, the Ayes are 9, the Nays are 41.
15.
      1 Voting Present. House Bill 1358, having failed to receive
16.
      the constitutional majority is declared lost. 1372, Senator
17.
      Bruce. On the Order of House Bills 3rd reading, is House
18.
      Bill 1372. Read the bill, Mr. Secretary.
19.
      ACTING SECRETARY: (MR. FERNANDES)
20.
           House Bill 1372.
21.
                ( Secretary reads title of bill )
22.
      3rd reading of the bill.
23.
      PRESIDENT:
24.
           Senator Bruce.
25.
      SENATOR BRUCE:
26.
           Thank you, Mr. President, and members of the Senate.
27.
     This is a bill, which prohibits the Director of the Department
28.
      of Insurance from administering examinations for broker, or agents
29.
      that has an adverse impact, because of discrimination upon race,
30.
      sex, relgion, or color, and such examination must be job related,
31.
      in entry level. If it is not found to be job related at entry
32.
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level, then the examination is void, but anyone who passes the

examination is issued a temporary certificate under Section 496,

- 1. something or other, which I have amended into the bill, and
- 2. make it very clear that the certificate, the temporary
- 3. certificate is only until such time as there is a new
- 4. examination. I would ask for favorable consideration. It
- 5. is a simple proposal, over which there is much controversy
- 6. I am told, but I cannot believe that there is anyone that
- 7. can say that the Department of Insurance ought to be able
- 8. to issue discriminatory...license test. All it says is
- 9. that you cannot administer a discriminatory examination.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there discussion? Senator Rupp.
- SENATOR RUPP:
- Thank you, Mr. President. The test is not a discriminatory
- type thing, what they're talking about is going to an
- entry level test. Now, what in effect they're saying, is
- that they want a test so that you don't have to know any
- insurance to be an insurance agent, and...let's add on some-
- thing to this bill, like say the wording so that you take 18.
- an entry level test, and then you can practice law. Let's 19.
- take a level...entry level test for the dentist, and I'll 20.
- be glad to see all of you in my office, I have a new drill, and 21.
- I would like to practice a little bit, but what they're saying 22.
- is that...I can understand an entry level test which would 23.
- qualify you to go into training, and then be able to practice 24.
- law, and then be able to sell insurance, and then be able to 25.
- practice dentistry, but this is indicating that there should 26.
- be a direct entry right into the business, they take the test, they 27.
- can then go out to sell insurance. This bill is opposed 28.
- by the Independent Insurance Agents of Illinois, the 29.
- Chicago Board of Underwriters, the Illinois Association of 30.
- Professional Insurance Agents, the Illinois Life Underwriters. ${\bf 31.}$
- The standards that are imposed by this bill are contrary to $\ensuremath{\mathbf{32.}}$
- those presently set by the Federal Government, in the Uniform
- Guidelines for measuring whether employment tests are discriminatory.

- 1. The Department feels that the guidelines under this bill
- 2. are such...
- 3. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator...
- 5. SENATOR RUPP:
- 6. ...that any reputable test service could not administer
- 7. the test. I thank you, and ask a No vote.
- 8. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator De Angelis.
- 10. SENATOR DE ANGELIS:
- 11. Thank you, Mr. President. I stand firmly implanted in
- 12. mid-air on this particular bill, although after Senator Bruce's
- 13. explanation I'm almost inclined to vote against it, because
- 14. it was quite oversimplified. The fact of the matter is that
- 15. the bill was in good form when it came out of committee, it
- 16. was amended by Senator Bruce, the amendment proved to be defective,
- however, in all honesty, Representative Jones did amend the
- 18. amendment to make it more correct, however, subsequently to
- 19. that time, there is a real basic problem with this, and that's
- 20. why I'm firmly implanted in mid-air, and the problem basically
- 21. lies that this is a well intentioned bill, that will, in fact,
- 22. serve a need that currently exists, except the dilemma is, that
- the Department of Insurance, under the current bill feels that
- 24. it cannot administer a test under those provisions. I leave
- 25. it up to all of you to decide where right is.
- 26. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 27. Senator Washington.
- 28. SENATOR WASHINGTON:
- 29. Well, let me deal with the question of right. No one in his
- 30. right mind, and no one who supports this bill is saying that
- anyone should be in the insurance industry in the State of Illinois
- who hasn't mastered the discipline period. I want to make
- that clear. No one is asking for anything, the question is,
 - are these test...testing the qualification which are needed to get

- 1. into the field. That's the sixty-four dollar question. Why
- 2. do you place so much confidence in these tests? Do you
- 3. know how they arrived at that? Do you have any impute on
- 4. how they're put together? Do you know anything about the
- 5. ETS testing service? Have you bothered to examine it?
- 6. Do you understand what Cultural Buyers means? Do you really
- 7. know what the Supreme Court meant when it said, that testing
- 8. is all right as long as you test for the job which one is
- 9. applying for, that's the issue. No one is asking for unqualified
- 10. people to go into any competent field, but don't assume
- 11. because somebody stamps professional testing ETS, SAT, that
- 12. they necessarily know what they're talking about. That's a
- 13. lot of hogwash.
- 14. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 15. Senator your time has expired. Senator De Angelis
- 16. for the second time.
- 17. SENATOR DE ANGELIS:
- 18. Mr. President, with all due respect to Senator Washington's
- 19. comments, which I think are well directed, in terms of
- 20. an outside testing service, the fact of the matter still
- 21. remains, Senator Washington, that if someone admits they
- 22. are not able to come up with a test based on the statutory
- language that exists, you either have to respect that person's
- 24. opinion or call them a damn liar.
- 25. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 26. Senator Bruce may close. Senator...Senator Rock. Your
- 27. light isn't lit, Charlie.
- 28. SENATOR ROCK:
- 29. Yes, thank you, Mr...
- 30. PRESIDING OFFICER: (SENATOR DONNEWALD)
- You've got that little button, you're been here for
- 32. years. Senator Rock.
- SENATOR ROCK:

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

- l. Senate. I rise in support of House Bill 1372, as amended.
- 2. I think at the very least, if in fact, at this late hour
- 3. the Department has said for some reason, no further tests
- are availabe, I think Senator De Angelis's concer is 4.
- well taken, but at the very least, we can ship it back to 5.
- the House, and let them non-concur if they must and put 6.
- it into a Conference Committee. The idea, frankly, is 7.
- a very good one, one that ought to be persued, and persued 8.
- now. I urge an Aye vote. 9.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 10.
- Senator Chew. 11.
- SENATOR CHEW: 12.

- Thank you, Mr. President, you're a very nice man. He's 13.
- my friend. Senator Rupp, for your information, Sir, I hold 14.
- a degree in Loma, if you know what that is. That's Life 15.
- Ofter...Management, and I also hold a certificate for mail 16.
- UTC, my basic field is insurance, and I daresay there's 17.
- anything about it that I don't know. Now, for...for the
- information of us, when you apply as a temporary agent, the 19.
- company is responsible for training you, subsequently to that, 20.
- you are given a test that's administered by the Department
- of Insurance, it's been in question of a long, long, long, 22.
- time. I question it also, all this; bill does is correct the 23.
- evil that's existing, and I am an insuranceman. 24.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 25.
- Senator Newhouse. Is there further discussion? Senator 26.
- Bruce may close. 27.
- SENATOR BRUCE: 28.
- Thank you, Mr. President. I... I am still intrigued by 29.
- this bill that just says that the Department cannot give an 30.
- examination that is discriminatory, it must be job related 31.
- and entry level. Now, ETS doesn't wan to do that, and I don't know 32.
- why we have to bend to ETS's examination policies. We have 33. discovered that this exam discriminates culturally against many

- l. individuals, and that exam if it cannot be corrected ought
- 2. not to be given. There are several testing companies in
- 3. the United States that can test insurance agents, they have
- 4. written me, they have letters from...where it's issued in
- other State, I see no reason why we ought not to pass a law 5.
- to the Department saying don't give discriminatory examinations. 6.
- That's all this bill says, and I ask for your favorable con-7.
- sideration. 8.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 9.
- The question is, shall House Bill 1372 pass. Those in 10.
- favor vote Aye. Those opposed No. The voting is open. Have 11.
- all those voted who wish? Have all those voted who wish? 12.
- Have all those voted who wish? Take the record. On that 13.
- question, the Ayes are 30, the Nays are 18. 1 Voting Present. 14.
- House Bill 1372, having received the constitutional majority 15.
- is declared passed. Senator Rupp is recognized. There is 16.
- a request for a verification. Will the members please be 17.
- in their seats. The Secretary will call the affirmative
- vote. Do we have leave for still photographs? Leave 19.
- is granted. 20.

28.

- SECRETARY: 21.
- The following voted in the affirmative, Berman, Bruce, 22.
- Buzbee, Carroll, Chew, Collins, D'Arco, Demuzio, Donnewald, 23.
- Egan, Geo-Karis, Gitz, Hall, Johns, Jeremiah Joyce, Knuppel, 24.
- Maragos, Martin, Merlo, Netsch, Newhouse, Nimrod, Regner, 25.
- Sangmeister, Savickas, Vadalabene, Washington, Weaver, Wooten, 26.
- Mr. President. 27.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Rupp. 29.
- SENATOR RUPP:
- Senator Daley. 31.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 32. Senator Daley on the Floor?
- 33.



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SECRETARY:
 l.
            Daley's not on the roll call.
 2.
      PRESIDING OFFICER: (SENATOR DONNEWALD)
 3.
            Senator Daley is not on the roll.
 4.
       SENATOR RUPP:
 5.
            Senator Nedza.
 6.
      PRESIDING OFFICER: (SENATOR DONNEWALD)
 7.
            Senator Nedza on the Floor?
 8.
      SECRETARY:
 9.
            Nedza's not on the roll.
10.
      PRESIDING OFFICER: (SENATOR DONNEWALD)
11.
            Senator Nedza is not on the roll.
12.
      SENATOR RUPP:
13.
           Senator Lemke.
14.
      PRESIDING OFFICER: (SENATOR DONNEWALD)
15.
            Senator Lemke on the Floor?
16.
      SECRETARY:
17.
            Senator Lemke...
18.
      PRESIDING OFFICER: (SENATOR DONNEWALD)
19.
           None of these are on the roll.
20.
      SENATOR RUPP:
21.
            Senator Demuzio.
22.
      PRESIDING OFFICER: (SENATOR DONNEWALD)
23.
            Senator Demuzio is on the Floor.
24.
      SENATOR RUPP:
25.
            Senator Nimrod.
26.
      PRESIDING OFFICER: (SENATOR DONNEWALD)
27.
            Senator Nimrod? Is Senator Nimrod on the Floor? Remove
28.
      him from the roll. The Ayes are 29, the Nays are 18.
29.
      Voting Present. . House Bill 1372, not having received the
30.
      constitutional majority is declared lost. Senator Bruce moves
31.
       for postponed consideration. Consideration will be postponed.
32.
       House Bill 1382, Senator Vadalabene. Read the bill, Mr. Secretary.
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ı. SECRETARY: 2. House Bill 1382. 3. (Secretary reads title of bill) 4. 3rd reading of the bill. PRESIDING OFFICER: (SENATOR DONNEWALD) 5. 6. Senator Vadalabene. SENATOR VADALABENE: 7. Yes, thank you, Mr. President, and members of the Senate. 8. House Bill 1382 basically clarifies portions of the mine sub-9. sidence insurance program, which became law last year. Essentially 10. it provides for the orderly transfer of mine subsidence in-11. surance premiums into the Mine Subsidence Insurance Fund. It 12. further provides for the transfer of stored up funding by the 13. State and emphasizes that this money is a loan to be repaid 14. one-third each year, for three years, beginning in 1984, and 15. I would appreciate a favorable vote. 16. PRESIDING OFFICER: (SENATOR DONNEWALD) 17. Is there any discussion? Question is, shall House Bill 18. 1382 pass. Those in favor vote Aye. Those opposed Nay. 19. The voting is open. Have all those voted who wish? Have 20. all those voted who wish? Take the record. On that question, 21. the Ayes are 34, the Nays are 10. House Bill 1382, having 22. received the constitutional majority is declared passed. House 23. Bill 1400, Senator Graham. Read the bill, Mr! Secretary. 24. SECRETARY: 25. House Bill 1400. 26. (Secretary reads title of bill) 27. 3rd reading of the bill. 28. PRESIDING OFFICER: (SENATOR DONNEWALD) 29. This bill was amended I believe earlier today? Just a minute. 30. Senator Savickas, for what purpose do you arise? Senator Savickas 31. requests that it be taken out of the record momentarily. We'll 32. come back to that order of business, with leave of the Body. 33.

No...well...Senator, if you wish to call, you may. Read the bill,

- 1. Mr. Secretary. I'm sorry, proceed. Senator Graham.
- 2. SENATOR GRAHAM:
- 3. Mr. President, I want to explain the background of
- 4. thisbill. March 29th, it was introduced in the House
- 5. of Representatives. May the 25th, they stalled the bill
- 6. and kept it there, we got in on June 26th or 25th, we have
- 7. a five hundred and forty-one page bill that our staff has
- not had an opportunity to look at, and we didn't get it in
- 9. committee. There's many pressures been put upon me on this
- 10. bill, and some of them are here now. I am not going to, after
- 11. twenty-one years in this Senate, ask my colleagues to vote
- for a bill five hundred and forty-one pages long that hasn't
- 13. been to committee and our staff has undoubtedly not had time
- 14. to analyze, I'd like to leave it on the Calednar, we can
- 15. act on it in October, and that's the desire of the sponsor.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 17. Is there leave? Leave is granted. House Bill 1408, Senator
- 18. McMillan. Senator McMillan. McLendon, I'm sorry.
- 19. SEANTOR MCLENDON:
- Yes, Mr. President, I erroneously pushed the wrong button,
- the No button on 13...House Bill 1372, and I intended to push
- the Yes vote, and I voted for the bill, in the committee, and
- intended to vote for it on the Floor of the Senate.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- The record will so show it...it will not change the
- ultimate outcome. House Bill 1408, Senator McMillan. House
- Bill 1434, Senator Daley. Just a moment. Senator Geo-Karis
- for what purpose do you rise?
- SENATOR GEO-KARIS:
- Unfortunately, Mr. President, I was settling my bill
- for a pizza and I meant to vote for 1211, and it's...you went
- so fast and I was so slow. I would like the record to show
- that if I voted I would have voted affirmatively on 1211. $\bf 33.$

1. PRESIDING OFFICER: (SENATOR DONNEWALD) 2. It will be forever recorded electronically. 3. SENATOR GEO-KARIS: 4. Thank you, Sir. 5. PRESIDING OFFICER: (SENATOR DONNEWALD) 6. House Bill 1463, Senator Berman. Read the bill, Mr. 7. Secretary. 8. SECRETARY: House Bill 1463. 9. (Secretary reads title of bill) 10. 3rd reading of the bill. 11. PRESIDING OFFICER: (SENATOR DONNEWALD) 12. Senator Berman. 13. SENATOR BERMAN: 14. Thank you, Mr. President. 1463, is a product of a 15. sub-committee of the Special Education Task Force of the 16. School Problems Commission. The bill does two things, it 17. removes the specific special education categories that are 18. presently in our School Code, and replaces them with the 19. general definition with a cross reference to the categories 20. in the State Board of Education rules and regulations. Secondly 21. it stipulates that the present categories in the rules and 22. regs cannot be changed during the next three years, and 23. during those three years a detailed study will be made.. 24. regarding the use of these categories. The purpose of this 25. is to try to stop pegging children into categorical situations 26. of...of handicap. It is a well thought out, much studied process, 27. the bill allows for further study before any actual change is 28. made. I solicit your vote, and ask for a...be glad to respond 29. to any questions. 30. PRESIDING OFFICER: (SENATOR DONNEWALD) 31. Senator Davidson. 32.

Mr. President, and members of the Senate. I rise in

SENATOR DAVIDSON:

- 1. support of this bill. This bill took a lot of time in
- 2. the hearings, not only in the school problems full committee,
- 3. but the special committee. I know some of you had conversations
- 4. about it. We got a two year delay for review. I urge you
- 5. all to vote Aye.
- 6. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Rhoads.
- 8. SENATOR RHOADS:
- g. Just quickly, Senator Berman, is there anything in the
- bill, which relates to the impact of Public Law 94142 on
- 11. the Local School Districts? Any definitional changes that
- would concern us there?
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Berman.
- SENATOR BERMAN:
- No, what we've done is keep the same definitions, but
- they're in the regs, as we now have in the Statute. We're
- taking them out of the Statute, keeping them in the regs, the
- regs have to remain enforced for three years, so the schools
- are not affected at all by the bill.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Geo-Karis.
- SENATOR GEO-KARIS:
- Sir, yield please. My districts have told me not to
 - support this bill. Have you amended it to comply with what 25.
 - their problems were from Lake County?
 - PRESIDING OFFICER: (SENATOR DONNEWALD) 27.
 - Senator Berman.
 - SENATOR BERMAN:

- No, honestly there is a difference of opinion among 30.
- a number of the professionals as to whether the categories should
- remain, or be changed. I think the bill strikes a compromise
- but there is still opposition by some people in the profession.

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PRESIDING OFFICER: (SENATOR DONNEWALD)
 1.
            Senator Bloom.
 2.
       SENATOR BLOOM:
 3.
            As I understand it. will the sponsor yield? As I under-
 4.
       stand it, that all statutory definitions are out, is that
 5.
       correct?
 6.
       PRESIDING OFFICER: (SENATOR DONNEWALD)
 7.
            Senator Berman.
 8.
      SENATOR BERMAN:
 9.
            Definitions of handicapped children, yes.
10.
      PRESIDING OFFICER: (SENATOR DONNEWALD)
11.
            Senator Bloom.
12.
      SENATOR BLOOM:
13.
            Right, and it'd go faster if you'd leave it on, and
14.
      IOE can by rule and reg now then make their own categories
15.
      and definitions, is that correct?
16.
      PRESIDING OFFICER: (SENATOR DONNEWALD)
17.
           Senator Berman.
18.
      SENATOR BERMAN:
19.
            Not for the next three years.
20.
      SENATOR BLOOM:
21.
            So...all right, will this...okay, this is not absolutely
22.
      necessary for compliance with 94-142, is that correct?
23.
      SENATOR BERMAN:
24.
           No.
25.
      SENATOR BLOOM:
26.
            Okay, and so there would just be a generic definition of
27.
      handicapped, is that the...and they...that I see you nodding yes.
28.
      SENATOR BERMAN:
29.
           Yes, that's what...that's what we're working towards.
30.
      SENATOR BLOOM:
31.
           And so, the Illinois Office of Education, then would be
32.
      doing groupingsand categories, no?
33.
      SENATOR BERMAN:
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No. Keep in mind that 94-142...

- 1. SENATOR BLOOM:
- Mandates, individualize...
- 3. SENATOR BERMAN:
- 4. Individual plans, that's what we want to address instead.
- 5. of categories.
- 6. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 7. You time is up Senator. Senator Berman may close.
- 8. SENATOR BERMAN:
- g. I ask for a favorable vote.
- 10. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 11. Question is, shall House Bill 1463 pass. Those in favor
- 12. vote Aye. Those opposed Nay. The voting is open. Have all
- those voted who wish? Have all those voted who wish? Take
- 14. the record. On that question, the Ayes are 46, the Nays are
- 15. House Bill 1463, having received the constitutional
- majority is declared passed. House Bill 1477, Senator Knuppel.
- Read the bill, Mr. Secretary.
- SECRETARY:
- 19. House Bill 1477.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 23. Senator Knuppel.
- SENATOR KNUPPEL:
- House Bill 1477, amends the Insurance Code to provide
- that on rejection of an application for insurance, that
- 27. it be accompanied by a statement of the reason for the re-
- jection. The Statutes presently require such cancelations
- and non-renewal notices to have that information. bill
- extends the same reasoning to rejection notification.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there discussion? Question is, shall House Bill 1477
- pass. Those in favor vote Aye. Those opposed Nay. The voting is open. Have all those voted who wish? Have all those voted

- 1. who wish? Take the record. On that question, the Ayes
- 2. are 46, the Mays are 4. 1 Voting Present. House Bill 1477,
- 3. having received the constitutional majority is declared
- 4. passed. House Bill 1499, Senator Geo-Karis...no, Senator
- 5. McLendon. Read the bill, Mr. Secretary. Senator McLendon.
- 6. SENATOR MCLENDON:
- 7. Yes, Mr. President. Would you please bring that bill
- back with the leave of the Senate?
- 9. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Do we have leave?
- 11. SENATOR MCLENDON:
- To 2nd reading for purpose of amendment.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Do we have leave, to bring House Bill 1499 back to
- the Order of 2nd reading, for the purpose of amendment?
- 16. Leave is granted. Do we also have leave to reconsider
- the bill that's on this evening? Leave is granted. Senator
- 18. Rhoads for what purpose do you rise?
- 19. SENATOR RHOADS:
- 20. All right, I was just going to point out Rule 15, but
- go ahead.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- I'think we've covered that. All right, Senator McLendon,
- the bill is now on the Order of 2nd reading.
- SECRETARY:
- Amendment No. 1 offered by Senators Grotberg and McLendon.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Grotberg.
- SENATOR GROTBERG:
- Is: this...Mr. President, and members, very quickly this
- is the amendment to that exemption of the conflict of interest ${\tt 31.}$
- bill for municipal officers. We've restricted it strictly to 32.
- elected officials and those that are appointed to replace... to fill a vancancy. The municipal league is now satisfied



2.

adoption. 3. PRESIDING OFFICER: (SENATOR DONNEWALD) 4. Is there discussion? Question is, shall Amendment No. 5. 1 to House Bill 1499 be adopted. Those in favor indicate 6. by saying Aye. Those opposed. The Ayes have it. Senator 7. Walsh for what purpose do you arise? 8. SENATOR WALSH: 9. Well, I was just going to say, maybe we ought to allow 10. maybe ten minutes of time to elapse so that we can read the 11. amendment, and see if it answers the objections. 12. PRESIDING OFFICER: (SENATOR DONNEWALD) 13. The Chair will recognize that request. Those in favor 14. of Amendment No. 1 to House Bill 1499 indicate by saying Aye. 15. Those opposed. The Ayes have it. Amendment No. 1 is adopted. 16. Are there further amendments? 17. SECRETARY: . 18. No further amendments. 19. PRESIDING OFFICER: (SENATOR DONNAWALD) 20. 3rd reading. After ten or fifteen minutes we'll come 21. back to it, Senator. House Bill 1596, Senator Regner. Read 22. the bill, Mr. Secretary. 23. SECRETARY: 24. House Bill 1596. 25. (Secretary reads title of bill) 26. 3rd reading of the bill. 27. PRESIDING OFFICER: (SENATOR DONNEWALD) 28. Senator Regner. 29. SENATOR REGNER: 30. Mr. President, and members of the Senate. Last...since last 31. year when this legislature passed Senate Bill 736, which was the 32. sales tax exemptionon the manufacturing equipment, the Department 33. of Revenue has had very strict interpretations of what the

it's the best they can do, it's the best we have to offer.

It should take the curse off of this bill, and I move the

- 1. legislative intent was, and it's made it extremely difficult
- 2. in many cases for the manufacturers to comply with their
- 3. rules and regulations, and still get the exemption that we
- 4. intended them to have. This bill came forth from the Joint
- 5. Committee Administrative Rules, and the changes are primarily
- 6. intended to add more detail to the exemption to clarify the
- 7. actual intent of the Legislature in enacting this...this
- 8. exemption. The Department of Revenue Rules to implement
- $\boldsymbol{9.}$ this exemption seem to involve several misinterpretations from
- 10. what we did intend. It's all the bill does, is to clarify
- and simplify, ask for a favorable roll call. There were
- 12. three or four amendments put on by Senators Egan and Carroll,
- and if there's any questions on the amendments I'll defer to
- Senator Egan or Senator Carroll.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 16. Senator Netsch.
- SENATOR NETSCH:
- Thank you, Mr. President. There...there may have been
- some parts of the bill that were intended to clarify, but there
- also are many parts which actually expand and considerably
- broaden the scope of the bill, and I would like to ask the sponsor 21.
- one question, and then make a comment. What is the probable
- cost of this bill, now?
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Regner.
- SENATOR REGNER:
- No cost, because it's what it's doing is implementing the
- law as we had intended and in spite of what the Department of 28.
- Revenue has been ruling so far. So, the way I would see it, and
- 29. Revenue has been ruring to rur. Boy the way I would see It, and
- the way the Joint Committee sees it there would be no...no cost ${f 30.}$
- to it.

- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Netsch.
- 33.

SENATOR NETSCH:

- 1. Well, I think that is not the case, Senator Regner.
- 2. The...it seems to me that this is a bill that does...we
- 3. started out with sort of a good idea, although there were
- 4. some of us who had questions about it at the time, and what
- 5. we now are doing is, in effect, adding to it and adding to
- 6. it. Inevitably there is going to be some cost to the
- 7. State in this, and it seems to me that this is a bill that
- should not be enacted at this time.
- 9. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 10. Senator Savickas.
- 11. SENATOR SAVICKAS:
- 12. Yes, Mr. President, and members of the Senate. Again
- this is another bill that will reduce the income to the
- 14. State of Illinois, reduce the ability to lower the sales
- 15. tax for all of the people of Illinois, and to serve just
- 16. a specific special interest group, and that's those that
- 17. sell and use farm machinery, and I would suggest that we
- 18. all oppose this, as we did before. Oppose this, support
- 19. our tax package, reducing the sales tax on all food and
- 20. drugs.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 22. Senator Moore.
- 23. SENATOR MOORE:
- Well, thank you, Mr. President, and members of the
- Senate. We enacted this bill a year or two ago, and maybe
- not in our wisdom we allowed the Department of Revenue to
- 27. promulgate rules and regulations. Now, they went off in
- direct derogation of what this legislative Body intended,
- when we enacted this exemption bill. The Commission for
- $\ensuremath{\mbox{30.}}$ Economic Development went over and sat down and talked to
- the Department of Revenue. The Department of Business and ${\bf 31.}$
- Economic went over...the department went over and talked to
- the Department of Revenue, and tried to get them to conform

 with our wishes as we enacted them. In effect they told us

- 1. to go to hell. Now, either the Executive Branch in their
- 2. administrative rules and regulations are going to prevail,
- 3. or the will of this Body is going to prevail. In my opinion
- 4. the rule of this Body should prevail, and I think this is
- 5. an excellent bill, and I think everyone on both sides of the
- 6. aisle should support it, to fulfill the original legislative
- 7. intent of this bill, when it was originally enacted.
- 8. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Regner may close.
- 10. SENATOR REGNER:
- 11. Well, Mr. President...
- 12. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 13. Just a moment, Senator Netsch for the second time.
- 14. SENATOR NETSCH:
- 15. I think it should be pointed out that the estimated
- 16. cost of this bill, by the Illinois Economic and Fiscal
- Commission is, at least, twenty million dollars. This is
- not a merely bill, this is a bill that has substantial impact.
- 19. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 20. Senator Rhoads.
- 21. SENTOR RHOADS:
- 22. Senator Netsch, you know you're pretty free using that
- term cost all the time. Now, when are you going to learn that
- a loss of anticipated revenue is not a cost, this isn't a program
- this is a bill that conforms to the legislative intent of
- Senator Egan's bill of two years ago, and if we're going to give
- ...let the Department get away with not enforcing the legislative
- intent, then why don't we just go home.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Moore for the second time.
- SENATOR MOORE:
- And I agree. I can just echo Senator Rhoads's...this is
- 33. twenty million dollars that the State of Illinois should not have gotten under Senator Egan's bill two years ago, but only

- l. through the rules and regulations of the Department of
- 2. Revenue, do we anticipate getting it. Now, we intended
- that we would not have this revenue come into the General 3.
- Revenue Fund, and I don't think it should, and I think this 4.
- bill should be passed. To tell the Department of Revenue 5.
- what the hell we intended two years ago. 6.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 7.
- Senator Regner may close. 8.
- SENATOR REGNER: 9.
- You know, Mr. President, it's sort of amusing 10. the
- previous speakers of this bill . in opposition of this 11.
- bill are the ones that voted for it...the legislation 12.
- supported it last time, and what we're doing is implementing 13.
- their ideas, Senator Egan's original bill. I think it's 14.
- absolutely asinine to be opposing at this time and Senator 15.
- Savickas, rather than just mouthing off about what it's 16.
- going to happen, I'd suggest you'd read the bill and know 17.
- what it does. 18.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 19.
- All right, the question is, shall House Bill 1596 pass. 20.
- Those in favor vote Aye. Those opposed Nay. The voting is 21.
- open. Have all those voted who wish? Have all those voted
- who wish? Take the record. On that question, the Ayes are 23.
- 29, the Nays are none. 24 Voting Present. House Bill 1596, 24.
- not having received the constitutional majority is declared 25
- lost. House Bill 1597, Senator Netsch. Read the bill, Mr. 26.
- Secretary. 27.

- SECRETARY: 28.
- 15... 29.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 30.
- Just a moment...just a moment, Sir. Senator Netsch for 31.
- what purpose do you rise. 32.
- SENATOR NETSCH: 33.

With the permission of the House sponsor, the contents

- 1. of House Bill 1597, have now been incorporated in Senator
- 2. McMillan's Senate Bill 752, which has passed both Houses
- 3. and the House sponsor has said he does not want to clutter
- 4. up our Calendar further, so I would move to Table House Bill
- 5. 1597.
- 6. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 7. God love him, and you too. House Bill 1606, Senator
- 8. Vadalabene. Do you wish to call the bill? All right
- 9. Senator. House Bill 1597, Senator Netsch moves to Table
- 10. House Bill 1597, all those indicate...all those in favor
- 11. indicate by saying Aye. Those opposed. The Ayes have it.
- 12. House Bill 1597 is Tabled. House Bill 1606. Read the bill,
- 13. Mr. Secretary.
- 14. SECRETARY:
- 15. House Bill 1606.
- 16. (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 19. Senator Vadalabene.
- 20. SENATOR VADALABENE:
- Yes, House Bill 1606, is another one of those bills that
- 22. amends the motor fuel tax on the airplanes that has been flying
- around this Session. This is the House version of two Senate
- 24. bills that are over in the House, and two House Bills came over
- here, and I would appreciate a favorable vote.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Rupp.
- SENATOR RUPP:
- Thank you, Mr. President. House Bill 1606, is a case of
- the aviation people, saying that they should not be required to
- pay the motor fuel tax or the road taxes on the gasoline they
- use in their planes. That point has merit, if we could stop
- there, except that we see that since 1975 the...Aeronautics

 Division of the Transportation Department has had its budget

- l. paid for in the amount of approximately three million dollars
- 2. last year, and about four hundred thousand dollars for airport
- 3. planning, that all came from motor fuel taxes. The aviation
- 4. people have evidently...they don't want to put the money in
- they could get it back by putting in these request, and 5.
- verifying the fact, and certifying that it's used for aviation 6.
- purposes, but they don't even want to do that now, but they 7.
- do want to take the money, and this is a another diversion, 8.
- and the other people to whom this money is diverted, and those 9.
- who are helping are now saying they don't want to put any money 10.
- into it. I ask for a No vote on this bill. 11.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 12.
- Senator Walsh. 13.
- SENATOR WALSH: 14.
- Mr. President, and members of the Senate. I think Senator 15.
- Rupp's comments probably explained why none of us should vote 16.
- for this bill, probably not even the sponsor. This is the 17.
- third or fourth time we've considered this same subject 18.
- matter. I would suggest...probably a No vote from this side of 19.
- the aisle, and since all you folks over there are Voting Present 20.
- because you've sent your package to the Governor, I guess 21.
- somebody should vote Aye, so that would be the sponsor. I 22.
- urge a No vote. 23.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 24.
- Senator Moore. 25.
- SENATOR MOORE:

30.

- Well, thank you, Mr. President, and members of the Senate. 27.
- I don't... I don't full undersand this bill, and I know it's been 28.
- here before. I would strongly recommend that we either give 29.
- it a No vote a Present Vote on this side of the aisle.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 31.
- Senator Regner. 32.
- SENATOR REGNER: 33.

Well, you know, Mr. President, and members. It's really sort

2.	there in explaining bills, is catching over here. Does
3.	the sales tax onaviation fuel is refunded annually anyway,
4.	or semi-annually whenever you file the forms, and all this
5.	is doing is keeping about seven or eight people in the
6.	Department of Revenue employed to return the monies and
7.	check the forms out.
8.	PRESIDING OFFICER: (SENATOR DONNEWALD)
9.	Senator Netsch.
10.	SENATOR NETSCH:
11.	Thank you, I think Senator Regner's point may have
12.	answered my question. My understanding is, and we have
13.	been through this on revenue a number of times, is that
14.	fiscally in terms of State revenues, this is just a wash,
15.	although the money is just paid now, but is refunded, and
16.	this would simply say that it would not be paid in the
17.	first place, which I assume would save some administrative
18.	costs, but other than that has no impact, plus or minus in
19.	terms of State revenues. Is thatI ask the sponsor is
20.	that correct?
21.	
22.	
23.	
24.	
25.	
26.	(END OF REEL)
27.	
28.	
29.	·
30.	
31.	·
32.	

1. of amusing, because the stupidity that's going on over

33.

a favorable vote.

PRESIDING OFFICER: (SENATOR DONNEWALD) 1. 2. Senator Vadalabene. SENATOR VADALABENE: 3 Yeah, that is correct. If they...if they ask for the refund, 4. they get it all back and if they don't ask for it, it goes to the 5. General Revenue Fund. You're exactly correct, Senator Netsch. 6. PRESIDING OFFICER: (SENATOR DONNEWALD) 7. Senator Bloom. 8. SENATOR BLOOM: 9. Question of the sponsor. I'd like my mike left on. Sam. 10. PRESIDING OFFICER: (SENATOR DONNEWALD) 11. Senator Vadalabene. 12. SENATOR BLOOM: 13. 201...Senate Bill 201, addressing this subject matter has 14. already gone to the Governor, hasn't it? Is that correct? 15. SENATOR VADALABENE: 16. I don't know it's status. It's probably over in... 17. SENATOR BLOOM: 18. I just...yeah, I just got the print-out. So, perhaps, you know... 19. the flyers are taken care of and we really shouldn't waste our time 20. and let's all Vote Present. 21. PRESIDING OFFICER: (SENATOR DONNEWALD) 22. All right. Senator Vadalabene may close. 23. SENATOR VADALABENE: 24. Yes, I just want to alert the...the Senate that Senator Don Moore 25. is not really confused. He and Senator Chew have identically the same 26. bill only they amended it to include gasoline over in the House. 27. knows what this bill is. I don't want him to say that he doesn't know 28 what this is all about. Also, Senator Regner knows what this bill is. 29. He is a pilot. Now, you know...you can say whatever you want, Senator 30. Moore. You have identical bill, just like this, so don't tell the 31. people in the Senate you don't...you are confused. I would appreciate

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PRESIDING OFFICER: (SENATOR DONNEWALD)
 1.
          Question is shall House Bill 1606 pass. Those in favor vote
 2.
     Aye. Those opposed Nay. Voting is open. Have all those voted who
 3.
     wish? Have all those voted who wish? Take the record. On that
 4.
     question the Ayes are 31. The Nays are 3. 21 Voting Present.
 5.
     House Bill 1606, having received a constitutional majority, is declared
 6.
     passed. Senator Rhoads, for what purpose do you rise?
 7.
     SENATOR RHOADS:
 8.
          Request a verification of the affirmative vote.
 9.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
10.
          There is a request...there is a request for verification. Will
11.
     the members please be in their seats. Will the Secretary call the
12.
     affirmative votes.
13.
     SECRETARY:
14.
          The...the following voted in the affirmative: Berman, Bruce,
15.
     Buzbee, Carroll, Chew, Collins, D'Arco, Daley, DeAngelis, Demuzio,
16.
     Egan, Gitz, Hall, Johns, Jerome Joyce, Knuppel, Lemke, Maragos, Mc-
17.
     Lendon, Merlo, Nash, Nedza, Nega, Netsch, Newhouse, Regner, Sangmeister,
18.
     Savickas, Vadalabene, Washington, Wooten.
19.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
20.
          Senator Rhoads.
21.
     SENATOR RHOADS:
22.
          Senator Knuppel.
23.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
24.
          Senator Knuppel is on the Floor.
25.
     SENATOR RHOADS:
26.
          Senator Chew.
27.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
28.
          Senator Chew. Is Senator Chew on the Floor? Remove him from
29.
     the roll.
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31.

32.

33.

SENATOR RHOADS:

Senator Newhouse.

PRESIDING OFFICER: (SENATOR DONNEWALD)

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Senator...Senator Chew is on the Floor, I'm sorry.
 l.
     SENATOR RHOADS:
 2.
          Senator Newhouse.
 3.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
 4.
          Is Senator Newhouse on the Floor? Is Senator Newhouse on the
 5.
     Floor? Remove him from the roll.
 6.
     SENATOR RHOADS:
 7.
          Senator Bruce.
 8.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
 9.
          Is Senator Bruce on the Floor? Senator Bruce on the Floor?
10.
     Remove him from the roll. On that question the Ayes are 29. The
11.
     Nays are 3. 21 Voting Present. House Bill 1606, not having received
12.
     a constitutional... Senator Vadalabene moves to postpone consideration.
13.
     Consideration will be postponed. House Bill 1619, Senator McLendon.
14.
     Read the bill, Mr. Secretary. Senator McLendon.
15.
     SENATOR McLENDON:
16.
          Yes, Mr. President and members of the Senate. I'd like
17.
     leave to consider House Bill 1619 and 1620 together.
18.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
19.
          Do we have leave? Leave is granted. Read the bill, Mr.
20.
     Secretary.
21.
     SECRETARY:
22.
          House Bill 1619.
23.
              (Secretary reads title of bill)
24.
     3rd reading of the bill.
25.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
26.
          Senator McLendon.
27.
     SENATOR McLENDON:
28.
          Yes, Sir. Mr. President, members of the Senate, House Bills...
29.
     House Bill 1619 and 1620 are companion bills as they both address the
30.
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ness within the small business industry here in Illinois.

same issue...minority and small business enterprise. The thrust of

these two bills is to equalize the competitiveness of minority busi-

31.

32.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Just...just a moment, Senator. The noise level is ridiculous.

3. Will the members please be in their seats. Will all unauthorized

4. people clear the aisle. Take your conferences outside, please.

Proceed, Senator.

ı.

5.

6.

33.

SENATOR McLENDON:

The Small Business Act was passed by the Legislature in 1972 7. to insure that a fair proportion of total State buying contracts for 8. construction, property and services be placed with small businesses. 9. Small business, as broadly defined by the Statute, is one that 10. is independently owned and operated which is not dominant in its 11. field of operation. The present FEPC program...there are twenty-12. two thousand companies throughout the United States qualified to 13. bid for contracts under these quidelines and over thirteen thousand 14. five hundred are doing business in the State of Illinois. 15. 19...1619 amends the Small Business Purchasing Act to include minority 16. business in the title and give a comprehensive definition which is a 17. business which is independently owned and operated with at least 18. fifty percent controlled by persons of minority group that employs 19. a minimum of fifty percent of its employees from minority groups. 20. This bill also expands the Small Business Act to include minority 21. business in a set-aside procedure which is a designation for awarding 22. contract bids, buying of equipment and conditions by the State prior 23. to advertising for these in the unusual...in the usual legal manner. 24. The second bill in this package, House Bill 1620, would amend the 25. Purchasing Act with the following language: That all prospective 26. bidders for contracts or subcontracts where the estimated cost of the 27. work exceedsfifty thousand dollars shall furnish to the Department... 28. Administrative Services, a current work form analysis and a copy of 29. PC-1 form, required to be filed with the Fair Employment Practices 30. Commission. Any person who employs more than fifteen employees shall 31. in addition file a current Affirmative Action Plan with the Department... 32. Administrative Services. These two bills make it essential that the

- 1. Department of Administrative Services actively involves itself with minority
- 2. and small businesses as they are the main purchasing agent from
- 1. the State. I urge the passage of House Bill 1619 and 1620.
- 4. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 5. Senator Grotberg.
- 6. SENATOR GROTBERG:
- 7. Well, thank you, Mr. President. The sponsor, my good friend
- 8. Jim McLendon, has got a problem here with these two bill as has
- this Senate. First of all, the same bill, 1619, we did the same
- thing on Senate Bill 745. It's been over to the House. It's already
- back for...Senator Washington's bill is back here for concurrence 11.
- 12.

 1620, it is duplicative. In committee, there was...an amendment was

and does the same job so we don't need 1619 at all. In the case of

- promised to put on to delete one of the filings just to make it a
- 14.
- little more simple, but that amendment was never put on. It was 15.
- 16.

pointed out in committee that all contract bids are already reviewed

the same data required by the bill, it's an unnecessary extra paper

- by FEPC before they are accepted and since FEPC...currently collects 17.
- 18.
- burden and would probably add two or three people on the FEPC payroll. $19. \,$
- So, in due respect to the sponsor, I just must stand in objection to 20.
- these bills and let's get back to Senate...House Bill 1499, Jim. 21.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 22.
- Senator Nimrod. 23.
- SENATOR NIMROD:

24.

- Thank you, Mr. President. I think that Senator Grotberg covered
- 25.
 the problems with 16...1619, but in addition to that on 1620, and I'm
- 26.
 not sure why, but this is the problem. The reports are already
- 27.
- required to be sent to FEPC, CDB, Capital Development Board, DOT, 28.
- 29. Services. It seems kind of foolish to me to end up with this kind

Department of Transportation, and now we are adding Administrative

- 30.
- of paper work. Even the original sponsor agreed that it could be ${\bf 31.}$
- amended to one and that's the amendment that Senator Grotberg is ${\bf 32.}$
- talking about and that has not been forthcoming so under those ${\bf 33.}$

- 1. circumstances, I think both 16 and 19 we should...at least Vote
- 2. Present on them.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 4. Senator McLendon may close.
- 5. SENATOR McLENDON:
- 6. Yes, Senator Nimrod. I think you are confused as to which
- 7. bill you are talking about. We have been over these bills carefully.
- There's no duplication and I ask the support of the Senate and the $\pmb{8}\,.$
- passage of House Bill 1619 and 1620. $\mathbf{9}$.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- All right. The question is shall House Bill 1619 pass. Those
- in favor vote Aye. Those opposed Nay. The voting is open. Have ${\bf 12.}$
- all those voted who wish? Have all those voted who wish? Take the
- record. On that question the Ayes are 26. The Nays are 8. 15 Voting
- Present. House Bill 1619, having...not having received a constitutional
- 15.
 majority is declared lost. On House Bill...Senator Vadalabene, for
 16.
- what purpose do you rise?
- SENATOR VADALABENE:
- Yes, first don't frown so much...Senator Donnewald. What I'm
- 19.
 asking.

18.

20.

24.

25.

27.

- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 21.
 I'm tired.
- 22. SENATOR VADALABENE:
- Okay. You want me to relieve you?
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- No.
- 26.
- SENATOR VADALABENE:
- Okay. What I would like to suggest and run it past both sides
- of the aisle...we're going to be confronted with...from time to time
- 29. when Leadership has to leave on both sides of the aisle to go see the
- 30. Governor and that impairs your bills and my bills and everyone else's
- 31.
- bills. Is there any way we could have leave for have them recorded 32.

 to vote.
- 33.

SENATOR VADALABENE: 2. That's a 10-4. PRESIDING OFFICER: (SENATOR DONNEWALD) 3. As to House Bill 1620. The question...read the bill, Mr. Secretary. 4. SECRETARY: 5. House Bill 1620. 6. (Secretary reads title of bill) 7. 3rd reading of the bill. 8. PRESIDING OFFICER: (SENATOR DONNEWALD) 9. Question is shall House Bill 1620 pass. Those in favor vote Aye. 10. Those opposed Nay. The voting is open. Have all those voted who wish? 11. Have all those voted who wish? Take the record. On that question 12. the Ayes are 23. The Nays are 9. 15 Voting Present. House Bill 1620, 13. not having received a constitutional majority, is declared lost. 14. Senate...House Bill 1622, Senator Daley. Senator Grotberg, for 15. what purpose do you rise? 16. SENATOR GROTBERG: 17. Well, the ten or fifteen minutes having gone by, in deference 18. to my good friend, Jim McLendon, if 1499 couldn't be gone back to now. 19. I would ask for ... 20. PRESIDING OFFICER: (SENATOR DONNEWALD) 21. Senator Walsh. House Bill 1499. Read the bill, Mr. Secretary. 22. SECRETARY: 23. House Bill 1499. 24. (Secretary reads title of bill) 25. 3rd reading of the bill. 26. PRESIDING OFFICER: (SENATOR DONNEWALD) 27. Senator McLendon. We're on House Bill 1499 that was just amended. 28. SENATOR McLENDON: 29. Oh, yes. The...Mr. Grotberg has explained the amendment... 30. Senator Grotberg.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Grotberg.

31.

32.

SENATOR GROTBERG:

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11.

33.

I'll explain it once more for the members of the House and I 2. would urge everybody on our side of the aisle... House, oh, Senate. 3. Thank you, Senator Rhoads. We have changed it...the exemption for 4. conflict of interest. The bill calls for all municipal officers and 5. we are suggesting that it's all elected municipal officers or 6. municipal officer appointed to fill a vacancy in an elected office 7. which really means that the few city treasurers that are elected 8. in the State of Illinois may qualify for the conflict, but not any 9. appointed city officials and I would recommend an Aye vote. 10.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there further discussion? Question is shall House Bill... all right. Excuse me. Senator Bowers.

SENATOR BOWERS:

14. Well, thank you, Mr. President and I'm sorry, Senator Bruce 15. isn't on the Floor. Senator Wooten, I see, is on the Floor, but... 16. and Senator Philip, but those of us who worked in the Conference 17. Committee two years ago will recall that we tried very diligently 18. to meet the objections of the Municipal League. They came in with 19. this particular bill and...and tried to pass it off as a non-substan-20. tive change and as we indicated in debate the other day, it was a 21. very substantial change. Now, we're back at the last hour and, 22. frankly, I have had a chance to read the amendment, but I haven't 23. had a chance to think about it very long, but it does and I call 24. your attention to the fact that it does permit elected treasurers 25. and that just coincidentally includes the Treasurer of the City of 26. Chicago to invest monies in their own bank. I just don't think that 27. that kind of thing ought to be allowed by this General Assembly. In 28. addition to that, it permits the clerk...the clerk to self-deal insofar 29. as his own business is concerned. Now, each time they kept telling 30. us that it's for downstate municipalities. We got a problem downstate. 31. We offered them classification and permits some of these things under 32. five thosand or ten thousand population and they refused that. I

- l. know there are some problems in this area and I'd be tickled to
- 2. death to work with them on this, but I don't think this is the time to
- 3. do it and I think this particular amendment leaves a lot of holes
- 4. and, frankly, it leaves some holes big enough to drive some pretty
- 5. big trucks through. This is a very sensitive area and I would hope
- we'd turn this down and we can address this with some degree of 6.
- diligence in the future, I'm sure. 7.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 8.
- Senator Wooten. 9.
- SENATOR WOOTEN: 10.

- I simply want to echo what Senator Bowers has said, that if you 11.
- vote for this, I think you are going to find yourself party to some-12.
- thing that could turn out to be quite unpleasant for everybody. 13. is...this is not needed and it...it will lead to all kinds of problems.
- As Senator Bowers has said, the minute the Municipal League will 15.
- listen to reason in terms of classifying cities, then we can get 16.
- something done, but until theh all of this is highly suspect.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 18.
- Senator McLendon may close. 19.
- SENATOR McLENDON: 20.
- Mr. President, I have nothing to add. I think the amendment 21.
- cures any deficiency that the bill may have had and the intent of 22.
- the legislation is merely to...to clarify existing law that the 23.
- provisions of the above Acts apply to all municipal officials rather 24.
- than members of the governing Body. I ask the support of the 25.
- Senate in passage of this bill. 26.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 27.
- Question is shall House Bill 1499 pass. Those in favor vote 28.
- Aye. Those opposed Nay. Voting is open. Have all those voted 29.
- who wish? Have all those voted who wish? Take the record. On 30.
- that question the Ayes are 6. The Nays are 32. 11 Voting Present. 31.
- House Bill 1499, not having received a constitutional majority is 32.
- declared lost. Senator...Senator Daley, 1622. House Bill 1679, 33.

1. Senator Vadalabene. Read the bill, Mr. Secretary. SECRETARY:) House Bill 1679. 3. (Secretary reads title of bill) 4. 3rd reading of the bill. 5. PRESIDING OFFICER: (SENATOR DONNEWALD) 6. Senator Vadalabene. Senator Vadalabene. 7. SENATOR VADALABENE: 8. Yes, thank you, Mr. President and members of the Senate. 9. House Bill 1679 has been discussed previously. It provides that 10. residency shall have no effect on the employment status of 11. individuals other than administrative personnel. We have discussed it 12. quite...in length the...yesterday so I would appreciate a favorable 13. vote. 14. PRESIDING OFFICER: (SENATOR DONNEWALD) 15. Senator Rhoads. 16. SENATOR RHOADS: 17. Well, Senator Vadalabene has an identical bill already passed 18. both Houses of the General Assembly? 19. PRESIDING OFFICER: (SENATOR DONNEWALD) 20. Senator Vadalabene. . 21. SENATOR VADALABENE: 22. ... Not to my knowledge. I don't know. 23. PRESIDING OFFICER: (SENATOR DONNEWALD) 24. ... Senator Philip. 25. SENATOR PHILIP: 26. Question of the sponsor. 27. PRESIDING OFFICER: (SENATOR DONNEWALD) 28. Indicates he will respond. 29.

Senator Vadalabene, does this exclude the City of Chicago?

SENATOR PHILIP:

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Vadalabene.

30.

31.

32.

- 1. SENATOR VADALABENE:
- 2. Yes, this excludes the City of Chicago. They have their own
- 3. ordinance.
- 4. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 5. Senator Philip.
- 6. SENATOR PHILIP:
- 7. Well, that...that's always kind of interesting, Senator Sam.
- %. You know, it would seem to me if it...if it's good for the hundred $\boldsymbol{\theta}$
- g. and one downstate counties, it ought to be good enough for Chicago.
- I don't know why we should discriminate against the City of Chicago.
- It's a great city and they really deserve it and if it isn't good
- enough for the City of Chicago, then it isn't good enough for the 12.
- hundred and one downstate counties and I think we ought to give them 13.
- a nice, big, red vote.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
 15.
- Chair wants to take personal privilege and introduce Mayor Bob 16.
- McGaw of Rockford. Please be recognized. Is there further dis-
- cussion? Senator Berman.
- SENATOR BERMAN:
- Thank you, Mr. President. I rise in support of the bill. I $20. \,$
- think that there is a distinction as we always see in the School 21.
- Code. Chicago, for the most part, has its own section in there because 22.
- of its unique problems and unique advantages. There's very few 23.
- cities that have the size of the City of Chicago. There's no other 24.

 city in the State that has the size of it, that would not cause
- 25.
 the kind of problems if this bill applied to Chicago. Downstate
 26.
- you can travel between municipalities and between school districts 27.
- much more easily than you can if this bill applied to Chicago. I 28.
- think there is a reason for the distinction and I think that it ought 29.
- to apply outside Chicago. I urge a Aye vote. 30.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 31.
- Senator Vadalabene may close.
- SENATOR VADALABENE:

Yes, thank you, Mr. President. I wasn't going to say too much about this bill, but I think I will close. This bill verifies the

employees can choose where they wish to live. Currently school boards l. can require school employees to live in the school district and for 2. those teacher couples who are married and teach in different districts 3. divorce or separate housing is the only answer. In some school dis-4. tricts...teacher cannot afford to live in the district and the bill 5. as I stated does not affect Chicago. The Chicago School District 6. is a large geographical area that allows teachers options in price 7. range and areas of living that do not exist in the other schools 8. downstate and I would appreciate a favorable vote. 9. 10. (Following typed previouly) 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29.

30. 31. 32. Marie 1/19

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PRESIDING OFFICER: (SENATOR DONNEWALD)
 l.
          Question is, shall House Bill 1679 pass. 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? Take the record.
 4.
     On that question the Ayes are 42. The Nays are 8. 7 Voting Present.
 5.
     House Bill 1679, having received a constitutional majority, is
 6.
     declared passed. Pursuant to leave granted earlier this evening we
 7.
     are going to return to House Bill 2569...Bruce. The bill has been
 8.
     read a 3rd time. Senator Bruce.
 9.
     SENATOR BRUCE:
10.
          Yes, Mr. President and members of the Senate, I ask leave of
11.
    this Body to return House Bill 2569 to the Order of 2nd reading for
12.
     the purpose of an amendment.
13.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
14.
          Is there leave? Leave is granted. The bill is on the Order of
15.
     2nd reading. Senator Bruce. Just a moment.
16.
     SENATOR BRUCE:
17.
          Thank you, Mr. President. There's an amendment offered by
18.
     Senator Carroll and myself and I think Senator Carroll will ex-
19.
     plain one portion and I will explain the more technical portions
20.
    of the amendment.
21.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
22.
         Amendment No. 14.
23.
     SECRETARY:
24.
         Amendment No. 14 offered by Senator Carroll and Bruce.
25.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
26.
         Senator Carroll.
27.
     SENATOR CARROLL:
28.
          Thank you. First, Mr. President, I would ask leave that we
29.
     suspend the rule to allow consideration, Rule 15 to allow consideration
30.
     of this bill after the...if an amendment is adopted.
31.
     PRESIDING OFFICER: (SENATOR DONNEWALD)
32.
          Is there leave? Leave is granted.
```

SENATOR CARROLL:

l.

Thank you, Mr. President. An explanation of Amendment No. 14, 2. when we were in Committee of Revenue, I had proposed a proposition 3. to that committee and we have discussed it with many members after-4. wards. The basic thrust of this amendment incorporates that which 5. we have been discussing and that is one, lowering the Corporate 6. Property Tax rate to two eighty five from the three as the bill was 7. proposed when it came over. Second, it is advancing, from our 8. standpoint, the date in which the tax starts to run, from August 1 9. to July 1, and third, it raises the utility rate from three quarters 10. to .8. Let me just take a brief moment to explain to you what this 11. actually ends up doing. The utilities, starting with the back first, 12. would, in fact, while raising more than the Governor's proposal 13. would, in fact, be paying slightly less than they are currently 14. paying or were currently paying as a Property Tax type of replacement. 15. The effective date we felt, once we are out of Session, start off 16. with a date and then trigger in the payments on what is a normal 17. quarterly cycle. The Governor, in proposing January 1, would have 18. caused such a cash crunch on every corporation by requiring their 19. payment in what would have been the third quarter to actually pay 20. nine months liability in their first installment. This way by 21. starting at July 1 we will, in fact, have a quarter in when the 22. quarter is paid and after the second quarter start paying to the 23. distributive bodies. The dollars involved by such a change will 24. produce the amount of monies necessary, in our opinion, to actually 25. fund all of governments that will come out of the two pools that will 26. be created by this Act. It will do so...if you look at a ten year plan 27. at a reduction of some hundred and seventy-one million dollars to 28. the corporations in Illinois below that which they would have paid 29. under the bill that was presented to us. In addition, it will take 30. from year five on. At year five the corporations will have caught 31. up in what they would have paid under the Governor's original plan 32. and, of course, you're talking about change in value of dollars in 33.

- 1. that time and it gets a little confusing...would rather answer ques-
- 2. tions and talk about it at this time, but in point of fact, we are
- 3. proposing two eighty-five in lieu of three which provides enough
- 4. dollars, July 1, so that there is no back taxing and then it works
- 5. forward in a uniform and easy manner and .8 on the utilities and
- 6. I would ask for a favorable roll call.
- 7. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 8. Senator McMillan.
- 9. SENATOR McMILLAN:
- Mr. President and members of the Senate. The amendment has
- only been on our desks a very few minutes but...
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Just a moment. Senator Bruce, for what purpose do you arise?
- SENATOR BRUCE:
- Well, I would ask leave before we get into the discussion of 15.
- the amendment to have the opportunity to explain the other portion ${\bf 16.}$
- of the amendment other than the tax rate with leave of Senator Mc- 17.
- Millan, if I might explain the other portions of the amendment. If $18. \,$
- I can also have...
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there leave, Senator McMillan?
- SENATOR McMILLAN: 22.
- I would have no objection as long as we have similar courtesy ${\bf 23.}$
- in terms of questions and trying to understand what it is since we $\ensuremath{\mathbf{24}}\xspace.$
- just saw it.

- PRESIDING OFFICER: (SENATOR DONNEWALD)
- I'm sure we will. Now, will the members please be in their seats. 27.
- The noise level is tremendous. We're on an extremely important issue. 28.
- Will the members please be in their seats. Will the Sergeant-at-Arms
- 29.
- please clear the aisle of all unauthorized personnel. All right.
- Senator Bruce, you may proceed. 31.
- SENATOR BRUCE:
- 32.
- Thank you, Mr. President. I...this amendment is offered by both 33.

Senator Carroll and myself, both to reduce the rate to 2.85 and 1. to move the effective date back to July 1st, but also make some 2. other changes that ought to be discussed before we vote on the 3. bill. It does allow, at the suggestion of many members, including 4. Republicans, allowance for a deduction of the Replacement Tax paid 5. against Illinois Income Tax liability. That is in this amendment. 6. We discussed it fairly heatedly last night. It will mean that the 7. State of Illinois will collect somewhere in the neighborhood of 8. fourteen million dollars less in the regular Income Tax, but it 9. seems to be fair and just that that deduction be allowed. It makes 10. the first distribution of income January the 1st and quarterly 11. thereafter and I think that that is a reflection of the problems 12. that the Department of Revenue might have in...in the distribution 13. and DLGA and everyone seems to agree that by January the 1st two 14. things will have occurred. First of all, we will have sufficient 15. money that the distribution will be significant in terms of dollars 16. and secondly, and more importantly, we will have had time to put the 17. machinery in place. Number...the sixth change in the amendment 18. revises the definition for a final time of partnership income and 19. adopts the language word for word from the Governor's Personal 20. Property Tax Committee. If Senator Rhoads were on the Floor, it 21 actually, Senator Rhoads, puts out in fairly definitive terms, A, 22. B, C, D, E, F, G, H is then added and H is language out of our old 23. amendments and all the drafts of this bill which relate to 1348 B 1 24. and the reference therein to 911 B of the Internal Revenue Code and 25. this evening there has been added Paragraph I which also is an 26. additional deduction for partnerships. It was pointed out today that 27. partnerships that transfer between partnerships where a person 28. involved in a partnership also in a corporation that there is a 29. possible double tax liability. It just indicates that if the 30. taxpayer from whence or to whom the money is going is covered under 31. a corporate or trust return that is not a taxable transaction. 32. finally, Mr. President, we have added an additional year on the Hold

- 1. Harmless. As you know, the present Act, 2569 as drafted, says that each
- 2. school district, taxing district, the sixty-five hundred districts
- around the State of Illinois will be held harmless based on 1978
- 4. collections. This adds a third year saying that at that point we
- 5. go one hundred percent one hundred percent and the third year we
- 6. will say that they will have had to have collected sixty percent of
- 7. their 1978 collections or the State will make up the difference.
- 8. With that explanation, Mr. President, I would move the adoption...
- any discussion we might have.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there discussion? Senator McMillan.
- SENATOR McMILLAN:
- Mr. President, members of the Senate, from having just looked 13.
- at the exact text of the amendment, let me just react as...quickly 14.
- as I can. Number one, the liability in question is something that ${\bf 15.}$
- I think there's a great deal of understanding on. Last...yesterday
- we heard in this Body that the Chamber of Commerce and others much
- preferred the tax that began July 1 rather than one that began January
- 1, but in talking with businesses all over the State during the day,
- it's very clear that the businesses of this State, what they want is
- 20.
- a rate that raises only the amount of money that's necessary to $21. \ \ \,$
- 22. amendment only goes back one meager month, puts it in the position of

replace the tax and going to January 1 which this does not do...this

This bill does nothing to change the unfair and inequitable distribution

- 23.
- having to be at the...exorbitantly high rate of 2.85 that this has. 24.
- 25.
- system which gives...nearly fifty-two percent in a pool first to ${\bf 26}$.
- Cook County and only forty-eight percent to downstate. This bill ${\bf 27.}$
- still raises more money than is necessary. It distributes it unevenly 28.
- to Cook County and then within Cook County unevenly to the City as ${\bf 29.}$
- opposed to the suburbs and it places on the businesses of this State ${\tt 30.}$
- a tax rate that is far in excess of that that can be justified by
- 31. any facts and any analysis of either the size of the Corporate
- 32.
 Personal Property Tax now or any reasonably expected rate of growth.
- 33.

- l. This is not a reasonable attempt as far as I can see to reduce the
- 2. rate to anything near what is really our task at hand and that is
- \mathfrak{z} . replacing the revenues that would be lost and I can see no reason
- 4. to support this amendment.
- 5. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Knuppel.
- 7. SENATOR KNUPPEL:
- 8. Well, there is only one problem. I think there was a misunder-

I understood the save harmless as we discussed it with the Leader-

- 9. standing between Senator Bruce and myself. I thought I had made it clear and then I'm told that maybe I didn't make it clear that I
- did what a Dutchman does. I tangled up my tongue, but the way
- 11.
- ship was that it was to be over a five year period. It was to
- 13. Ship was and it was to be ever a live year period. It was to
- be two years at one hundred percent, one hundred percent, eighty, 14.
- seventy, sixty and out and I will offer an amendment after this 15.
- amendment is adopted hopefully to do just that, to give two years ${\bf 16.}$
- save harmless and then to phase it out. That's the way I understood 17.
- it. I support the amendment and will vote for the amendment and
- 18.
 then I will ask that it be changed to provide one hundred, one
- 19. hundred, eighty, seventy, sixty and out.
- 20.
 PRESIDING OFFICER: (SENATOR DONNEWALD)
- 21.
- Senator Maragos. 22.
- SENATOR MARAGOS:
- $\,$ Mr. President and members of the Senate. In supporting this 24.
- amendment, after everyone knows what my original thoughts as to
- 25.
- 26.

what the approach should be for replacement, I still will support it

- because it does reduce it from the three percent rate yet Senator ${\bf 27.}$
- McMillan and others who have opposed this amendment, I'd like to
- state to you that we have in the bill the save harmless clause for 29.
- the municipalities and the only way we can be assured that they $30. \,$
- have enough in the kitty to save these municipalities from going
- 31. broke is to have enough funds. Later on if we see that this is
- too high, we can always come down, but we can never go up and there-
- 33.

- 1. fore I support this amendment and ask for your support.
- 2. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 3. Senator Bowers.
- 4. SENATOR BOWERS:
- 5. Thank you, Mr. President. Would one of the sponsors...and I'm
- 6. not sure which one...I think Senator Bruce, yield to a very quick question?
- 7. I'm not sure I understand the deductibility provision when you say
- 8. that it's deductible and frankly, it's a little complicated to try
- 9. to figure out from the amendment.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Carroll will...indicates he will respond.
- SENATOR CARROLL:

22.

- Very simply, Senator Bowers, if a person paid their Personal
- Property Tax billed in '78 then the Replacement...and that would have 14.
- been deductible from their...Illinois Corporate Income Tax Return 15.
- that year, the year paid. All right. This new tax, in and of 16.
- its own accord, would not have been a deductible item. There was, 17.
- a lot of discussion on that because it would be a new tax and
- therefore, nowhere to deduct it. To those taxpayers, and we said 19.
- this when we were debating this a few days ago, parity says, to $20. \,$
- those taxpayers who had paid Personal Property Tax in the past and 21.
- therefore, had a deduction, we now provide for that deduction again.
- To those who paid no Property Tax before, we feel there is no \mbox{reason} 23.
- to give them a windfall or new deduction merely because they are ${\bf 24.}$
- now paying an additional Corporate Income Tax so we give them a ${\bf 25}$.
- deduction equal to what...what they would have paid in 1978 in 26.
- Personal Property Tax before it was abolished. 27.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Bowers.
- 29.
- SENATOR BOWERS:
- Then if I understand it correctly, if their income is more ${\tt 31.}$
- than their Personal Property Tax was, their Income Tax, then they'll 32.
- get a deduction only to the amount of the Personal Property Tax 33.

- 1. and if their Income Tax is less than the Personal Property Tax
- 2. then they only get the deduction to the amount of the Income Tax,
- 3. whichever is the lesser. Is that what you're telling us?
- 4. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Bowers.
- 6. SENATOR BOWERS:
- 7. Well, just very briefly on the point. It seems absolutely
- ${\bf 8.}$ ridiculous to me to...we already have a tremendous shift here in
- 9. the obligation. We're shifting it from a Property Tax base to an
- 10. Income Tax base so the guy...just because he hash't paid a Propert

Income Tax base so the quy...just because he hasn't paid a Property

- $\,$ Tax and is now going to be clouded with a great Income Tax we say
- to you sorry buddy, you can't deduct it and it just seems to me to
- be a ridiculous way to approach it. I don't know why you can't make
- the total amount deductible. That's the only fair way and that's
- the only way that we can balance it off as far as the Illinois Income 15.
- Tax itself is concerned.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there further discussion? Question is, shall Amendment 18.
- No...sorry. Senator McMillan.
- SENATOR McMILLAN:

25.

- Well, I apologize. I didn't want to ask to speak the second 21.
- time if everybody else wasn't done the first. I would add on to the 22.
- comments that I made earlier before the time ran out that on top of
- the fact that this doesn't reduce the liability and on top of the fact
- that it still raises far more money than is necessary when this
- thing is projected out beyond the first and second years, we're
- talking about a huge excessive tax burden on industry that no local
- unit of government in...even its most generous projections about its . 28.
- own growth could expect to need for replacement purposes. This ${\bf 29.}$
- amendment simply does not reduce it to a responsible level.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there further discussion? Do Senator Carroll or Bruce wish
 32.
- to close? Senator Bruce.

SENATOR BRUCE:

1.

I just think that...it ought not go without being said, Senator 2. McMillan that the proposal of the Governor, frankly, is that we go 3. back to January the 1st at something around two and a half percent 4. and for you to say that this does not reduce the liability is just 5. not correct. Under that plan of going back to January the 1st the 6 taxpayer is going to pay two hundred and six million dollars more 7 . in Income Tax liability this year than under this program. It is 8. indisputable. No one will stand on this Floor and say Calendar year 9. liability versus what this program...there is two hundred and six 10. million dollars additional tax liability under the program proposed 11. by the Governor of January 1 and 2.5. It's just indisputable. 12.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator McMillan.

SENATOR McMILLAN:

15. I may not have been in business type things very long, but I 16. don't know how anybody can think that business only looks only as 17. far in as its nose. What you're talking about is a higher tax rate 18. that they are going to have to live with forever and ever and ever and 19. if you're worried about a company that's going to make a decision 20. to locate or to not locate don't tell me they're going to look at a 21. 2.85 percent tax rate and say that's better than a 2.25 which is 22. our position or a 2.5. They are not just looking at one year. They're 23.

looking at how you're socking it to them down the line. ${\bf 24.}$

PRESIDING OFFICER: (SENATOR DONNEWALD)

All right. Just a minute. Senator Rock. 26.

SENATOR ROCK:

25.

We just went through this discussion, frankly, ten minutes ago
in the office of the Chief Executive and the fact of the matter is is
that his proposal very dearly socks it to them and I can't imagine
two days ago I met with the representatives from the business community and suggested to them...and they suggested to me, as a matter
of fact, and to Senator Bruce, the January date was totally unaccept-

- 1. able. It's an additional two hundred million dollars in the first
- 2. year and...it's unacceptable. I think we're going the right way
- 3. with this amendment and I would urge its adoption.
- 4. PRESIDING OFFICER: (SENATOR DONNEWALD)
- 5. Senator Maragos.
- 6. SENATOR MARAGOS:
- 7. Sorry to speak again for the second time, but, Senator McMillan,
- when we brought you other proposals beside the Income Tax approach, $\boldsymbol{\theta}$.
- you voted against them so you cannot have your cake and eat it too.
- Senator...I did and so does Senator Egan give you two proposals 10.
- which would not have been so tough on industry and business, but 11.
- $^{\prime}$ the...House was divided on this whole issue and now you're going to 12.
- have to pay the consequences by going this route and it's the only 13.
- fair way we can do it enough...in order to raise enough funds.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 15. Senator Bowers.
- 16. SENATOR BOWERS:
- 17.

22.

23.

25.

30.

- that Senator Nimrod offered the solution. If you're so worried

 19.
 about the first year, then he said okay, let's do it at your rate the
- 20.
- first year, but then let's reduce it from there on and you won't

 21.

 accept that so don't try to hoodwink us or the people of the State
- of Illinois.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 24. Senator Carroll. Senator McMillan asks...
- SENATOR CARROLL:
- Well, if everyone else is done...
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 28.
- Senator McMillan asks to... leave to speak one more time. Is
- there leave?
- SENATOR McMILLAN:
- I would only respond that Senator Egan's proposal involved about
- 32. eight hundred million dollars and I don't know how eight hundred million
- 33.

- 1. dollars can be less than any of these.
- 2. PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Carroll.
- 4. SENATOR CARROLL:
- 5. Just very briefly, Mr. President, the amount necessary,
- 6. according to the Governor, depends on what time you talk to the
- 7. Governor. Every day the proposal changes as how much is necessary
- 8. and therefore, how much he's going to raise. We've heard it all
- the way from the low four hundreds up to five hundred as the amount \mathbf{g} .
- truly necessary so you can't count on those figures emanating from 10.
- the second floor of Doctor Bob's shop anymore than anything else
- that comes from there. More importantly, however, is that the ${\bf 12.}$
- proposal presented to us by the Governor would cost industry in 13.
- this State for five years more money than this plan we are present- 14.
- ing and by that time because of the difference in the value of the $15. \,$
- dollar, they would not have any additional cost, we think, under 16.
- this proposal and, of course, we'll be in Session over the five
- 17.

 years to know whether we're right and wrong, but two hundred million
- the first year and then scaling down after that. I think this is
- 19.
- a good and fair proposal to replace the monies necessary. I would ${f 20}\,.$
- ask for a favorable roll call. 21.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Question is, shall Amendment No. 14 to House Bill 2569 be 23.
- adopted? Those in favor indicate by saying Aye. Question is, shall 24.
- Amendment No. 14 be adopted. Those in favor indicate by saying Aye.
- Amendment No. 14 be adopted. Those in favor indicate by saying Aye 25.
- Those opposed. The Ayes have it. Amendment No. 14 is adopted. Are 26.
- there further amendments? 27.
- SECRETARY:
- Amendment No. 15 offered by Senator Knuppel.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- 30. Senator Knuppel.
- 31.
- SENATOR KNUPPEL:
- Mr. President, this is a modest amendment and it's been brought
- 33.

- 1. about by my feeling that we have to have more of a parachute for
- 2. those units of local government than the bill presently in its
- $\ensuremath{\mathfrak{z}}_{\bullet}$ amended form provides in the save harmless area. I thought that we
- 4. had agreed and Senator Bruce says that we had not and I have talked
- to others and there's a diversity of opinion about what was said, butthis amendment provides two years save harmless to units of local
- 7. government then we would save them harmless to the extent of eighty
- 8. percent, seventy percent and sixty percent in the consecutive three
- 9. years. I think that there's a prorated provision in case we don't
- 10. collect the money which was raised by Senator Maragos. I don't think
- we have a problem. I think we surely will raise at least fifty percent
- for each of these units, but you're changing the tax and the reliance 12.
- and to give these people time to change their budgetary procedures, 13.
- etc., I think the five year phase out on the save harmless is better than the bill in its present condition and I would move the adoption
- of Amendment No.15.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator McMillan.
- 18. SENATOR McMILLAN:

23.

33.

- I would just ask Senator Knuppel where the money is going to $20\,.$
- come from and in what way you provide for payment. It's fine to $21. \ \ \,$
- talk about hold harmless, but in earlier discussions today we
- found there was a hold harmless provision, but in fact it really didn't
- apply unless the money happened to be in the Personal Property Tax ${\bf 24.}$
- Replacement Fund, but if the money is in the Personal Property Tax 25.
- Replacement Fund there is no need for a hold harmless so where would 26.
- 27.
 PRESIDING OFFICER: (SENATOR DONNEWALD)
- 28.

Senator Knuppel.

29.

the money come from?

- SENATOR KNUPPEL:
- I.. assume that from what you've said about how much money is 31. going to be raised, we'll have more than enough to guarantee each of
- 32.
 the people what they have coming back and that...that's the first

- 1. order of business and I heard you speak here yesterday that you
- 2. wanted to be sure each unit of local government got exactly what
- 3. it deserved and I feel the same way. You see, I happen to have a
- 4. school district or an area called Canton, Illinois, where they have
- 5. a lot of strip mining equipment, large machines, and if they have
- 6. to go to some other source, they don't get the Personal Property
- 7. and they've got to rely on what comes back they should have some time
- $oldsymbol{8}.$ to change their budgeting procedures. The money will be...the money
- 9. should be there. If it isn't there, then they would have to take
- 10. a prorated part of a hundred percent or eighty percent or whatever
- 11. it was.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there further discussion? Senator McMillan.
- SENATOR McMILLAN:
- Well, I don't mean to belabor the point, but if the money is
- there, I see absolutely no need for the save harmless provision.
- money come from if it isn't there. That's what you're trying to 18.
- achieve.
- PRESIDING OFFCIER: (SENATOR DONNEWALD)
- Senator Bruce.
- SENATOR BRUCE:
- Well, it is with some reluctance that I rise in opposition to ${\bf 23.}$
- this amendment. First of all, it is technically in error. It does 24.
- not strike any language...May I have some order? I guess we're... 25.
- PRESIDING OFFICER: (SENATOR DONNEWALD) 26.
- Will the members please be in their seats and take all the 27.
- conferences out in the Rotunda, please. Well, we're not going to ${\bf 28.}$
- continue...Senator Berning. 29.
- SENATOR BRUCE:
- Thank you, Mr. President and members of the Senate. I reluctantly 31.
- rise in opposition to this amendment. There evidently has been a mis-32. understanding in a Democratic caucus about the position that would be
- 33.

- 1. taken relative to this particular amendment. The amendment and bill
- 2. as drawn now with Amendment No. 14 says that every taxing district
- 3. in the State of Illinois is held harmless based on their 1978
- 4. collections, one hundred percent the first year of this Act, one
- 5. hundred percent the second year and sixty percent in the third year.
- 6. Senator Knuppel would like to extend that on a five year eighty, sixty...
- 7. one hundred, eighty, seventy, sixty and I...I just...I guess, Senator
- 8. Knuppel, the problem is that for those of us who are worried about
- 9. collections, this is an incentive to taxing districts not to collect
- noney in 1978. There is an incentive to take 1978 and just use it
- as a base rather than going out and pursuing those taxpayers who
- will pay '78 liability in '79 and '80 and '81 and '82. It is basically
- unfair to those taxing districts that are very efficient in collections.
- We have a two year hold harmless at the request of you and others, we 14.
- have added a third year at sixty percent, but beyond that there are
- many of us who feel that we have gone beyond what is reasonable in al-
- lowing districts to continue to not collect Real Estate or Personal 17.
- Property Taxes from corporations and pursue them and for that reason 18.
- and that reason only I will stand in opposition to Amendment 15.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Is there further discussion? Senator Knuppel may close.

SENATOR KNUPPEL:

20.

31.

- 22. Well, I don't understand what he's talking about collection in
- 23.
- three and four and five years from now. I thought the collections ${\bf 24.}$
- were all over with this year and so I don't understand that, but
- I do understand a...an area that's dependent on a high Personal
- 26.
 Property Tax from corporations having to re-order their priorities
- 27.
- their budgeting, cut out programs, reduce personnel unless they are ${\bf 28.}$

guaranteed what they have been getting and to guarantee it for two

- years, I think, bespeaks the very fact that there is a need to
- guarantee it. To just give it for two years, which is just about
- the time it takes to get this program into effect and then jerk it ${\bf 32.}$
- out from under them is going to let them down too hard and that's the 33.

- $_{\mbox{\scriptsize l.}}$ reason for the proposition and I think it makes sense. We've been
- 2. nine years getting to this point since the Constitutional Convention.
- 3. Five years doesn't seem very long to me. I'm sorry for the misunder-
- standing. I know that in the first instance...I'm told that in the
- 5. first instance it was...the proposition was one hundred, one hundred,
- 6. eighty, seventy and sixty. Then just as we walked out, somebody said
- something to me and I said that's right, It's a hundred, a hundred, you
- know, and out...sixty and out and somebody misunderstood what I was $\pmb{8}$.
- saying, as far as I'm concerned. As I understood it it was always to

 9.

 be five years because I didn't want these taxing districts let down
- too hard and I don't see where saying that this is going to impair
- collections...hell, there ain't going to be any collection after this 12.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
 14.
- The question is, shall House...shall Amendment No. 15 to House

 15.

 Bill 2569 be adopted. Those in favor indicate by saying Ave. Those
- 16. opposed. The Noes have it. Amendment No. 15 fails. Are there
- 17.
 further amendments?
- 18.
 SECRETARY:
- 20.
 PRESIDING OFFICER: (SENATOR DONNEWALD)

No further amendments.

year.

SECRETARY:

13.

24.

27.

28.

31.

- 21.
- 3rd reading. House Bill 1712. Senator Lemke. Read the bill, 22.
- Mr. Secretary.
- 23.
- House Bill 1712.
- 25. (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDING OFFICER: (SENATOR DONNEWALD)
- Senator Lemke. Will the Gentleman in front of Senator Lemke
- 29. clear...take their conferences...he can't see me. I can't see him.
- 30. SENATOR LEMKE:
- I can see you.

PRESIDING OFFICER: (SENATOR DONNEWALD)

33. You may proceed, Senator. We're back on the one minute rule.

SENATOR LEMKE:

- 2. What this bill does is creates the Violent Crime Study Commission
- 3. to study causes, consequences, preventions, treatment and control of
- 4. crime or violence. It's effective immediately. It's made up of
- 5. twelve members. It's to study homicide, kidnapping, sexual offense,
- 6. bodily harm or robbery. This has a two year sunset clause. Ask for
- 7. its favorable adoption.
- 8. PRESIDENT:
- 9. Is there any discussion? Senator Egan.
- 10. SENATOR EGAN:
- Yes, Mr. President and members of the Senate. I wish Senator
- $\,$ Philip would pay attention to the Violent Crimes Study Commission so 12.
- that he may have a question or two...I...I don't like opposing the
- concept, Senator Lemke, but we do have a commission that is very 14.
- industrious and professional...
- PRESIDENT:
- Will the members please be in their seats. We are attempting 17.
- and will attempt to run the entire Calendar and we have to do that, $18. \,$
- as you well know, prior to midnight and we will attempt to run as per 19.
- request, the Consideration Postponed part of the Calendar, but we'll 20.
- have to have a little order so people can hear what's being said.
- Senator Egan.

21.

22.

- SENATOR EGAN:
- Yes, we do have a commission presently that is structured by ${\bf 24}\,.$
- appointments from the Supreme Court, the Governor, the Senate and ${\bf 25}.$
- the House...very professional commission...very industrious commission.
- 26.
 It's budgeted. It's got an office. It's working and it deliberates
- 27.
 on all violent crimes and particularly violent crimes. Now, to
- 28.
- duplicate their effort, in my opinion, is indeed in error and I 29.
- would urge the defeat of this commission. $30. \ \ \,$
- PRESIDENT:
- 31. Further discussion? Senator Bowers.
- 32. SENATOR BOWERS:
- SENATOR BOWER:

- Very...briefly, Mr. President, I would like to echo the words
- 2. of Senator Egan. It seems to me we already have way too many
- 3. commissions and this is certainly one that's not needed and I
- 4. would hope on this side of the aisle we won't give it one green vote.
- 5. Thank you.
- 6. PRESIDENT:
- 7. Further discussion? Senator Philip.
- 8. SENATOR PHILIP:
- 9. Thank you, Mr. President. Will the sponsor yield for a question?
- 10. PRESIDENT:
- 11. Indicates he'll yield. Senator Philip.
- 12. SENATOR PHILIP:
- 13. Cost.
- 14. PRESIDENT:
- 15. Senator Lemke.
- 16. SENATOR LEMKE:
- 17. Cost is fifty thousand dollars.
- 18. PRESIDENT:
- 19. Senator Philip.
- 20. SENATOR PHILIP:
- Well, here we go again. This is my chance to get back in
- 22. Senator Egan's good graces and it's certainly long overdue, Senator,
- but once again, you are right. Another fifty thousand dollars down
- the drain. Another duplication of another subject with two commissions
- studying the same subject. We ought to give it a nice, big, red vote.
- PRESIDENT:

- Further discussion? Senator Lemke may close.
- SENATOR LEMKE:
- I think it's a good concept. I think it's a good bill that's 29.
- needed. Representative Jaffee did a good job in studying...on his 30.
- Rape Study Commission. I think the bill is needed to further these 31.
- efforts and I ask for an Aye vote. 32.
- (Following typed previously)

Hib Andring

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PRESIDENT:

Question is, shall House Bill 1712 pass. Those in favor will 2. vote Aye. Those opposed will vote Nay. The voting is open. Have 3. all voted who wish? Have all voted who wish? Vote Senator Donnewald 4. No, please. Have all voted who wish? Take the record. 5. question the Ayes are 17. The Nays are 35. None Voting Present. 6. House Bill 1712, having failed to receive the constitutional majority, 7. is declared lost. All right, after intervening business, if you will 8. turn to page 18 on the Calendar. On the Order of House Bills 3rd 9. reading is House Bill 2569. Read the bill, Mr. Secretary. 10. SECRETARY:

House Bill 2569.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Bruce.

SENATOR BRUCE:

17. Thank you, Mr. President and members of the Senate. We are 18. back on the Corporate Personal Property Tax Replacement Bill which 19. as it stands with all the fourteen amendments that have been pro-20. posed at a 2.85 rate on corporate income, a one and a half percent 21. Income Tax rate on partnerships, trusts and Sub-chapter S corporations, 22. a .0 invested capital tax on public utilities with a liability date 23. beginning July the 1st of this year. It will raise approximately five 24. hundred and nineteen million eight hundred thousand dollars. 25. amendment was offered in the House today. It will be approximately 26. a distribution of...of two hundred and fifty...sixty-eight million 27. to Chicago and two hundred and fifty-eight million dollars to the downstate 28. communities. There is a two year hold harmless at one hundred percent. 29. A third year hold harmless at sixty percent. Payments will be quar-30. terly. There is a requirement that any payments made be...include... 31. first go in a local taxing district to debt service, then to pensions. 32.

In fact, we've added...the one amendment we've added this evening

- has to do with the allowance of the deduction for payment of ı.
- Personal Property Taxes if, in fact, the taxpayer paid Personal Property Taxes in the year 1978. I think the bill has had a fair review in 3.
- this Body. We have worked long and hard to reduce the rates to some-4.
- thing that is acceptable to everyone and it is my conclusion that you 5.
- cannot achieve that goal. We have two problems. One of them is that 6.
- we need to raise enough money that local units of government are not 7.
- faced with a decline in their revenues and must turn to the Real Estate 8.
- taxpayers in this State to continue to operate local government. 9.
- other concern is that we do not wish to imput any additional burden 10.
- on the taxing of taxpayers of the State...of the corporations. 11. think this bill is a reasonable compromise between those goals. I
- 12. think that we will need five hundred and thirty-three million or 13. thirty-two million dollars in replacement taxes. This bill doesn't
- 14. raise that. It raises five hundred and nineteen million dollars. but 15.
- I think with the cash flow that we will have with moving the date 16. one month forward to July the 1st means we will collect an additional 17.

forty-four million dollars. With that and a distribution date of

- 18. January the 1st rather than the earlier date in the bill will mean
- 19. we will make significant distributions to counties and cities
- 20.
- throughout the State of Illinois. I think the tax as we have structured 21.
- it is fair. It tries to strike the balance between business com-
- 22. munities that will be paying a Replacement Tax, not a new tax, but
- 23. a Replacement Tax with those local units of government that have
- 24. been receiving local Personal Property Tax revenues. Thank you, 25. Mr. President.
- 26. PRESIDENT: 27.
- Further discussion? Senator Weaver. 28.
- SENATOR WEAVER: 29.
- Thank you, Mr. President. Senator Bruce, is there any provision
- 30. for a so-called hold harmless so that the taxpayer will not pay any
- 31. more under this scheme than he paid under the Personal Property Tax? 32.
- 33.

PRESIDENT:

- l. Senator Bruce.
- 2. SENATOR BRUCE:
- 3. There is a protection against that in that we allow a Personal
- 4. Property taxpayer to deduct to the extent that he has paid Personal
- Property Tax, Replacement Tax, but I'm getting to your question, 5.
- 6. Senator Weaver. There is no way that I can think that you can struc-
- 7. ture this tax given the Supreme Court opinion, to say that no taxpayer
- is going to pay more nor can you say, and structure it in such a way 8.
- that no taxpayer will pay less. There is no protection. We will have 9.
- to try to structure the tax in such a way at whatever rate, 2.5, 2.85... 10.
- there will be a shift. 11.
- 12. Senator Weaver.

PRESIDENT:

14.

21.

23.

- 13. SENATOR WEAVER:
- We've certainly taken care of the taxing districts on hold 15.
- harmless. I just wonder why we're not considering the hold harmless 16.
- provision of the taxpayer who, through the years, has supported the 17.
- units of local government through paying Personal Property Tax. Why 18.
- are we not...why do we not say that you're not going to pay any more 19.
- than you did back in 1978. 20.
- Senator Bruce.

PRESIDENT:

- 22. SENATOR BRUCE:
- Well, basically, Senator, what we're trying to do is move from 24.
- what has been told to me since I was a little boy, an unfair tax 25.
- that didn't have any relation to your ability to pay. It didn't have 26.
- any relationship to your profits or anything. You had to pay it every 27.
- year and now we are going to base that on income and when a company 28. is profitable, it will pay at a flat rate, not a graduated rate, a
- 29. flat rate Income Tax, and we have gotten rid of that highly unfair... 30.
- a question of valuation, question of different counties. We've 31. gotten away from all of that and said that everyone is going to be
- 32. treated fairly. They will be treated differently, but they certainly 33.

- will be now treated fairly.
- 1. PRESIDENT:
- 2. Senator Weaver.
- SENATOR WEAVER:
- 4. Well, Senator Bruce I think there are a great many new taxpayers
- 5. paying into this fund that are going to pay a whole lot more under
- 6. this proposal than they ever did under the Corporate Personal Property,
- 7. partnerships, whatever, and I think...I think it's very unfair.
- 8. PRESIDENT:
- 9. Further discussion? Senator McMillan.
- 10. SENATOR MCMILLAN:
- 11. Mr. President, members of the Senate. Our task is to replace
- 12. the Corporate Personal Property Tax. It's not to do anything specifi13. cally with regard to either the business community or the real estate.
- 13. cally with regard to either the business community or the real estate

 14. liability. There is absolutely no justification in any of the data
- 14. liability. There is absolutely no justification in any of the data15. or any of the testimony or any of the discussions that five hundred
- 16. and thirty-three is the amount that is to be replaced. If we are
- 17. looking at the exact dollar amount, it's far, far below that. The
- 18. tax that's proposed is one that places on the business community a
- 19. tax that is far in excess of that necessary. Whoever in the business20. community implied that a January. Or June or July or August
- 21. start-up date with a higher rate was preferable to a January 1 start-
- 22. ing date at a lower rate, I don't think accurately represents the
- 23. business of Illinois. The tax on business under this proposal in the
- 24. third year will become far in excess of the liability if there were25. a lower responsible rate and at the end of about ten years this will
- 26. raise clearly one billion dollars more than necessary to replace the
- 27. Corporate Personal Property Tax and the unfairest part of all is that
- 28. in addition to raising more money than is necessary, once it's raised
- 29. it's unfairly distributed. I think yesterday Senator Bruce said the30. thing about the Real Estate Tax is it's raised locally and spent local-
- 31. ly and the Corporate Personal Property Tax was raised locally and spent 32. locally, but this proposal will raise more money than necessary and it
- 33. will impose particularly on downstate Corporate Taxpayers a higher

- 1. tax than is necessary and it's going to ship a large part of it
- 2. to the Northeast corner of the State and I would urge a No vote.
- 3. PRESIDENT:
- 4. Further discussion? Senator Shapiro.

6.

7. (END OF REEL)

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SENATOR SHAPIRO:

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In spite of all the hard work that has been put into this bill,
3.
4.
       it may be worse than the actual Personal Property Tax that
5.
       business has to put up with now. As has been pointed out to
       you, the corporation rate is way too high, it produces too
6.
      much money. The distribution rate is unfair to downstate and
7.
       the old adage that this is better than nothing, I think in this
8.
       particular case does not hold. I think we ought to vote against
9.
      this bill. Have the sponsor put it on Postponed Consideration
10.
       and rework some of the paragraphs in the bill so that we can
11.
       come out with a fair bill that is equitable to everyone.
12.
       PRESIDENT:
13.
            Further discussion? Senator Bloom.
14.
       SENATOR BLOOM:
15.
            The sponsor yield to a question?
16.
       PRESIDENT:
17.
            Yes, he indicates he will.
18.
       SENATOR BLOOM:
19.
            Senator Bruce, presently we're operating under a tax on
20.
       tangible property in the State of Illinois, are we not? Now,
21.
       is this replacement tax...is it limited to Illinois operations
22.
      or does it cover...does it cover operations outside the State...
23.
       PRESIDENT:
24.
            Senator...
25.
       SENATOR BLOOM:
26.
            ...foreign operations?
27.
       PRESIDENT:
28.
            Senator Bruce.
29.
       SENATOR BRUCE:
30.
            Well, Senator, it...it includes operations outside of the
31.
       State in that the mandate of the legislation or the Constitution
32.
      is that we replace it on the same class of taxpayers. It did not
33.
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Well, Mr. President and Ladies and Gentlemen of the Senate.

- 1. say that we were to replace it the...with the same tax. 'In fact,
- 2. we are prohibited from making an ad valorem tax on that same
- 3. class, but yes, it will be taxing based on the three category
- 4. factor of the Illinois Income...Tax base income, some outside
- 5. source income.
- 6. SENATOR BLOOM:
- 7. But there's nothing in there that says that...that Supreme
- 8. Court opinion that says you have to go on, impose a tax on
- 9. their operations outside the country because right now this
- 10. bill exempts people who sell in other states, but if they sell
- 11. outside the country and this is an exporting State, they pay and
- 12. they pay through the nose. Now, this...this is...this is bad for
- 13. all the reasons the prior speakers said.
- 14. PRESIDENT:
- 15. Senator Wooten.
- 16. SENATOR WOOTEN:
- 17. Mr. President and colleagues, sure it's bad. We have no
- 18. choice, but to come up with some kind of bad answer. I stand
- 19. in admiration of Senator Bruce, Senator McMillan and all CPA's
- 20. and the people who understand all the intricacies of this and
- 21. many of us in this Body don't have that expertise to fall back
- 22. on. We have to explain this to folks back home and we have to
- 23. make a judgment on what to do. Think back to our earlier decision,
- 24. Ladies and Gentlemen, which was that we should amend the
- 25. Constitution to keep the Corporate Personal Property Tax in
- 26. effect because there is no just way to replace it. The business
- 27. community was divided and one part wanted to profit at the expense
- of the other. There was no unanimity there and we knew someone
- 29. was going to take it in the neck. The point is that this seems
- 30. to be a reasonable approach. We are getting money back, not
- 31. exactly from the same people...absolutely not, there's just no
- 32. way we can do it. It was an impossible task and that's why the
- framers of the Constitution postponed it hoping that we would

l. find a way out, but really knowing there is no way out. And we

and Gentlemen, let's be honest politically. Could we raise it

suspicion at the beginning was that it doesn't stand anywhere,

provision of this bill, but unfortunately, the clock is moving

- 2. talk about the rate being too high, perhaps it is, but Ladies
- 4. in a year or two if we found out it was too high? You bet we
- couldn't. Can we lower it? You bet we can and that will be easy
- to do. I don't know where justice stands on this. I suspect my 6.
- but this is, I believe, as reasonable a solution as we can come 8.
- up with now. There are good arguments for and against every 9.
- 10. on. We have to have a decision in here by midnight. I trust 11.
- the honor, the integrity and the brains of the people who have 12.
- put this together. I think we ought to support it and we're 13.
- obviously going to be tinkering with this for quite a while to 14.
- come. I think we'll have enough room to manuever and for that 15.
- reason I think we ought to pass this bill. 16.
- PRESIDENT: 17.

24.

3.

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7.

- ... Further discussion? Senator Walsh. .18.
- SENATOR WALSH: 19.
- Mr. President and members of the Senate. There isn't a...a person 20.
 - in this Chamber who doesn't recognize his responsibility to replace 21.
- the Personal Property Tax. I was told by...by a friend when the 22.
- mandate of the court fell upon us, be sure not to replace an inequity 23.
- with an inequity. We were told by the court to raise some four
- hundred and thirty million dollars. We are by this proposal according 25.
- to Senator Bruce, raising approximately five hundred and thirteen 26.

has grown since it was enacted in 1969. I hope that we are not

- million and it will grow as the...as the income from the income tax 27.
- 28. presiding at our own funeral as we tell business and industry in
- 29. the State of Illinois that their income tax is being raised by some 30.
- sixty percent. I'm just afraid when they finally get the message 31.
- from Springfield they'll be dialing their travel agents and dialing 32. their real estate brokers out of State to see where they might go 33.

- 1. to find a more friendly environment. I believe, Ladies and
- 2. Gentlemen of the Senate, we're making a grave mistake and it
- 3. was indicated, I believe also, by the amendment which was put
- 4. on today, which said you can deduct ... you can deduct the replace-
- 5. ment tax in arriving at your income tax, but only to the extent
- 6. that you paid Personal Property Tax in that amount recognizing
- 7. that there is a shift, but also telling that fellow who got
- socked with the shift that he can only deduct that income tax 8.
- 9. he's being told to pay to the extent of a lesser Personal Property
- Tax that he paid up to 1979. Ladies and Gentlemen, I... I don't 10.
- think for a minute we should extract from our citizens one dime 11.
- more than is necessary. You're telling us we must. I urge a 12.
- No vote. 13.

25.

30.

- PRESIDENT: 14.
- Further discussion? Senator Carroll. 15.
- SENATOR CARROLL: 16.
- Thank you, Mr. President and Ladies and Gentlemen of the Senate. 17.
- Just a few brief points if I may because we had discussed most of 18.
- this during the amendment or thought we had. Yes, this does cause 19.
- corporations, partnerships, et cetera in Illinois to pay a tax. 20.
- Nobody doubts that. That seems to be the opposition from the 21.
- Republican side. Because if you look at the proposal by the Governor this year, it would have socked it to them by another two 23.
- hundred and six million dollars and if that wouldn't have driven

industry out of Illinois, two hundred and six million more, I don't

so that now we use the income tax as a replacement for the Personal

- 24.
- know what would have, but obviously BED doesn't think we're doing 26.
- that. They have a beautiful ad that I happen to agree with that 27.
- shows you how great the climate is here in Illinois. How great 28.
- the tax climate will be even after this change in tax structure, 29.
- Property Tax and if you look at this, you will see not only as BED 31.
- says, our labor costs below our five state region, a State Agency 32.
- which I agree with, but at the tax rate, we will still be effectively 33.

- 1. the lowest State in the Union that charges any tax at all in charging
- 2. a tax on corporations. There are a few states that charge no tax and
- 3. that's four of them. Of those who tax we will be still within
- 4. the lowest effective tax on corporations under our proposal at
- 5. two eighty-five and two hundred and six million dollars under the
- 6. second floor, a great reason to vote for it.
- 7. PRESIDENT:

- Further discussion? Senator Knuppel. 8.
- 9. SENATOR KNUPPEL:
- Hard decisions are difficult to make. This was a hard decision 10.
- in the Constitutional Convention and we pushed the cup away from us 11.
- and we've sat here for seven years and pushed that cup away. Now, 12.
- today we have to make a decision and I don't think...it's just like 13.
- the farm program...you know, you talk to twenty farmers, you'd come 14.
- up with twenty different farm programs. I'm sure if you talked to 15.
- fifty-nine Senators you'd probably come up with fifty-nine different 16.

ways to replace this. I'm not saying that some of the suggestions

- on that side of the aisle are bad and I'm not saying that all that's 18.
- in this bill is right because Henry Ford didn't build a Ford in 19.
- 1906 that looked like a Ford in 1960. We can work at this bill. It's 20. a place to start and as Senator Wooten has said, if we find that tax
- 21. rate is too high it's going to be easier to take it off and more 22.
- worthwhile to the people than it is to try to raise it, which will 23.
- put us in a very difficult position, so I say to you...those of us 24.
- who are not perfectly satisfied with the bill, it can...we can make 25.
- changes. This has been established by coming here today with an 26.
- amendment that allows...allows the deduction for the Personal 27.
- 28. says that the save harmless can go on for a short period of time. 29.

Property Tax paid. We come here today with a...an amendment that

- I, personally, had a different idea about how to do this. My bill 30.
- didn't even get out of committee, but I had introduced it as early 31.
- as 1972. The time has come we can no longer push that cup away and 32.
- the people who are great in the history of our country are the people 33.

- l. who made those hard decisions. George Washington, Abraham Lincoln
- 2. and Harry Truman and I say to you, we on this side of the aisle
- 3. that don't think this is necessarily a perfect bill, I tell you
- 4. this is a place to begin and we extend to you our hand next year
- and the year after and the continuing years ahead to make something 5.
- 6. work here that has to work because we had a tax that was horribly
- 7. unfair in the Personal Property Tax and if we work together instead
- 8. of one condemning the other, I think we can achieve what the framers of our Constitution intended we should achieve.
- PRESIDENT: 10.

31.

- Further discussion? Senator Nimrod. 11.
- SENATOR NIMROD: 12.
- Mr. President and Ladies and Gentlemen of the Senate. We have 13.
- put this off year after year when it was down to less than eighty 14.
- million dollars, we could have done something about it. We have 15.
- still told business over these past few years and we keep ignoring 16.
- 17. ninety thousand jobs out of this State. We've driven a hundred and 18.

all the indicators of what's happening. We've driven a hundred and

- forty-seven businesses out of this State already. You've already 19.
- been told this year that there are going to be other corporations 20.
- doing all their expansion including some forty thousand jobs and 21.
- some six hundred million dollars in expansion that is not going to 22.
- be done in Illinois. I don't know what we have to do to get the 23.
- message across and I want to tell you something, it seems that 24.
- 25. thing has got to come from your side, why do you need our votes? 26.
- You've got the votes over there, you do as you want. You've driven 27.
- them out, you account for it. You're going to have the day of 28.

every idea we present over here that there's no compromise. Every-

- accountability between what you're doing in taxes and what you're 29.
- doing with ignoring us and allowing the labor union leaders to run 30. this State, you're going to bring us in total disarray and decay,
- that it's all on your shoulders and I hope you would wake up before 32.
- this vote is taken and you'll reach some compromise effectively. 33.

- 1. We have some ideas and we ought to be included in the package.
- 2. PRESIDENT:
- 3. Further discussion? Senator Geo-Karis.
- 4. SENATOR GEO-KARIS:
- 5. Just a point of order. How many votes will this take to pass?
- 6. PRESIDENT:
- It will require thirty affirmative votes. 7.
- 8. SENATOR GEO-KARIS:
- Thirty or thirty-six? 9.
- PRESIDENT: 10.

18.

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- Thirty affirmative votes. Any further discussion? Senator 11.
- McMillan for the second time. 12.
- SENATOR McMILLAN: 13.
- Mr. President and members of the Senate. I've been working 14. on this problem as lots of other people have for what now is several
- 15. months and met with the...the group that was put together by the
- Governor to come up with a solution to the tax. At that time we 17.
- looked at a lot of facts. We heard from a lot of local government
- units and not once did they indicate they needed this kind of money. 19.
- When we got down here...to Springfield and got to putting things 20.
- together we dealt with facts and we dealt with figures. The proposal that's included in 2569 from the very beginning has...has
- never been consistent with the facts. When we sat down to discussions, 23.
- even last week, sitting over in the Speaker's Office and asked 24.
- another with no solid base of support. We're thrown an amendment 26.

questions as to how they were justified. We went from one person to

- here at the last minute that's symbolic of the fact that the whole
- proposal just doesn't fit together. Take a good look at it. You 28.
- know, we got it just before we voted and now we've had a chance to 29.
- look at it and your deductibility amendment now that we've had a 30.
- chance to look at it, take a look. It provides for the deduction 31.
- for the corporation and it provides for the deduction for the trusts, 32.
- but you've left out the partnerships. Maybe you intended to do that, 33.

- l. but that's just an example of the way in which it's either
- 2. represented to do one thing and it doesn't or that it never
- 3. quite sticks to the facts of the matter. I'm going to be very
- 4. proud when this is over to say that I voted consistent with what's 5.
- necessary to replace the tax. Enough money for the local units of 6. government and no greater burden on business than necessary.
- PRESIDENT: 7.
- All right. Any further discussion? Senator Bruce may close 8.
- the debate. 9.

28.

- SENATOR BRUCE: 10.
- Thank you, Mr. President and members of the Senate. I will 11.
- be brief. You know, the...the problem is that when we had the 12.
- Constitutional Convention the business community came to that 13.
- convention and said, my God, we've got to get rid of the Personal 14. Property Tax, it is extremely unfair. We don't want to pay it.
- We've got to do anything to get rid of it and so Con-Con and the 16.
- taxpayers and the voters of this State said, by 1979 we'll get rid 17.
- of it. Then last Fall, the business community came and said, look 18.
- we've taken a second peek at this thing, we don't think we want to 19.
- abolish it, let's put it on the Constitutional Convention and we'll 20. put it back to the voters and the voters said, we've looked at it 21.
- and we still don't think that you ought to get out of it and let's 22.
- abolish it on January of 1979. Now, the Supreme Court ruled in 23.
- March and when we decided we would outfox the Supreme Court and the 24. public that we would just lay low like a fox and say, look, it will... 25.
- still...you still collect it and pay it and we won't make any 26.
- complaints. In March the Supreme Court said, hey, that's not a 27. good idea. It's off. It's gone. After this year, the '78 taxing
- year and the '79 collections, that's it and so now, we've got to do 29. in a...few short weeks, from March what we should have been doing 30.
- for the last ten years. Now, we have negotiated in good faith, 31.
- Senator McMillan and we have adopted many of the suggestions put 32. forward by the Administration. In fact, the amendment we...we

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l.
      adopted a couple of days ago was nearly drafted word for word by
2.
       the Administration to clear up many, many problems that it...the
3.
      bill had. We mentioned about the Governor's Committee.
      wasn't a local governmental official on that committee, except in an ex-
4.
      officio capacity. Each and every one of those gentlemen was a
5.
      businessman representing the business community. As to the
6.
      suggestion that we are raising too much, I would point out to you
7.
      that we are down from extensions...extensions were seven hundred
8.
      and sixty million dollars and yet we are...we are down two hundred
9.
      and forty million dollars from the legal liability of every
10.
      corporate taxpayer to pay his just assessment. Now, that's where
11.
      we are. They...they owed local governments seven hundred and
12.
      sixty million dollars and they paid them two hundred and forty
13.
      million dollars less than that. Now, we've come a long way down.
14.
      The Department of Local Government Affairs on their projections
15.
      said in April of '78 five hundred and thirty-two million eight
16.
      hundred thousand dollars in collections, eight hundred and three
17.
      million dollars in extensions. To Senator Weaver, some shift is
18.
      inevitable, even in the Governor's program, if you're going to
19.
      oppose this on the base that there's a shift in the income tax or
20.
      tax burden in this State, you'll never vote for anything. You
21.
      cannot make a tax that reflects equally on every taxpayer when you
22.
      go from one based on income to one based on the property that one
23.
      owns. Finally, let me just point out the differences that divide
24.
      us. We are talking about thirty-five hundredths of one percentage
25.
      point. The Governor has said he supports 2.5. We have...said we
26.
      support 2.85. Thirty-five hundredths of one percentage point divide
27.
      the two Bodies and divide this Body and, frankly, if you take a look
28.
      at it, forty percent of that difference is paid by the Federal
29.
      Government because they will deduct dime for dime on their
30.
      Corporate Income Tax Return...every dime of income tax paid in this
31.
      State, so the shift in burden is...is not as large as the
32.
      figures might first appear. And finally, Senator McMillan, on your
33.
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- 1. statement about not allowing the...deduction for partnership, I
- would like to clarify that. They are not included because
- 3. partnerships presently don't pay an income tax and never have. They
- 4. do not pay an income tax today and so how can they deduct from...
- 5. from that which they have never paid in the past. It just seems
- 6. to me unreasonable to say that partnerships that never paid income
- 7. tax now should get a deduction once they start paying it and so
- 8. they were excluded. I ask for a favorable vote.
- 9. PRESIDENT:
- 10. The question is, shall House Bill 2569 pass. Those in favor
- 11. will vote Aye. Those opposed will vote Nay. The voting is open.
- 12. Have all voted who wish? Have all voted who wish? Have all voted
- 13. who wish? Take the record. On that question, the Ayes are 32,
- 14. the Nays are 24, 2 Voting Present. House Bill 2569 having received
- 15. the required constitutional majority is declared passed. On the...
- 16. page 13 on the Calendar, on the Order of...on the Order of House
- 17. Bills, 3rd reading is House Bill 1726. Senator Collins. On the
- 18. Order of House Bills, 3rd reading, House Bill 1726. Read the bill,
- 19. Mr. Secretary.
- 20. SECRETARY:
- 21. House Bill 1726.
- 22. (Secretary reads title of bill)
- 23. 3rd reading of the bill.
- 24. PRESIDENT:

- Senator Collins.
- 26. SENATOR COLLINS:
- Thank you, Mr. President and members of the Senate. House
- 28. Bill 1726 is a Rape Study Commission Bill. I don't know why this
- 29. bill wasn't on the Agreed Bill List. It...under the existing law
- it requires that every hospital licensed by the...the Department
- of Public Health shall submit a plan for treatment of emergency
- 32. treatments for alledged rape victims. What this bill does is merely
- says that the hospital shall submit that plan to the Department of

- ı. Public Health and I ask for a favorable...your favorable consideration.
- 2. PRESIDENT:
- 3. Is there any discussion? If not, the question is, shall House
- Bill 1726 pass. Those in favor will vote Aye. Those opposed will 4.
- vote Nay. The voting is open. Have all voted who wish? Have all 5.
- voted who wish? Take the record. On that question, the Ayes are 6.
- 42, the Nays are 7, none Voting Present. House Bill 1726 having 7.
- received the required constitutional majority is declared passed. 8.
- 1759, Senator Newhouse. On the Order of House Bills, 3rd reading 9.
- is House Bill 1759. Read the bill, Mr. Secretary. 10.
- SECRETARY: 11.
- House Bill 1759. 12.
- (Secretary reads title of bill) 13.
- 3rd reading of the bill. 14.
- PRESIDENT: 15.

28.

- Senator Newhouse. 16.
- SENATOR NEWHOUSE: 17.
- Mr. President and Senators, House Bill 1759 provides that if 18.
- the General Assembly determines that a community college facility 19.
- was defectively designed or constructed, the costs of any necessary 20. corrective work shall be fully funded by Capitol Development Bond
- funds. The community college districts shall not be required to 22.
- provide any portion of the costs of the repairs. However, House 23.
- Bill 1759 requires the community college district to reimburse 24.
- the State if damages are...are recovered. There are two amendments 25.
- to the bill. The first one cures a technical problem. The bill 26. first read, that the State of Illinois would be the responsible
- 27. party. We changed that to the Capitol Development... Board. The
- second was...an amendment which specifies that no provision of
- 29.
- House Bill 1759 would preclude or delay litigation by a community 30. college district to recover damages for defective design or con-
- struction. This bill came out of committee ten-nothing. It's 32.
- supported by the ICCB and the ICCTA. I'd be pleased to answer any 33.

- 1. questions...if no questions, I'd appreciate a favorable roll call.
- 2. PRESIDENT:
- Any discussion? Senator Sommer. Senator Sommer.
- 4. SENATOR SOMMER:
- 5. Mr. President and members. This bill has a double negative
- 6. on the Republican secret sheet, but I'm going to rise and support
- 7. it. We have had numerous problems that came before the
- 8. appropriation subcommittee on capitol concerning badly constructed
- 9. buildings. The junior colleges have no control over these
- 10. buildings. They get them and what occurs is...is that they're
- 11. stuck with the costs. What this does will provide one hundred
- 12. percent reimbursement. I think it's proper to do so. It provides
- 13. a setoff if the college recovers. They will have to return that
- 14. money to the State. I think that that is proper. I think the
- 15. bill is sound and if there's any...any technical difficulties,
- 16. I'm certain the Governor can work it out. I'm concerned we'll
- 17. lose that entire lump if we don't have the substantive language
- 18. in...in...in the Statute books and I want to support the bill.
- 19. PRESIDENT:
- 20. Further discussion? Senator Weaver.
- 21. SENATOR WEAVER:
- 22. Well, Senator Newhouse, is this going to preclude the junior
- 23. college trustees from going back on the architect or the con-
- 24. tractor to try to get justification for...or remedial repairs?
- 25. This...this is what concerns me. We've had some problems like
- 26. this in...in my community or in millions and millions of dollars
- 27. and we've gone...gone to court and...and gotten some...or gotten
- 28. some judgments against contractors, architects, et cetera, which
- 29. have replaced the...the buildings...or put the buildings into
- 30. shape where they should have been in the first place. This...this
- 31. is my concern.
- 32. PRESIDENT:
- 33. Senator Newhouse.

- 1. SENATOR NEWHOUSE:
- 2. No, Senator. Amendment No. 2 speaks specifically to that
- 3. saying that it will not preclude nor delay any litigation. This
- 4. bill is designed so that you...not only do we want to encourage
- 5. litigation because the funds would then come back to the...to the
- 6. Capital Development Board to replace the funds that were expended.
- 7. PRESIDENT:
- 8. Further discussion? Senator Bowers.
- SENATOR BOWERS:
- 10. Would the sponsor yield to another question?
- 11. PRESIDENT:
- 12. He indicates he will yield. Senator Bowers.
- 13. SENATOR BOWERS:
- 14. What is the incentive on the district to collect the money
- 15. once we've paid for it? Are there subrogation rights so that if
- 16. the State pays for it, they can file the lawsuit? Otherwise, I
- 17. wonder why the community college will bother, once they get the
- 18. money.
- 19. PRESIDENT:
- 20. ... Senator Newhouse.
- 21. SENATOR NEWHOUSE:
- 22. Senator, the specific question of subrogation rights, I don't
- think we have it in here. However, we do stand in the subrogate
- 24. position and I...I'm not...I don't have the answer to the question.
- The subrogation rights aren't in the bill, no.
- PRESIDENT:
- Further discussion? Senator McMillan.
- SENATOR McMILLAN:
- Mr. President and members of the Senate. I...I believe this
- is a good piece of legislation, as long as we're going to require
- that building done by community colleges be...be supervised by the...
- the architect's approved and so forth by the Capitol Development
- Board. Then it is grossly unfair for errors that are made in that

- 1. construction and particularly, as a good example, instances where
- 2. a...a major beam...going across a large room doesn't even meet
- 3. the...the other side and the...the roof is holding up the beam
- 4. rather than the beam holding up the roof. That's the responsibility
- 5. of the Capitol Development Board. It was the one that's...that
- 6. approved the architect and supervised the construction. It's the
- 7. one that can hire an attorney and has legal assistance to...to
- 8. get the money back and it's grossly unfair to expect the community
- 9. college to have to bear that when it, in fact, has not had any
- 10. responsibility for the construction. I think it's a good bill.
- 11. PRESIDENT:
- 12. Further discussion? Senator Bruce.
- 13. SENATOR BRUCE:
- 14. I rise in support of this bill. It is approved by the
- 15. Community College Board and the Capital Development Board. This
- 16. is exactly what they are presently doing. They would like to have
- 17. the additional authority to insure that the collection of the
- 18. State dollars once we make the payment. If anyone is worried this
- 19. bill is really to say, if we come in as a Capital Development
- 20. Board building and correct an error, they have to pursue the
- 21. contractor and have to turn the money over. It just clarifies
- 22. actually what we are doing and have been doing for several years,
- 23. but someone got a little shaky about the fact that what happens
- 24. if they repair it and the community college doesn't want to return
- 25. it. Okay, Senator Schaffer says let's roll them. I think it's a
- 26. good bill.
- 27. PRESIDENT:
- 28. Further discussion? Senator Newhouse may close.
- 29. SENATOR NEWHOUSE:
- 30. Appreciate a favorable roll call.
- 31. PRESIDENT:
- The question is, shall House Bill 1759 pass. Those in favor
- 33. will vote Aye. Those opposed will vote Nay. The voting is open.

- l. Have all voted who wish? Have all voted who wish? Take the record.
- 2. On that question, the Ayes are 54, the Nays are 1, 1...no...no
- 3. Voting Present. House Bill 1759 having received the constitutional
- 4. majority is declared passed. 1770, Senator Maragos. On the Order
- 5. of House Bills, 3rd reading, House Bill 1770. Read the bill, Mr.
- 6. Secretary.

11.

14.

17.

21.

- SECRETARY: 7.
- (Secretary reads title of bill) 9.
- 3rd reading of the bill. 10.

House Bill 1770.

- PRESIDENT:
- Senator Maragos. 12.
- SENATOR MARAGOS: 13.
- seeks conformity for the library and other taxing districts that 15.

Mr. President and members of the Senate. House Bill 1770

- the...cities and villages and counties have at the present time
- 16. including townships and park districts. With the passage of this
- bill this exemption from property being held for expansion or 18.
- development will now be uniform for units of local government and 19.
- I ask for your support. 20.
- PRESIDENT:
- Is there any discussion? If not, the question is, shall 22.
- House Bill 1770 pass. Those in favor will vote Aye. Those 23.
- opposed will vote Nay. The voting is open. Have all voted who 24.
- wish? Have all voted who wish? Take the record. On that question, 25.
- the Ayes are 47, the Nays are 5, none Voting Present. House Bill 26.
- 1770 having received the constitutional majority is declared passed. 27.
- 1852, Senator Maragos. On the Order of House Bills, 3rd reading, 28.
- House Bill 1852. Read the bill, Mr. Secretary. 29.
 - SECRETARY: 30.
 - House Bill 1852. 31.
 - (Secretary reads title of bill) 32.
 - 3rd reading of the bill. 33.

- PRESIDENT:
- Senator Maragos.
- 3. SENATOR MARAGOS:
- 4. Mr. President and members of the Senate. House Bill 1852
- 5. implements the Library Construction Grant Program that we
- 6. approved in 1976. We ask for your support.
- 7. PRESIDENT:
- 8. Is there any discussion? Senator Martin.
- 9. SENATOR MARTIN:
- 10. Even risking the wmth of the Library Association whose
- 11. lobbyist, I'm told is on the Floor, which I didn't know was
- 12. allowed, but I guess it doesn't matter. I will tell you that
- 13. this is a mistake. It's eight million dollars...libraries
- 14. throughout the State have locally...the citizens have had to
- 15. build their own libraries. Now, suddenly we're going to come
- 16. in for capitol construction, not for books, not even for
- 17. librarians, but for capitol construction. Maybe this bill will
- 18. fly, but there's only so many ways you can start raiding the
- 19. State treasury with things that are supposed to be by local in-
- 20. itiative and libraries certainly are one of them and I should
- think this bill should be opposed.
- PRESIDENT:
- Further discussion? Senator Grotberg.
- SENATOR GROTBERG:
- Only to add to the information so that everybody can vote
- their own switch on this, but nobody has mentioned that the bill
- 27. provides for a...a grant not to exceed fifty percent of the annual
- appropriation under this Act and it may be made each year for the
- 29. construction of the new main Chicago Public Library. This provision
- was included because the facility will be a research and reference
- center, which will serve the entire State. There's more information
- on this. That doesn't make it good or bad, it makes it costly.
- PRESIDENT:

- Further discussion? Senator Berning.
- SENATOR BERNING:
- 3. Thank you, Mr. President. Just to observe that my village
- 4. has constructed a beautiful new library with no public help. If
- 5. my village can do it others can, and I, for that reason, would
- 6. have to oppose this bill.
- 7. PRESIDENT:
- 8. Further discussion? Senator Mitchler.
- g. SENATOR MITCHLER:
- 10. Mr. President and members of the Senate. I see a very fine library
- 11. right here in Springfield. I guess they built it too soon. Well,
- 12. they will get their money through the Civic Center for their
- 13. operating deficiency, but when the eight million dollars was
- 14. mentioned by Senator...Martin, it reminded me of the eight million
- 15. dollars we're probably going to spend for the fire escapes on either
- end of the Capital here, so that totals up to sixteen million.
- 17. Boy, we spend it like it's going out of style. You know what to
- 18. vote a big red No is, Philip says.
- 19. PRESIDENT:

- 20. Any further discussion? Senator Maragos may close.
- 21. SENATOR MARAGOS:
- Mr. President and members of the Senate. This is primarily
- 23. an authorization bill. When you have the appropriations, which
- was defeated earlier, therefore, you can judge in your...in your
- 24. was dereated earlier, therefore, you can judge in your...in your

 own wisdom how you're going to allot this to them and seventy-five
- percent of the monies of these local libraries that come from the
- local libraries districts and not from the State. We're just giving
- them some start-up money to get their systems into effect, so we
- 29. can control the purse strings, as you've done with the earlier bills
- and all we ask is the authority that when the time comes that we
- can support these libraries and I ask for your support.
- PRESIDENT:
- Any further discussion? If not, the question is, shall House

- l. Bill 1852 pass. Those in favor will vote Aye. Those opposed will
- 2. vote Nay. The voting is open. Have all voted who wish? Have all
- 3. voted who wish? Have all voted who wish? Take the record.
- 4. that question, the Ayes are 23, the Nays are 26, none Voting Present.
- 5. House...Senator Maragos...the sponsor requests that further
- consideration be postponed. So ordered. 1891. On the Order of
- 7. House Bills, 3rd reading, House Bill 1891. Read the bill, Mr.
- 8. Secretary.

- SECRETARY: ġ.
- House Bill 1891. 10.
- (Secretary reads title of bill) 11.
- 3rd reading of the bill. 12.
- PRESIDENT: 13.
- 14. Senator Regner.
- SENATOR REGNER: 15.
- Mr. President and members. This bill creates the Enterprise 16.
- Zone Act. 17.
- PRESIDENT: 18.
- Further discussion? Senator Savickas. 19.
- SENATOR SAVICKAS: 20.
- Well, Mr. President, first before I ask any questions or 21.
- discuss, I would like a ruling from the Chair, if this bill is 22.
- preemptive...the Home Rule powers and if...while you are debating 23.
- that I would like to ask a few questions of the sponsor. 24.
- PRESIDENT: 25.

27.

- Well, there is really no debate necessary. I... I am prepared 26.
- SENATOR SAVICKAS:
- 28.

to rule instantly.

- Fine. Could I have your ruling, Mr. Chairman? 29.
- PRESIDENT: 30.
- Yes. On page 2, line 2, this bill speaks to the establishment 31.
- of zone guidelines, which is an exclusive function in the judgment 32.
- of the Chair, of a Home Rule unit, Section 9 of the bill further 33.

- ı. specifically states that the regulations promulgated pursuant
- 2. to this Act shall supersede all local laws. It's, therefore,
- 3. the ruling of the Chair that since this bill...it seeks to
- 4. preempt the function of the Home Rule unit, it will require
- 5. under...under Article VII of the Illinois Constitution an
- 6. extraordinary majority vote. Further discussion? Senator
- 7. Carroll.

18.

21.

23.

25.

28.

30.

- SENATOR CARROLL: 8.
- Thank you, Mr. President and Ladies and Gentlemen of the 9.
- 10. Senate. While I don't happen to feel it is preemptive, in effect.
- It may...the Chair has ruled... I have no desire to appeal that 11.
- ruling, however, this is good legislation. You know, we talk all 12.
- the time about giving tools to the planners and how to deal with 13.
- the problem of urban blight and here's a way that says to a 14.
- community, if you...can talk your city...your municipality into 15. applying to the State and it takes the municipality to start the
- procedure...apply to the State, have this declared a zone in which
- 17.

we will allow enterprise to come in and do what it can using the

- best tools it knows how and trying to make a success out of an 19.
- area that so far has been less than successful. If this, which is 20.

the opposite end of coming in with city planners and developing

make it a business, make it housing, make it trucking, make it

financing or whatever, this is the opposite end. This says to the

municipality have to initiate it, come in and ask the State to let

- all the things that I have sponsored as well, tax incremental
- 22.
- people, figure out a way to make a profit by going into a area, 24.
- whatever, if you want to gamble and take the chance of putting in 26.
- some capitol we will leave you alone and we, the city, we the
- 27.
- us...the municipality...let this area be this type of a zone.
- 29. think it's a great idea and a great tool for dealing with urban
- blight. 31.
- PRESIDENT: 32.
- Further discussion? Senator Nedza. 33.

SENATOR NEDZA:

1.

2. Yes, thank you, Mr. President. Although, I have to commend 3. the laudability of such an...a program, but I have some reservations 4. and one being is that this could conceivably allow for a...a local 5. neighborhood organization or association which has employees of a neighborhood company as members to become a labor organization 6. under this Act. It also...their guidelines that are statutorily 7. prescribed for what constitutes...depressed. This allows for 8. arbitrary use of such power, not only by a State agency but also 9. by a unit of local government and what unit of local government 10. can declare an area depressed. A sanitary district...a park district... 11. school district. The Section does not allow for the local area 12. being declared depressed to have any input into the area being 13. declared depressed. In Section 6 this Section deals only with what 14. the Board of Economic Development upon receipt of an application 15. for declaring an area an enterprise zone and again, there's failure 16. to specify or clarify whether or not the Board of Economic 17. Development can also initiate the action for that specific area 18. to be...to be declared depressed. 19.

PRESIDENT:

21.

22.

33.

Further discussion? Senator Lemke.

SENATOR LEMKE:

I have to rise in opposition to this legislation. Section 23. 10 of this...this legislation abolishes all minimum wages, 24. building codes and zoning ordinances in an enterprising zone. 25. makes the rules and regulations promulgated by a State agency the 26. law of the land. Such a preemption, is again... is unconstitutional. 27. What happens to the employee's wages in such an area upon declaration 28. of an enterprise zone or for the matter of building codes and zoning 29. ordinances. What happens when such an area desires to come back 30. under the local government protection with building built without 31. codes or...businesses built in the use of zones strictly residental. 32. What form of safety or insecurity does the area and its residents

- have when at the...any time zones or ordinances can be lifted
- without public input. Doesn't it...doesn't such a lack of
- 3. control continentally damn an area to remain depressed by
- 4. massive evacuation of residents due to elimination of government
- 5. and services...my leader, Senator Savickas says this is in.
- 6. PRESIDENT:
- 7. All right. Let's go...
- 8. SENATOR LEMKE:
- This is a bad bill and it needs to be defeated.
- 10. PRESIDENT:
- 11. Senator Geo-Karis.
- 12. SENATOR GEO-KARIS:
- 13. One question to the sponsor.
- 14. PRESIDENT:
- 15. He indicates he will yield. Senator Geo-Karis.
- 16. SENATOR GEO-KARIS:
- 17. Is it optional on the municipality, for example, to decide
- 18. to enter into this project, the Enterprise Zone Act, or if we
- 19. pass this bill does it make it automatic and then the State can
- 20. pick out various zones?
- 21. PRESIDENT:
- 22. Senator Regner.
- 23. SENATOR REGNER:
- 24. It is one hundred percent of the option of the municipality
- or the local government. They have to make the request to declare
- their area a depressed area.
- 27. PRESIDENT:
- 28. Further discussion? Senator Berning.
- 29. SENATOR BERNING:
- 30. Yes, Mr. President, this sounds to me like another one of
- 31. these brand new ideas that comes along and there ought to be some
- 32. ... supported and it would be an ideal place for Senator D'Arco's
- 33. new insurance program to generate...germinate.

- 1. PRESIDENT:
- 2. Further discussion? Senator Savickas.
- 3. SENATOR SAVICKAS:
- 4. Yes, Mr. President, I would just like to reiterate the
- 5. control that puts the...total control of an area in your community
- 6. under BED. They...they supersede all zoning regulations, all
- 7. local laws and they even try to preempt Federal legislation, not
- 8. Federal law, but they try to...preempt Federal legislation. All
- 9. pollution and control...laws. All health and structural safety
- 10. laws. The social laws. That's a Federal condition and yet this
- 11. department thinks that they can do it. It's a department, not
- 12. an agency. There is a question on a enterprise zone. The
- 13. definition in a depressed area and it's true, it must be declared
- 14. a depressed area, but an enterprise zone can set other criteria
- 15. to develop an enterprise zone. What happens to all police laws
- 16. and powers in that particular zone once it's been superseded?
- 17. These are serious questions. How does this...land get back into
- 18. the market...as valuable land?
- 19. PRESIDENT:
- 20. Yes. Conclude your remarks, Senator.
- 21. SENATOR SAVICKAS:
- 22. I would vote against this.
- 23. PRESIDENT:
- 24. Further discussion? Senator Weaver.
- 25. SENATOR WEAVER: .
- 26. A question to the sponsor, Mr. President.
- 27. PRESIDENT:
- He indicates he will yield. Senator Weaver.
- 29. SENATOR WEAVER:
- 30. Senator Regner, is this the same bill Yvetta Younge hadin
- 31. last year?
- PRESIDENT:
- 33. Senator Regner.

- 1. SENATOR REGNER:
- No, it's the same bill that Senator Chew had in two years
- 3. ago and...June 24th, 1977 when it got 32 Democrat votes.
- 4. PRESIDENT:
- 5. All right. Any further discussion? Senator Regner may close.
- 6. SENATOR REGNER:
- 7. Well, several things. First of all, as Senator Savickas, as
- 8. he has done many times...already tonight, has been talking and
- 9. doesn't know what he's talking about. There is absolutely nothing
- 10. that will mandate a municipality or a depressed area participate
- 11. in this except at their request. In answer to Senator Lemke's
- 12. response, Section 10 does not exist in the bill, it was amended
- 13. out and Mr. President, I'd like to ask you a question. If you
- 14. look at Chapter 132...31, Statutory Construction regarding your
- 15. ruling on elimination of Home Rule. I think you made an erroneous
- 16. ruling.
- 174 PRESIDENT:
- 18. Well, it probably wouldn't be the first time and it won't be
- 19. the last time, but that is the ruling. The question is, shall
- 20. House Bill 1891 pass. Those in favor will vote Aye. Those opposed
- 21. will vote Nay. The voting is open. Have all voted who wish?
- 22. Have all voted who wish? Have all voted who wish? Take the
- 23. record. On that question, the Ayes are 26, the Nays are 26, none
- 24. Voting Present. House Bill 1891 having failed to receive a
- 25. constitutional majority is declared lost. 1911, Senator Rupp.
- 26. On the Order of House Bills, 3rd reading, top of page 14, House
- 27. Bill 1911. Read the bill, Mr. Secretary.
- 28. SECRETARY:
- 29. House Bill 1911.
- 30. (Secretary reads title of bill)
- 31. 3rd reading of the bill.
- 32. PRESIDENT:
- 33. Senator Rupp.

- 1. SENATOR RUPP:
- Thank you, Mr. President. What this does is provide the
- 3. aid for the...what the East St. Louis area...what is it, Sam?
- 4. ...bi-state. It puts three thirty-seconds on there temporarily.
- 5. By then...at the end of this next year they have to make an
- 6. effort themselves to come up and help them get some more local
- 7. money involved, otherwise, it goes back to...two thirty-seconds.
- 8. PRESIDENT:
- 9. Is there any further discussion? If not, the question is, shall
- 10. House Bill 1911 pass. Those in favor will vote Aye. Those opposed
- 11. will vote Nay. The voting is open. Have all voted who wish?
- 12. Have all voted who wish? Take the record. On that question, the
- 13. Ayes are 39, the Nays are 9, 1 Voting Present. House Bill 1911
- 14. having received the constitutional majority is declared passed.
- 15. 1914, Senator Lemke. On the Order of House Bills, 3rd reading
- 16. is House Bill 1914. Read the bill, Mr. Secretary.
- 17. SECRETARY:
- 18. House Bill 1914.
- 19. (Secretary reads title of bill)
- 20. 3rd reading of the bill.
- 21. PRESIDENT:
- 22. Senator Lemke.
- 23. SENATOR LEMKE:
- 24. This amends the Election Code to allow absentee voting by
- 25. persons employed by election authorities, the State Board of
- 26. Elections Law Enforcement Agency. Also permits the vacancy in
- 27. the U.S. House of Representatives be filled on the date of a
- 28. regular election if the date selected by the Governor for filling
- 29. the vacancy is within a hundred and twenty-five days of the
- 30. regular election. I ask for a favorable adoption of this bill.
- 31. PRESIDENT:
- 32. Is there any discussion? Senator Rhoads.
- 33. SENATOR RHOADS:

- 1. Thank you. A question of the sponsor, if he will yield.
- 2. PRESIDENT:
- 3. He indicates he will yield. Senator Rhoads.
- 4. SENATOR RHOADS:
- 5. Senator Lemke, how much money will this cost the State of
- 6. Illinois...the amendment about picking up the costs of the
- 7. Special Election for a Congressional District?
- 8. PRESIDENT:
- 9. Senator Lemke.
- 10. SENATOR LEMKE:
- 11. About three hundred and fifty thousand.
- 12. PRESIDENT:
- 13. Senator Rhoads.
- 14. SENATOR RHOADS:
- 15. I think the estimate is actually closer to six hundred
- 16. thousand and I would advise the members on this side that this
- 17. would be an unbudgeted item a.. and setting a precedent for the
- 18. State of Illinois to be picking up the costs of any Special
- 19. Congressional Election anywhere in the State. It's money for
 - 20. which there is no appropriation bill anywhere and we ought to
 - 21. oppose it.
 - 22. PRESIDENT:
 - 23. Is there any further discussion? Senator Lemke may close.
 - 24. SENATOR LEMKE:
 - 25. With...with the...the third amendment to this bill, the
 - 26. cost is only half of what Senator Rhoads said because we only
 - have one Special Election. The Special Election...and then we
 - 28. have it on the regular primary day, so we don't have to have the
 - 29. double cost. That's what the third amendment done. I ask for a
 - 30. favorable vote.
 - 31. PRESIDENT:
 - The question is, shall House Bill 1914 pass. Those in favor
 - will vote Aye. Those opposed will vote Nay. The voting is open.

- 1. Have all voted who wish? Have all voted who wish? Have all
- voted who wish? Take the record. On that question, the Ayes
- 3. are 30, the Nays are 24, none Voting Present. House Bill 1914
- 4. having received the constitutional majority is declared passed.
- 5. Senator Rhoads, for what purpose do you arise?
- 6. SENATOR RHOADS:
- 7. A verification of the affirmative votes, please.
- 8. PRESIDENT:
- 9. All right. Senator Rhoads has requested a verification.
- 10. Will all the members please be in their seats. The Secretary
- 11. will read the affirmative votes and I request that the members
- 12. respond. Mr. Secretary, the affirmative votes.
- 13. SECRETARY:
- 14. The following voted in the affirmative: Berman, Bruce,
- 15. Buzbee, Carroll, Chew, Collins, D'Arco, Daley, Demuzio, Donnewald,
- 16. Egan, Hall, Johns, Jeremiah Joyce, Knuppel, Lemke, Maragos,...
- 17. McLendon, Merlo, Nash, Nedza, Nega, Netsch, Newhouse, Nimrod,
- 18. Rupp, Savickas, Vadalabene, Wooten, Mr. President.
- 19. PRESIDENT:
- 20. Do you question any...presence of any members, Senator
- 21. Rhoads?
- 22. SENATOR RHOADS:
- 23. Senator Jerome...I'm sorry, Jeremiah Joyce.
- PRESIDENT:
- 25. Senator Joyce is right on the Floor...right in the back row.
- 26. PRESIDENT:
- 27. All right. The roll has been verified. There are...on that
- question, the ... the Ayes are 30, the Nays are 24. House Bill
- 29. 1914 having received the constitutional majority is declared
- 30. passed. Senator Buzbee moves to reconsider the vote by which
- that bill was declared passed. Senator Lemke moves to Table
- that motion. All in favor signify by saying Aye. All opposed.
- The Ayes have it. So ordered. 1934, Senator Washington. On the

- 1. Order of House Bills, 3rd reading, House Bill 1934. Read the
- 2. bill, Mr. Secretary.
- 3. SECRETARY:
- 4. House Bill 1934.
- 5. (Secretary reads title of bill)
- 6. 3rd reading of the bill.
- 7. PRESIDENT:
- Senator Washington.
- 9. SENATOR WASHINGTON:
- 10. Mr. President, 1934, 1935 and 1936 are companion bills.
- 11. I will discuss them together, although a separate roll call will
- 12 be in order.
- 13. PRESIDENT:
- 14. You've heard the request. Is leave granted? Leave is
- 15. granted. Senator Washington.
- 16. SENATOR WASHINGTON:
- 17. They are companion bills. The Agricultural Cooperative Bill
- 18. is 1934, the Business Corporation is 35 and the General Not-For-
- Profit Corporation is 36 and it provides for a revision in the
- 20. fees for filing of charters and the...and the filing of amendments.
- 21. Most of these fees have not been raised since 1923 and many of
- 22. them have not been raised since 1959 and costs, of course, have
- 23. continually gone up. 1934 is the Agricultural Cooperative Filing
- $_{\mbox{24.}}$ and Corporation Bill. It would increase in corporation filing fees
- 25. from ten dollars to one hundred dollars and amendments will...in-
- $_{\mbox{\scriptsize 26.}}$ crease from two fifty to twenty-five dollars. Just so you don't
- 27. get too excited, both of these fees have not been changed from
- 28. 1923 and the increased annual revenue will amount to only one
- 29. thousand three hundred and ninety-five dollars because there are
- $_{\mbox{\scriptsize 30.}}$ approximately six incorporations per year and only forty-two
- 31. amendments per year. House Bill 1935...the Business Corporation
- 32. Act...two-thirds of these fees increases have not been increased
- since 1921 or 1933. Our annual basis is expected that the increased

- 1. revenues will be two hundred and seventy-three thousand two
- 2. hundred and ninety-eight dollars on a fifty-two thousand two
- 3. hundred and twenty-seven transactions. House Bill 1936, the
- 4. General Not-For-Profit Corporation Act...two-thirds of these
- 5. fees have not been increased since 1941,44 or 45. On an annual
- 6. basis it is expected that the increased revenue will be a hundred
- 7. and thirty-two thousand seven hundred and ninety-five thousand
- 8. dollars for thirteen thousand one hundred and sixty-one transactions.
- 9. These are not great figures. The costs of filing and handling
- 10. and processing of these incorporation papers and amendments have
- 11. gone up. This will be no significant or appreciable increment
- 12. in terms of what will go into the General Revenue Fund, but it
- 13. will certainly defray the increased costs of handling all these
- 14. various documents in the Secretary of State's Office and I submit
- 15. to your questions.
- 16. PRESIDENT:
- 17. Any discussion? Senator Chew.
- 18. SENATOR CHEW:
- 19. A question to the sponsor.
- 20. PRESIDENT:
- 21. He indicates he will yield. Senator Chew.
- 22. SENATOR CHEW:
- Senator Washington, whose idea was it to raise these fees?
- PRESIDENT:
- 25. Senator Washington.
- 26. SENATOR WASHINGTON:
- The idea came from the Secretary of State's Office impelled
- by the fact that we are losing money by filing and processing
- these papers.
- PRESIDENT:
- 31. Senator Chew.
- 32. SENATOR CHEW:
- While...since one is going only generate a thousand dollars

- 1. and the other goes up to two and three hundred thousand, I just
- 2. think we're getting along all right like it is now and we ought
- 3. to leave it there. After all, it's putting the burden of the
- 4. total increase, which is tremendous on the person that's
- 5. going to file and I'd have to oppose it...
- 6. PRESIDENT:
- 7. Any further discussion?
- 8. SENATOR CHEW:
- and I'd ask for a No vote.
- 10. PRESIDENT:
- 11. The question is, shall House Bill 1934 pass. Those in favor
- 12. will vote Aye. Those opposed will vote Nay. The voting is
- open. Have all voted who wish? Have all voted who wish? Have
- all voted who wish? Take the record. On that question, the
- 15. Ayes are 38, the Nays are 14, 3 Voting Present. House Bill 1934
- 16. having received the constitutional majority is declared passed.
- On the Order of House Bills, 3rd reading, is House Bill 1935.
- 18. Read the bill, Mr. Secretary.
- 19. SECRETARY:
- 20. House Bill 1935.
- 21. (Secretary reads title of bill)
- 22. 3rd reading of the bill.
- 23. PRESIDENT:
- The question is, shall House Bill 1935 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open.
- 25. Will vote Aye. Those opposed will vote way. The voting is open.
- 26. Have all voted who wish? Have all voted who wish? Take the record.
- On that question, the Ayes are 37, the Nays are 15, 1 Voting Present.
- House Bill 1935 having received the constitutional majority is
- declared passed. On the Order of House Bills, 3rd reading, House
- 30. Bill 1936. Read the bill, Mr. Secretary.
- SECRETARY:
- 32. House Bill 1936.
- (Secretary reads title of bill)

- 3rd reading of the bill.
- 2. PRESIDENT:
- 3. The question is, shall House Bill 1936 pass. Those in favor
- 4. will vote Aye. Those opposed will vote Nay. The voting is open.
- 5. Have all voted who wish? Have all voted who wish? Have all voted
- 6. who wish? Take the record. On that question, the Ayes are 33,
- 7. the Nays are 15, 3 Voting Present. House Bill 1936 having received
- 8. the constitutional majority is declared passed. Senator Shapiro,
- 9. for what purpose do you arise?
- 10. SENATOR SHAPIRO:
- 11. Mr. President, earlier we bypassed 2428 because the actual
- 12. dollar amount to be inserted in the bill was not ready. That
- 13. amendment has now been prepared and is ready and I would appreciate
- 14. and ask leave of the Body to go to that order of business.
- 15. PRESIDENT:
- 16. Yes. Leave had earlier been granted. Is leave granted?
- 17. Leave is granted. On the Order of House Bills, 3rd reading,
- 18. House Bill 2428. Senator Shapiro seeks leave of the Body to
- 19. return that bill to the Order of 2nd reading for purposes of an
- 20. amendment. Is leave granted? Leave is granted. On the Order of
- 21. House Bills, 2nd reading, House Bill 2428. Mr. Secretary.
- 22. SECRETARY:
- 23. Amendment No. 4 offered by Senator Carroll.
- 24. PRESIDENT:
- 25. Senator Carroll.
- 26. SENATOR CARROLL:
- Thank you, Mr. President and Ladies and Gentlemen of the
- 28. Senate. This amendment increases the authorization level some
- 29. hundred and forty million over the current authorization. I
- 30. would move adoption of Amendment No. 4.
- 31. PRESIDENT:
- 32. Senator Carroll has moved the adoption of Amendment No. 4
- 33. to House Bill 2428. Is there any discussion? If not, all in

- 1. favor signify by saying Aye. All opposed. The Ayes have it.
- The amendment is adopted. Further amendments?
- 3. SECRETARY:
- 4. Amendment No. 5 offered by Senator Carroll.
- 5. PRESIDENT:
- 6. Senator Carroll.
- 7. SENATOR CARROLL:
- 8. Thank you, Mr. President and Ladies and Gentlemen of the
- 9. Senate. Amendment No. 5 is the authorization for the Act just
- 10. passed by the Senate with a million dollars for private, non profit
- 11. universities. I move adoption of Amendment No. 5.
- 12. PRESIDENT:
- 13. Any discussion? Senator Shapiro.
- 14. SENATOR SHAPIRO:
- 15. Mr. President and Ladies and Gentlemen of the Senate. Now,
- 16. this is the authorization bill and they are adding back in the
- monies for the new...entirely new program for construction grants
- 18. for private higher education. I think we ought to resist this
- 19. amendment, not introduce it into the authorization bill and it
- 20. makes null and void the bill that was passed here earlier.
- 21. PRESIDENT:
- 22. Any further discussion? Senator Carroll has moved the
- 23. adoption of Amendment No. 5 to House Bill 2428. All in favor
- 24. signify by saying Aye. All opposed. The Ayes...roll call has
- 25. been requested. On that...Senator Carroll has moved the adoption
- 26. of Amendment No. 5 to House Bill 2428. Those in favor of the
- 27. amendment will vote Aye. Those opposed will vote Nay. The voting
- 28. is open. Have all voted who wish? Have all voted who wish?
- 29. Take the record. On that question, the Ayes are 30, the Nays are
- 30. 27, none Voting Present. Amendment No. 5 is adopted. Further
- amendments?
- 32. SECRETARY:
- Amendment No. 6 offered by Senator Weaver.

- l. PRESIDENT:
- 2. Senator Weaver.
- 3. SENATOR WEAVER:
- 4. Thank you...thank you, Mr. President. This raises the...
- 5. Thank you, Mr. President. This raises the authorization to what
- 6. we have passed already in 2427. All other categories are okay
- with this exception, so I'd move the adoption of this amendment. 7.
- PRESTDENT: 8.
- Senator Carroll. 9.
- SENATOR CARROLL: 10.
- Thank you, Mr. President and Ladies and Gentlemen of the 11.
- Senate. I rise to oppose this amendment at this time. We are in 12.
- enough to take care of any problems. The Governor in this 13.
- particular level of funding has some thirty odd million available 14.
- that he has yet to release. To add another eight million to that 15.
- seems like an absolutely ridiculous thing for us to do. He has, 16.
- in fact, expended almost nothing out of this particular category 17.
- and I see no reason to do it at this time. Once he starts going 18.
- with the projects, we'll be back and able to deal with them and I 19.
- think that makes much more sense than doing this now and I would 20.
- oppose this amendment at this time. 21.
- PRESIDENT: 22.
- Senator Weaver, you wish to close? 23.
- SENATOR WEAVER: 24.
- Thank you, Mr. President. Well, as of June the release from 25.
- this category was thirty-four million dollars and without this 26.
- amendment in the next fiscal year there will be no projects 27.
- authorized in this category and I would appreciate a favorable
- roll call...on this amendment. 29.
- PRESIDENT: 30.

- All right. Senator Weaver has moved the adoption of Amendment 31.
- No. 6 to House Bill 2428. Those in favor will vote Aye. Those 32.
- opposed will vote Nay. The voting is open. Have all voted who wish? 33.

- 1. Have all voted who wish? Have all voted who wish? Take the
- 2. record. On that question, the Ayes are 29, the Nays are 25,
- 3. none Voting Present. Amendment No. 6 is adopted. All right.
- 4. The amendment is adopted. Any further amendments?
- 5. SECRETARY:
- 6. No further amendments.
- 7. PRESIDENT:
- 8. 3rd reading. Senator Shapiro, you wish to get right back
- 9. to that after some intervening business? You wish to get right
- 10. back to that bill? All right. On 1956, Senator Daley. On the
- 11. Order of House Bills, 3rd reading, middle of page 14 is House
- 12. Bill 1956. Read the bill, Mr. Secretary.
- 13. SECRETARY:
- 14. House Bill 1956.
- 15. (Secretary reads title of bill)
- 3rd reading of the bill.
- 17. PRESIDENT:
- 18. Senator Daley.
- 19. SENATOR DALEY:
- 20. Mr. President and fellow Senators. This may change the
- 21. deletions and corrections and the Department of Personnel asks
- 22. for a favorable roll call.
- 23. PRESIDENT:
- 24. Is there any discussion? Senator Berning.
- 25. SENATOR BERNING:
- 26. A question of the sponsor, please.
- 27. PRESIDENT:
- 28. Yes. He indicates he will yield. Senator Berning.
- 29. SENATOR BERNING:
- 30. Senator Daley, the bill originally was very, very readily
- 31. supportable. The amendment causes some distress. According to
- 32. the information I have, we would be facing a minimum of seven
- $\,$ hundred thousand dollars in training costs and the question also

- 1. arises as to how many people we would be forced to train and
- 2. retrain here. Have you considered this?
- 3. PRESIDENT:
- 4. Senator Daley.
- 5. SENATOR DALEY:
- 6. Yes, Senator, the House is going to non-concur on the bill
- 7. and then it will be taken off.
- 8. PRESIDENT:
- Senator Berning.
- 10. SENATOR BERNING:
- 11. ...Wouldn't it be more appropriate to take it off here,
- 12. Senator?
- 13. PRESIDENT:
- 14. Senator Daley.
- 15. SENATOR DALEY:
- 16. Well, I didn't want .. leave of the Senate .. . I'll .. . with leave of the
- Senate, I'd like to bring this...House Bill 1956 back to 2nd
- 18. reading to Table Amendment No. 1...House...Senate Amendment No. 1.
- 19. Is there leave?
- 20. PRESIDENT:
- 21. All right. Senator Daley seeks leave of the Body to return
- House...House Bill 1956 to the Order of 2nd reading for purposes
- of Tabling an amendment. Is leave granted? Leave is granted.
- 24. On the Order of House Bills, 2nd reading, House Bill 1956, Amend-
- 25. ment No. 1. Senator Daley.
- 26. SENATOR DALEY:
- Table Amendment No. 1.
- 28. PRESIDENT:
- 29. Senator Daley moves to Table Amendment No. 1 to House Bill
- 30. 1956. Oh, I beg your pardon. Senator Daley moves to reconsider
- the vote by which Amendment No. 1 was adopted to House Bill 1956.
- 32. All in favor signify by saying Aye. All opposed. The Ayes have
- it. The vote is reconsidered. Senator Daley now moves to Table

- 1. Amendment No. 1 to House Bill 1956. All in favor signify by
- 2. saying Aye. All opposed. The Ayes have it. The amendment is
- 3. Tabled. Any further amendments?
- 4. SECRETARY:
- No further amendments.
- 6. PRESIDENT:
- 7. 3rd reading. All right. Senator Shapiro on 2428 on the
- 8. bottom of page 16, House Bills, 3rd reading is House Bill 2428.
- 9. Senator Shapiro.
- 10. SENATOR SHAPIRO:
- 11. Mr. President, I ask leave of the Body for suspension of
- 12. Rule 15 in order that we can hear the bill and that rule requires that
- 13. an amended bill lie on the...be before the Body for twenty-four
- 14. hours before it can be heard.
- 15. PRESIDENT:
- 16. You've heard the motion to suspend. All in favor signify
- 17. by saying Aye. All opposed. The Ayes have it. So ordered.
- 18. On the Order of House Bills, 3rd reading, House Bill 2428. Read
- 19. the bill, Mr. Secretary.
- SECRETARY:
- 21. House Bill 2428.
- 22. (Secretary reads title of bill)
- 23. 3rd reading of the bill.
- 24. PRESIDENT:
- 25. Senator Shapiro.
- 26. SENATOR SHAPIRO:
- 27. Mr. President and Ladies and Gentlemen of the Senate. House
- 28. Bill 2428 amends the Capital Development Bond Act and sets a new
- 29. capitol authorization of one billion two hundred and fifty-six
- 30. million three hundred and fifty thousand dollars. I would
- 31. appreciate a favorable roll call.
- 32. PRESIDENT:
- 33. Is there any discussion? Senator Maragos.

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1. PRESIDENT:
          Senator Maragos.
2.
 SENATOR MARAGOS:
          Senator Shapiro, why do you need all this money, now you don't
5 give any money to the libraries?
    PRESIDENT:
6
          The question is shall...the question is shall House Bill
7.
    2428 pass. Those in favor will vote Aye. Those opposed will
    vote Nay. The voting is open. Have all voted who wish? Have
    all voted who wish? Have all voted who wish? Take the record.
10.
    On that question the Ayes are 41, the Nays are 10, none Voting
11.
    Present. House Bill 2428, having received the required constitutional
12.
    majority is declared passed. Senator Daley, you wish to go back
13
    to 1956. On the Order of House Bills 3rd reading is House Bill
14
    1956. Read the bill, Mr. Secretary.
15.
    SECRETARY:
16.
          House Bill 1956.
17.
              (Secretary reads title of bill)
18.
    3rd reading of the bill.
19.
    PRESIDENT:
20.
          Senator Daley.
21.
    SENATOR DALEY:
22.
          Mr. President and fellow Senators. I ask leave to suspend
23.
    Rule 15 for an order for House Bill 1956.
24.
    PRESIDENT:
25.
          Senator Daley moves to suspend the appropriate rule for
26.
    immediate consideration of House Bill 1956. All in favor signify
27.
    by saying Aye. All opposed. The Ayes have it, the rule is suspended.
28.
    Senator Daley.
29.
    SENATOR DALEY:
30.
          Ask for a favorable roll call.
31.
    PRESIDENT:
32.
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34. will vote Aye. Those opposed will vote Nay. The voting is open.

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

The question is shall House Bill 1956 pass. Those in favor

- 1. On that question the Ayes are 52, the Nays are none, none Voting
- 2. Present. House Bill 1956, having received the required constitutional
- 3. majority is declared passed. 1970, Senator Schaffer. On the Order
- 4. of House Bills 3rd reading is House Bill 1970. Read the bill,
- 5. Mr. Secretary.
- 6. SECRETARY:
- 7. House Bill 1970.
- 8. (Secretary reads title of bill)
- g 3rd reading of the bill.
- 10. PRESIDENT:
- 11. Senator Schaffer.
- 12. SENATOR SCHAFFER:
- House Bill 1970 as it reached the Senate simply provided the
- option of the local multicounty health departments to expand their
- boards to twelve rather than eight. There's a need in some of the 15.
- multicounty areas to have a larger number of people to represent $16. \,$
- the geographic area. There is on this bill an amendment and I 17.
- will defer to Senator Wooten to explain the amendment.
- PRESIDENT:

- Senator Wooten:
- 20. SENATOR WOOTEN:
- Thank you, Mr. President and colleagues...and my colleagues.
- I want to prevail upon you for a third time to pass the revisions 23.
- of the Retail Food Establishment Act. The bill that was passed
- 24.
- out of here went over to the House. They tell me that they were ${\bf 25.}$
- in a somewhat bemused state and assure me on both sides of the ${\bf 26.}$

aisle that we'll pass it back over to them as the amendment to

- 27.
- the bill that they will vote it out. And rather than harass ${\bf 28}$.
- you in two years, I'd like to have a shot at it right now. So I 29.
- urge the adoption of this now excellent bill, courtesy of Senator ${f 30.}$
- Schaffer, your friendly neighborhood vehicle dealer.
- PRESIDENT:

- Any further discussion? Senator DeAngelis.
- 34. SENATOR DeANGELIS:

- 1. A question of the amendor.
- 2. PRESIDENT:
- 3. Indicate...indicates he will yield, Senator DeAngelis.
- 4. SENATOR DEANGELIS:
- 5. Senator Wooten, is this what I think it is?
- 6. PRESIDENT:
- 7. Senator Wooten.
- SENATOR WOOTEN: 8.
- Yeah, I thought I was clear as to it was, Senator, it's 9.
- the Retail Food Establishment Inspection Act, right. 10.
- PRESIDENT: 11.
- Further discussion? Senator Grotberg. 12.
- SENATOR GROTBERG: 13.
- Yes, question of the sponsor of the amendment. Senator 14.
- Wooten, are you referring to those counties with no Public 15.
- Health...Department?
- 16.
- Senator Wooten. 18.
- SENATOR WOOTEN: 19.

PRESIDENT:

17.

- It is the program that we've dealt with two years ago, twice, 20.
- and again this year already. It is the State-wide plan that is 21.
- done wholly by local agencies if...and where there are no local 22.
- agencies then the State runs the program. 23.
- PRESIDENT: 24.
- Senator Grotberg. 25.
- SENATOR GROTBERG: 26.
- Well just to remark that, I think on the ... on the Governor's 27.
- Desk now lies the bill and thanks to you, Senator Wooten, with 28.
- your cooperation we did pass it. Any county board chairman can 29.
- appoint a director of Public Health for his...county, whether he 30.
- has a County Board of Health or not and that some of these things 31.
- may be gotten at in a less dramatic way than the manner in which .32. you presume to do with this amendment. I would...encourage a

- 1. no vote.
- 2. PRESIDENT:
- 3. Is there any further discussion? If not, the question is
- 4. shall House Bill 1970 pass. Those in favor will vote Aye. Those
- 5. opposed will vote Nay. The voting is open. Have all voted who
- 6. wish? Have all voted who wish? Take the record. On that
- 7. question the Ayes are 40, the Nays are 11, none Voting Present.
- 8. House Bill 1970, having received the required constitutional
- g majority is declared passed. 1976, Senator Geo-Karis. On
- 10. the Order of House Bills 3rd reading, House Bill 1976. Read
 - 11. the bill, Mr. Secretary.
 - 12. SECRETARY:
 - 13. House Bill 1976.
 - 14. (Secretary reads title of bill)
 - 15. 3rd reading of the bill.
 - PRESIDENT:

24

- Senator Geo-Karis.
- 18. SENATOR GEO-KARIS:
- Mr. President and Ladies and Gentlemen of the Senate. This
- 20. is a bill I took out of the record the other day 'cause there was
- a question as to whether or not this bill in anyway amended, addressed
- or affected the relationship between the Pollution Control Board
- and the Joint Committee on Administrative Rules. And...this...
- this bill will allow the Director of the Institute of Natural
- Resources with the unanimous consent of his Economic Technical 25.
- Advisory Committee to state that an...an economic impact study 26.
- for certain proposed Pollution Control Board Rules is unnecessary.
- 28. Currently the institute must contract for multithousand dollar
- research projects and reports for all...proposed PCB rules.
- I might say that this bill is supported by all the members of
- the Economic Technical Advisory Committee which includes the 31.
- university representative Adel from the University of Illinois, 32.
- Sevring from Engineering Sciences, Governor's State, Wilbur

- ${f l}$. Dodge from Caterpillar Tractor Company, Wilson from Continental
- 2. Bank, Schwartsman from Chicago...McDonich from AFSCME...and
- 3. Bersted Municipal Governor from...Mayor of Mommouth. I think
- 4. this is a good bill, it can save us some money and it's not
- 5. intended to...it's...it's intended to save the State both time
- 6. and money when all interested parties concur and to allow the
- 7. institute and the board to concentrate their efforts in those
- 8. areas which really need studying and I...
- 9. PRESIDENT:
- 10. Any discussion? Senator Martin.
- 11. SENATOR MARTIN:
- 12. Both Senator Rock and I, I think raise the same objection.
- 13. I was satisfied and did tell the...the person from that institute
- 14. to check with you and your staff. I...it seems to be okay.
- 15. PRESIDENT:
- 16. Further discussion? Senator Demuzio.
- 17. SENATOR DEMUZIO:
- 18. Yes, thank you, Mr. President and Ladies and Gentlemen of
- 19. the Senate. Frankly, I rise in opposition to this...to this
- 20. bill. What, in fact, this...this bill has, it deletes the
- 21. provision that an Economic Impact Study drafted by the Illinois
- 22. National Resources be: made available to the public for thirty
- 23. days prior to the NI...INR's presentation to the Pollution
- 24. Control Board. It allows the Director of the Institute of
- 25. Natural Resources with concurrence of the Economic Technical
- 26. Advisory Committee, to determine that an economic impact study
- 27. need not be conducted on a specific regulatory proposal. I
- 28. think that this sort of goes beyond the scope that...that we
- 29. want it to do. I think that it, in fact, is a bad bill. I
- 30. know the State Chamber of Commerce is a supporter and one of
- 31. the major instigators of this particular provision, but I
- 32. think it's a bad bill and needs to be defeated.
- PRESIDENT:

- 1. Further discussion? Senator Knuppel.
- 2. SENATOR KNUPPEL:
- 3. The bill hasn't gotten better in two days.
- 4. PRESIDENT:
- 5. Any further discussion? Senator Geo-Karis may close.
- 6. SENATOR GEO-KARIS:
- All...all I can say, Ladies and Gentlemen of the Senate is 7.
- g that this bill is intended to save us some money because it can...
- g. these economic impact studies cannot be waived unless there's
- 10. unanimous consent of the Economic Technical Advisory Committee.
- I...urge your favorable consideration.
- PRESIDENT: 12.

24.

- The question is shall House Bill 1976 pass. Those in 17
- favor will vote Aye. Those opposed will vote Nay. The voting 14.
- is open. Have all voted who wish? Have all voted who wish? 15.
- Take the record. On that question the Ayes are 29, the Nays 16.
- are 20, 1 Voting Present. House Bill 1976...Senator...Senator 17.
- Geo-Karis requests that further consideration be postponed. 18.
- So ordered. If I can have the attention of the membership. 19.
- We have on good...good days, been running about a page every 20
- half an hour and I would suggest that we have less than two
- pages left. Since we probably...in all probability will stop 22.
- at least on the Calendar, where we started this morning. So if 23.
- we can...I think we're in fairly good shape and we will afford
- those who wish to call something on Postponed Consideration, to
- get to it. 1996, Senator Demuzio. 1997, Senator Daley. All right. 26.
- Senator Daley, for what purpose do you arise? 27.
- SENATOR DALEY: 28.
- Mr. President, I'd like to make a motion. House Bill 1997, 29.
- 1622, 185, 189 and 1434 be sent back to Judiciary Committee. 30.
- PRESIDENT: 31.
- I wonder if we could have...have that list made available. 32.
- 16...or 1997...1624... 33.
- 34. SENATOR DALEY:

- 1. 22.
- 2. PRESIDENT:
- 1622...
- 4. SENATOR DALEY:
- 5. 185, 189.
- 6. PRESIDENT:
- 7. 185, 189.
- 8. SENATOR DALEY:
- And 1434.
- 10. PRESIDENT:
- 11. And 1434 to be re-referred to the Committee on Judiciary I.
- 12. You've heard the request. Leave is granted. So ordered. 2006,
- 13. Senator Bruce. On the Order of House Bills 3rd reading, top of
- page 15, is House Bill 2006. Read the bill, Mr. Secretary.
- 15. SECRETARY:
- 16. House Bill 2006.
- 17. (Secretary reads title of bill)
- 18 3rd reading of the bill.
- 19. PRESIDENT:
- 20. Senator Bruce.
- 21. SENATOR BRUCE:
- Thank you, Mr. President. This is a bill which has the support
- 23. of the Illinois Municipal League dealing with the fire schools and
- 24. Fire Protection Training Act. We pay presently half the training
- 25. costs. There are some cities that have not complied with the rules
- 26. and regulations. The Municipal League supports the bill...it would
- 27. ...which would prohibit governmental agencies from receiving reim-
- 28. bursement, if they change the training program or fail to comply
- 29. with the rules and regulations of the State Fire Marshal. I ask for
- 30. your favorable consideration.
- 31. PRESIDENT:
- Is there any discussion? If not the question...the question
- is shall House Bill 2006 pass. Those in favor will vote Aye. Those.

300 2012 and

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1. opposed will vote Nay. The voting is open. (Machine cut-off)
2. ...wish? Have all voted who wish? Take the record. On that
 3. question the Ayes are 55, the Nays are 1, 1 Voting Present.
4. House Bill 2006, having received the constitutional majority
5. is declared passed. 2012, Senator Bruce. On the Order of
 6 House Bills 3rd reading, top of page 15 is House Bill 2012.
7. Read the bill, Mr. Secretary.
 8. SECRETARY:
          House Bill 2012.
 9.
              (Secretary reads title of bill)
10.
    3rd reading of the bill.
11.
    PRESIDENT:
12.
          Senator Bruce.
13.
    SENATOR BRUCE:
          Thank you, Mr. President and members of the Senate. This
15.
    deals with the same concept we had in Senate Bill 700 for the
16.
    other pension system which allows us to shelter income so that
17.
    individuals are...their income tax burden is lessened under
18.
    the Section 414H of the Internal Revenue Code. I think that
19.
    we debated the concept and the bill passed out of here, seven
20.
    hundred for University Retirement System. This affects the
21.
    other pension systems in the State of Illinois and ask for
22.
    your favorable consideration.
23
    PRESIDENT:
24.
         There any discussion? Senator Berning.
25.
    SENATOR BERNING:
26.
          Well, Senator Bruce, Amendment No. 7 excludes the downstate
27.
    teachers. Now...
28.
   PRESIDENT:
29.
          Further discussion?
30.
    SENATOR BERNING:
31.
          ...is there...is there any real reason why we have these
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differentiations?

1. PRESIDENT:

Senator Bruce.

3. SENATOR BRUCE:

No...no, Senator Berning, it does not exclude the downstate 4. teacher system. At the suggestion of Senator Merlo, we amended 5. a provision into every system saying that it...to make it clear 6 that we are talking about the employee contribution being sheltered by the employer. Because of the effective date of this Act, we 8. have about four hundred school districts presently sheltering ۹. teachers income by way of making the contribution in...in lieu 10. of salary. And because of the way the language was written it 11. would have denied all those teachers presently covered by the 12. agreements with school boards from coverage of this Act. So I 13. talked to Senator...Merlo, we said it would be fine, we amended 14. the bill so that it affects downstate teachers differentially 15. because they, in fact, are already covered. They have received 16. a favorable ruling from the Internal Revenue Service and I think 17. about four hundred of the eleven hundred districts are presently 18. sheltering teacher income.

PRESIDENT:

19.

23.

33.

Further discussion? Senator D'Arco.

SENATOR D'ARCO:

the membership, particularly the members from Chicago that 24. every pension system in Chicago is against this bill. 25. pension system from Chicago wants this bill and if the fiscal 26. impact for the downstate teachers is going to be over a million 27. dollars because they are not going to pay income tax on that 28. money that they're going to defer into this...deferral plan. 29. I can't imagine what the fiscal impact is going to be for all 30. these Chicago pension systems that are going to defer this 31. money and the State's going to lose money on their State 32. Income Tax and those pension systems. I ask that all the...

Thank you, Mr. President. I would simply point out to

- 1. everybody oppose this bill.
- 2. PRESIDENT:
- Further discussion? Senator Savickas. 3.
- 4. SENATOR SAVICKAS:
- Yes, I would just like to reinforce Senator D'Arco's 5.
- 6. comments. I have in my hand a letter from the Retirement Board
- of the Policeman's Annuity and Benefit Fund, City of Chicago,
- Clark Burris, President, who very strongly opposes...and not R.
- only his pension trusts but all the other city funds and would
- solicit our Chicago members to oppose very vigorously House
- Bill 2012. 11

18.

19.

26.

- PRESIDENT: 12.
 - Further discussion? Senator Merlo. 13.
- SENATOR MERLO: 14.
- Thank you, Mr. President. I just want to clear my position 15.
- on this. I believe this thing has seesawed back and forth for 16.
- the last five or six days. The last time that I spoke to represen-17.
- tatives from the city, they said that the permissive legislation, which is provided now in this bill, would be satisfactory to them.
- Originally the bill mandated that the employer pick up the employees' 20.
- contribution. This amendment would resolve some of the reservations 21.
- expressed by the board by making it voluntary or permissive. You
- 22.
- can all use your own judgment on it. 23.
- PRESIDENT: 24.
- Further discussion? Senator Berning, for the second time. 25.
- SENATOR BERNING:
- Yes, thank you, Mr. President. I... I had one other question 27.
- I wanted to direct to the sponsor regarding the optional provision 28.
- for the IMRF Systems. Will not this, Senator, create a rather 29.
- confusing and compounded problem if you let it be optional with 30.
- the various employers? 31.
 - PRESIDENT:
 - Senator Bruce. 33.

- 1. SENATOR BRUCE:
- 2. Well, I find myself in a very unique situation. I got this
- 3. bill because everyone was in favor of it and then everyone has
- 4. changed around. Senator Merlo and I have worked for days and days
- 5. with these systems trying to get them to understand what we are
- 6. about to do. Yes, Senator Berning, it will confuse things, because
- 7. I am sure as soon as everyone finds out this is available they are
- 8. going to come into their pension systems and beat them about the
- 9. head and body to get them to go into the plan. And as soon as
- the firemen go in and the policemen don't, the policemen are
- 11. going to come down here and ask us to change this bill. But, frankly,
- 12. to meet everybody's objection, I said it was permissive. Over the
- 13. objections of Representative...Terzich, who didn't want to make it
- permissive. I've tried to meet everybody's request. I...I think
- 15. the bill is now permissive, I don't see how anyone could oppose
- 16. it. If the...Chicago systems don't want to do it, they don't have
- 17. to do it, but it is going to cause a hodgepodge. I wanted to have
- 18. it, everyone be in, but I can't get enough votes to get it out
- 19. of here, I think, with the mandatory. We...and I'm...I'm willing
- 20. to say, take a look at it, if it's successful in some systems, they'll
- they'll all jump in, I'm sure. In a year from now, we'll have bills
- 22. in to say, let us in.
- 23. PRESIDENT:
- Further discussion? Senator Egan.
- 25. SENATOR EGAN:
- Yes, Mr. President, members of the Senate. I'm very reluctant
- 27. to say anything about it other than it's much ado about nothing.
- The only reason the Pension Laws Commission is opposed to the
- bill is because they wanted a determination from the IRS before
- they looked into the reason for...advancing. Now, there's a lot
- of merit in that because it could be administered differently 31.
- depending on the IRS ruling. But the IRS won't give a ruling 32.
- until after the bill has passed. Now, you vote the way you want. 33.

- 1. PRESIDENT:
- 2. Senator Weaver.
- 3. SENATOR WEAVER:
- Thank you, Mr. President. What Senator Bruce says is true.
- 5. If they want in, it's permissive, they can get in, if they don't,
- they can stay out. But I'm just saying that they're all going to
- 7. want to get in when they find out really what it does and I think
- we should vote for this bill.
- PRESIDENT: 9.

14.

- Further discussion? Senator Merlo, for the second time. 10.
- 11. SENATOR MERLO:
- Thank you, Mr. President. And that was the very reason 12.
- why we passed 700. So that it would give an opportunity to
- see what the IRS would say, a period of a year. At least now,
- if you pass this bill, you have the mechanism for all of these
- 15. other funds to come in if they wish. It is not mandatory, it
- 16.
- is permissive. I don't see anything wrong in the bill. 17.
- PRESIDENT: 18.
- With leave of the Body, Senator Berning for the...third time. 19.
- SENATOR BERNING: 20.
- One point of clarification, it is mandatory for the General 21.
- Assembly. Ladies and Gentlemen of this Body, you and I are mandatorily 22.
- included in this program and I submit to you that one of the adverse 23.
- impacts will be immediately the hue and cry that all the General 24.
- Assembly, those greedy so and so's, are now taking care of themselves. 25.
- Because this is a tax shelter that apparently can cost...this can 26.
- cost the State Income Revenue and it can be construed as a...an
- increase in compensation for us and I submit we don't need that.
- PRESIDENT: 29.

27.

- Any further discussion? Senator Bruce may close. 30.
- SENATOR BRUCE: 31.
- Well, as far as I know, Senator Berning, it is permissive 32.
- for the General Assembly. Senator Merlo's amendment was to include 33.

- 1. every system in the State that's covered and...and I'm sure it
- 2. does. It makes it, if we want to go to our pension system and
- $_{
 m 3.}$ say, hey, we would like to get a four percent increase in salary
- 4. without any increase in pay. That's what this does. The Federal
- 5. Government says that if you want to do it, you can do it. I'm
- 6. caught between the people that say, let's wait for a year and
- 7. get a favorable ruling, with the fact that the IRS has informed
- 8. us by letter, until you do it folks, we're not going to send
- \mathbf{g}_{\bullet} you a ruling. As you know the great Internal Revenue Service
- just doesn't tell you on perspective, you have to...we have to
- withdraw these contributions and go in. North Dakota we've
- got a favorable ruling, we've got a favorable ruling in a 12.
- Seventh Circuit Court of Appeals located in Chicago. This is going 13.
- to fly. I ask for your favorable consideration.

PRESIDENT:

- The question is shall House Bill 2012 pass. Those in favor 16.
- will vote Aye. Those opposed will vote Nay. The voting is open.
- Have all voted who wish? Have all voted who wish? Take the record.
- On that question the Ayes are 34, the Nays are 15, 2 Voting Present.
- House Bill 2012, having received the required constitutional majority 20.
- is declared passed. Senator Grotberg, for what purpose do you arise?
- SENATOR GROTBERG:
- For just a moment of personal privilege, Mr. President. 23.
- I have received word, just within the hour, that one of the great
- guys in Illinoisis in trouble. Number one Mayor of Chicago, George 25.
- Bersted, whom we all know, the President of the Municipal League,
- 26. did have a massive heart attack this afternoon. He's in Peoria
- Hospital and is holding his own, I just wanted this Body to know
- 28.
- that. If you got any extra prayers, say them for old George because ${\bf 29.}$
- he's one hell of a guy.

PRESIDENT:

- On the Order of House Bills 3rd reading, House Bill 2034.
- Read the bill, Mr. Secretary.
- 32.33.

1. SECRETARY:

- 2. House Bill 2034.
- 3. (Secretary reads title of bill)
- 4. 3rd reading of the bill.
- 5 PRESIDENT:
- 6. Senator Nedza.
- 7. SENATOR NEDZA:
- 8. Thank you, Mr. President. With this bill as amended, it
- q. addresses itself to an increment increase in the Legislator's
- 10. expenditures and it also addresses itself to the mileage that
- is paid to the Legislators on the rate of twenty cents per
- mile and it is a member traveling by public transportation.
- It has been amended to, or by State aircraft in...in two lines 13.
- of the bill. In brevity of time, what I will do is just read
- a letter from the Illinois Department of Transportation and
- it's addressed to me and it says, "as you are aware, beginning
- 16.
- July 1st, 1979, the Department will bill Legislators riding 17. $\,$
- on State aircraft for the actual cost of the transportation. 18.
- This bill authorizes that the Legislators riding upon the 19.
- aircraft will receive the necessary cost incurred to pay for $20. \,$
- this transportation. These funds are transferred directly 21.
- to the Department rather than being billed to the Legislators ${\bf 22.}$
- on a reimbursement mechanism. As such we feel that this 23.
- legislation represents just compensation for the expenses 24.
- incurred by the Department without placing a prohibitive burden ${\bf 25.}$
- upon members of the General Assembly for use of this service.
- Additionally, by billing for expenses incurred, the Department 27.
- is not entering into an unfair competitive practices with
- privately operated airplanes throughout the State and this
- will eliminate the criticism of the Department for this type
- 30.
- of practice. The Department stands in full support of House 31.
- Bill 2034." Any questions, I'll ask for a favorable roll call. 32.
- PRESIDENT:

26.

29.

34. Is there any discussion? If not the question is shall

- 1. House Bill 2034 pass. Those in favor will vote Aye. Those opposed
- 2. will vote Nay. The voting is open. Have all voted who wish?
- 3. Have all voted who wish? Take the record. On that question
- 4. the Ayes are 32, the Nays are 22, none Voting Present. House
- 5. Bill 2034, having received the required constitutional majority
- 6. is declared passed. On the Order of House Bills 3rd reading...
- 7. Senator Johns moves to reconsider the vote by which House Bill
- 8. 2046 is passed. Senator Buzbee moves to lay that motion upon
- the Table. All in favor signify by saying Aye. All opposed.
- 10. The Ayes have it. So ordered. On the Order of House Bills
- 11. 3rd reading, House Bill 2120. Senator Schaffer, I understand
- 12. you are now the sponsor of 20...Senator Schaffer. On the Order
- of House Bills 3rd reading, House Bill 2120. Read the bill,
- Mr. Secretary.
- 15. SECRETARY:
- House Bill 2120.
- (Secretary reads title of bill)
- 18. 3rd reading of the bill.
- PRESIDENT:
- Senator Schaffer.
- SENATOR SCHAFFER:
- This is a very simple Act. It simply provides that
- those people are legally blind qualify for the Homestead 23.
- Exemption Act. We've been able to estimate, if everybody 24.
- who the Department of Voc-Rehab says is legally blind and 25.
- otherwise qualifies, if every last one of them, I think the 26.
- cost is three hundred and ninety...thousand dollars. I think 27.
- there's someone that should be added to the Homestead Exemption.
- I think we intended that originally. I think it's a good bill. 29.
- PRESIDENT:
- Further discussion? Senator Savickas.
- SENATOR SAVICKAS:
- Yes, Mr. President and Members of the Senate. Once again, 33.
- 34. little by little, we'll be opening the door. As Senator Knuppel
- 35. had said, entry is the hardest part. This is the first opening

- l. of the door for exemptions. Again we've got with the legally
- 2. blind, we're going to have with the legally deaf, the legally
- 3. handicapped and I would suggest that we oppose the passage of
- 4. this bill as we had all other tax exemption bills in the Senate.
- 5. PRESIDENT:
- 6. Any further discussion? Senator Netsch.
- 7. SENATOR NETSCH:
- A question of the sponsor.
- 9. PRESIDENT:
- 10. Indicates he'll yield. Senator Netsch.
- 11. SENATOR NETSCH:
- 12. Are the legally blind not considered...let me put the question
- 13. in the affirmative...in the affirmative, are the legally blind considered
- disabled for purposes of the circuit breaker?
- 15. PRESIDENT:
- 16. Senator Schaffer.
- 17. SENATOR SCHAFFER:
- 18. ... I am led to believe they are not unless they have some
- 19. other affliction.
- 20. PRESIDENT:
- 21. Senator Netsch.
- SENATOR NETSCH:
- Well, I'm...I'm somewhat surprised to hear that, because
- I would think that they would be considered disabled under that
- definition. Even if that is not so, I would also suggest that 25.
- we have...we have...not in addition to any other major
- tax relief that we may have passed. If we are to increase the
- help for people in that category, I would think it would make
- a great deal more sense to do it through the circuit breaker
- for several reasons. Among them, the fact that the circuit ${\tt 30.}$
- breaker does not cost local governments money. It is awailable 31.
- to people on a broader basis. That is for...for example, people 32.
- who live in a rented facility, it is a much more sensible way 33.
- 34. to go. And rather than continuing to fuss around with the local

- 1. property tax base, it seems to me that we would be in a much
- 2. better posture if we were to look at...if they are indeed, not
- 3. covered now by the circuit breaker, to see that they are included
- 4. in that...rather...again than trying to take more property
- 5. out from the property tax base.
- 6. PRESIDENT:
- 7. Further discussion? Senator Mitchler.
- g. SENATOR MITCHLER:
- 9. Mr. President and members of the Senate. I have to rise
- 10. in support of this, because the Homestead Act provides, persons
- 11. sixty-five years of age and older are granted the Homestead
- 12. Exemption. It has no wealth or income on it at all. You could
- 13. be a multimillionaire living in a eight hundred or I don't care
- 14. what the mansion you're in and you can go down and file for a
- 15. Homestead exemption. Now, if we're going to grant that person
- 16. a Homestead exemption, Lord help me, we certainly can grant,
- 17. Jimmy Hood, down there at the newstand and all these people
- 18, that are legally blind. How would you like to be legally blind?
- 19. And if we can grant a Homestead Exemption to a multimillionaire,
- 20. we can certainly grant it to a legally blind person. Let's have
- 21. a..
- 22. PRESIDENT:
- Any further...
- 24. SENATOR MITCHLER:
- 25. ...hundred percent Aye vote on this.
- 26. PRESIDENT:
- Any further discussion? Senator Schaffer may close.
- 28. SENATOR SCHAFFER:
- 29. Well, the problem...the reason they didn't qualify and I think
- 30. we all thought they would qualify, was for the lack of a definition.
- And we put a definition in which is twenty over two hundred. I don't
- 32. know exactly what that means, but I know that twenty-twenty and twenty
- over two hundred must be pretty bad. I think it's a good bill and

- 1. I'm amazed that I have a people bill and I've got Senator Mitchler
- 2. with me and Senator Netsch against me. I appreciate a favorable
- 3. roll call.
- PRESIDENT:
- 5. The question is shall House Bill 2120 pass. Those in favor
- 6. will vote Aye. Those opposed will vote Nay. The voting is open.
- 7. Have all voted who wish? Have all voted who wish? Take the
- 8. record. On that question the Ayes are 29, the Nays are 3, 8 Voting
- Present. House Bill 2120, having failed to receive the required
- constitutional majority is declared lost. 2134, Senator Knuppel.
- On the Order of House Bills 3rd reading, is House Bill 2134. Read 11.
- the bill, Mr. Secretary.
- SECRETARY:
- House Bill 2134.
- (Secretary reads title of bill)
- 15.
 3rd reading of the bill.
- 16.
- PRESIDENT:

- Senator Knuppel.
- SENATOR KNUPPEL:
- This is what you call a people's bill. This bill here
- would provide that those people who earn over twenty-one thousand 21.
- dollars per year will be subject to review under the Personnel
- 22. Code every four years. The first twenty-five percent being
- selected at random in February of 1980. The people that had
- originally been in there, were amended out, were craftsmen,
- 25. the highway crews, that is negotiated rate employees and professionals
- 26.
- without policy making a major administrative authority. This bill 27.
- will apply to policy makers earning in excess of twenty-one thousand 28.
- yearly and they will be appointed for four year periods. It...it affects 29.
- only one thousand thirty-eight employees. I move this is a good ${f 30.}$
- law, it's a law that will cut out the dead wood at the top and it'll
- 31. give us the kind of leadership we want in those policy making...
- give us the kind of leadership we want in those policy making...

 32.
 positions.

1. PRESIDENT:

2. Any discussion? Senator Merlo.

3. SENATOR MERLO:

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

, bill was heard in the Committee on Pensions, Personnel and

6. Veteran Affairs of which I am Chairman. There was...opposition

7. to the bill. The opponents were AFSCME and the Illinois State

8. Employees Association. Their primary objection to the bill

9. was that the bill suggests that employees can be instantly

10. subject to discharge without cause. It made no provision for

a due process hearing for review of employee removal. In

recent years, I am sure that we're all aware, the United States

Supreme Court has ruled that a job is a property right which

may be taken away only after good cause is demonstrated. They

oppose the bill and I personally have to oppose the bill. The

concerned parties were supposed to get together to resolve this

problem and they didn't. So I suggest that you vote against

the bill.

16.

17.

18.

20.

21.

25.

26.

27.

28.

29.

30.

PRESIDENT:

Further discussion? Senator Knuppel may close.

SENATOR KNUPPEL:

Yes, I realize that we weren't able to do everything that 22.

Senator Merlo would like to have seen. We did make progress,

we attempted to do what we could. We, in good faith, removed

craftsmen, highway crews and professionals without

policy making authority. I think there's a time that we got to

this Personnel Code and some of the people at the top and that we

had some say so about it. I think this is good legislation and

it ought to be adopted.

PRESIDENT:

The question is shall House Bill 2134 pass. Those in favor 31.

will vote Aye. Those opposed will vote Nay. The voting is open.

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

34. On that question the Ayes are 41, the Nays are 3, none Voting Present.

- 1. House Bill 2134, having received the required constitutional
- 2. majority is declared passed. 2146, Senator Joyce. On the Order
- 3. of House Bills 3rd reading is House Bill 2146. Read the bill,
- 4. Mr. Secretary.
- 5. SECRETARY:
- 6. House Bill 2146.
- 7. (Secretary reads title of bill)
- g. 3rd reading of the bill.
- 9. PRESIDENT:
- 10. Senator Joyce.
- 11. SENATOR JEREMIAH JOYCE:
- Thank you, Mr. President, members of the Senate. House
- 13. Bill 2146 is identical in every respect to Senate Bill 619
- 14. which we passed out of here by a 50 to 3 vote, I believe. It
- 15. amends the Revenue Act to increase the compensation pay to
- 16. certified Illinois Assessing Officers from three hundred dollars
- 17. to five hundred dollars per year. It has a fiscal impact or
- 18. a fiscal note of a hundred and thirty thousand dollars. I would
- 19. move your favorable consideration at this time.
- 20. PRESIDENT:
- 21. Any discussion? Senator Martin.
- 22. SENATOR MARTIN:
- Sorry about this, Senator Joyce, but my recollection on
- 24. that bill is the...the money is paid when they go to the school
- 25. and I will assure you that I personally have had extreme difficulty
- 26. getting any information. Because of that, there was agreement in
- 27. committee that there would be an amendment added to the bill that
- 28. since State monies were going to pay for these tests that these
- 29. people were taking that the information about the results of the
- test would be available. They wouldn't have to publish them, but
- they would be available. That commitment was made that that would
- be taken care of. There's nothing in the bill that takes care
- of that.
- 34. PRESIDENT:

- 1. Further discussion? Senator Coffey.
- 2. SENATOR COFFEY:
- 3. Question of the sponsor.
- 4. PRESIDENT:
- Yes, he indicates he'll yield.
- 6. SENATOR COFFEY:
- 7. Yes, Senator Joyce, I'm sorry, I didn't hear what...that they
- 8. will get in additional salary, what does that amount to?
- 9. PRESIDENT:
- 10. Senator Joyce.
- 11. SENATOR JEREMIAH JOYCE:
- 12. Let me deal...let me deal with the two issues, the one
- 13. that Senator Martin has raised. I didn't handle the bill in
- 14. committee, but I believe you're correct, that there was a...there
- 15. was an agreement with respect to that. I can take it out of
- 16. the record if that'll...
- 17. PRESIDENT:
- 18. Further discussion? Senator Grotberg.
- 19. SENATOR GROTBERG:
- 20. It's out of the record.
- 21. PRESIDENT:
- Oh, I beg you pardon. I...2180, Senator Demuzio. 2194, Senator
- Gitz. On the Order of House Bills 3rd reading is House Bill 2194.
- Read the bill, Mr. Secretary.
- SECRETARY:
- 26. House Bill 2194.
- (Secretary reads title of bill)
- 28. 3rd reading of the bill.
- 29. PRESIDENT:
- Senator Gitz.
- 31. SENATOR GITZ:
- Thank you, Mr. President, members of the Senate. This
- bill was extensively amended to meet objections in committee. !

- In its present form, it does two things which I think are very,
- 2. very, important. In northern Illinois there are a number of
- 3. supervisor of assessors which have made arbitrary changes and never
- 4. notified the local supervisor of assessor. On top of that, they've
- 5. been guilty from time to time, what do we call, windshield assessments.
- 6. That is they never viewed the property. Finally, the homeowners
- 7. really have no idea when their homes are reassessed. This bill
- 8. in its amended form would do all of these things. It would require
- 9. the supervisor of assessor to notify by mail the township supervisor
- 10. and allow him the opportunity to accompany him when he makes a
- 11. viewing of the property. Now there were certain technical problems
- 12. in terms of what happens if they were unable to comply with the
- 13 notice provisions. That was taken of by an amendment which says
- 14 that if any of these, failure to provide notice that township 15. assessor, taxpayer owner, shall not of and by itself invalidate
- 16. any change in assessment. This has now met the objections which
- 17. were forwarded by the Urban Counties Council. Those points were,
- 18. I believe, communicated to Senator Martin and Senator Maitland
- and I would ask for its favorable approval. I think it's very
- 20. much needed.
- 21. PRESIDENT:

- Is there any discussion? Senator Walsh. 22.
- 23. SENATOR WALSH:
- Well, Mr. President and members of the Senate. This bill 24
- 25. was heard in the Revenue Committee and like just about all the
- bills heard there, it came out on the Floor. I...it seems to me
- what this does is...is to inhibit the...the Supervisor of Assessments 27.
- from...from doing his job. He's supposed to inspect the property
- and I don't know that he has to or should, necessarily, notify 29.
- the...the property owner that he's going out to...to conduct an 30.
- 31. assessment or...or an appraisal. At least a ride by is better than
- 32. no ride at all. And...and I really don't quite understand the 33. purpose of the bill and the amendment provides that all sorts

- 1. of notices are supposed to be given and, I don't know, I read it
- 2. rather hastily, but someone suggested maybe even a...a public notice
- 3. or notice in a newspaper. And I just don't...don't get the drift
- 4. of it, I didn't in committee and I do know in committee that some
- 5. of those who were supposed to have been for the bill came up to me
- 6. after the committee hearing and said that they weren't for the
- 7. amendment that was offered at the committee hearing. Now, I don't
- $\boldsymbol{8.}\ \ \text{know if this is}\ \ \text{the same amendment or if it was withdrawn, but it}$
- 9. ...it sure sounds like the one that was offered in committee and
- 10. it just seems like a...like a bad idea and I think we should defeat
- 11. this bill.
- 12. PRESIDENT:
- 13. Further discussion? Senator Egan.
- 14. SENATOR EGAN:
- Well, thank you, Mr. President, members of the Senate. I...I
- keep hearing all of this criticism about the...the Revenue Committee
- on which you sit, Senator, and the vote was nine to nothing. Which
- indicates to me that you had no objection then. Now, had you had 18.
- an objection then, I would maybe have...have...had the same objection.
- I...but having not heard it till now, I'd like to...I don't see any-
- thing wrong with the Supervisor of Assessment, in fact, notifying 21.
- the local assessing authority and the owner of the property so that 22.
- they know he actually saw the...the parcel. I...what...what...what.
- PRESIDENT:

- Senator Walsh.
- SENATOR WALSH:
- Ah...Mr. President and Mr. Chairman. The vote was nine to
- nothing to one. I recorded my concern by...by voting Present
- in committee and it was...it was represented at the committee that 29.
- everybody was in accord with the proposal in the amendment that
- was offered by...by Senator Gitz. I just report to the...to the 31.
- membership that after the committee hearing, some of those who were ${\bf 32.}$
- supposed to have been in favor indicated that it was not the amendment
- 33.

- 1. they thought was going to be put on. Now, I don't know if it's
- 2. the same amendment or if it was substituted on 2nd reading, but
- 3. my hasty reading of the amendment doesn't, to me, make the bill
- 4. look any better now than it was then. So maybe even a Present
- 5. vote now would be in order.
- 6 PRESIDENT:
- Senator Gitz may close.
- SENATOR GITZ:
- 9. I beg to differ with Senator Walsh, their chief objection
- 10. is they were concerned about it would invalidate the assessment.
- 11. When they found that that took place, 'cause I met with all
- 12. those groups, they dropped the objection. Their second objection
- was that they didn't really want to publish a notice, they
- particularly didn't want to send a notice to each and every
- homeowner; we agreed, that's why it says a...a whole area
- 16. You just put a little simple legal notice in the newspaper. It
- $\frac{1}{12}$ personally does not meet my objections, I think they should have
- to mail to each and every one of them. But I want to point out
- to this membership that I think the supervisor of assessor, who is
- not elected, has an obligation to notify the township assessor.
- And I also want to point out that this is supposed to be a 21.
- Session which is dealing with tax relief. It seems that the most 22.
- basic thing we can do is to at least let a home owner know when 23.
- we are going to be changing his assessor instead of letting them 24.
- do what they did in Winnebago County, make an arbitrary percentage 25.
- change with no notification whatsoever. As a matter of fact, one ${\bf 26.}$
- of the supervisor of assessor in northern Illinois, who shall ${\bf 27.}$
- remain nameless, was thrown out of a downstate county and he is 28.
- now the supervisor assessor up there, and now has everybody in 29.
- uproar to date. And I think that this is a start in a very 30.
- needed direction.
- PRESIDENT:
- The question is shall House Bill 2194 pass. Those in favor 33.

- 1. will vote Aye. Those opposed will vote Nay. The voting is open.
- 2. Have all voted who wish? Have all voted who wish? Have all voted
- 3. who wish? Take the record. On that question the Ayes are 33, the
- 4. Nays are 17, 4 Voting Present. House Bill 2194, having received
- 5. the required constitutional majority is declared passed. I under-
- 6. stand that the bill that was taken out of the record, the objections
- 7. have been met. On the Order of House Bills 3rd reading, is House
- 8. Bill 2146. Read the bill, Mr. Secretary.
- 9. SECRETARY:
- 10. House Bill 2146.
- 11. (Secretary reads title of bill)
- 12. 3rd reading of the bill.
- 13. PRESIDENT:
- 14. Senator Joyce.
- 15. SENATOR JEREMIAH JOYCE:
- 16. Thank you, Mr. President, members of the Senate. Senate...
- House Bill 2146 will increase the payment from three hundred
- 18. dollars to five hundred dollars for certified Illinois Assessing
- 19. Officers. This will cost a hundred and thirty-three thousand
- 20. dollars. There are six hundred and sixty-five persons involved
- at the present time. I move your favorable consideration.
- 22. PRESIDENT:
- 23. Any discussion? Senator Grotberg.
- 24. SENATOR GROTBERG:
- Only to say, Mr. President, that this is that one hundred
- 26. and twenty hours that any assessor has got four years to take to
- 27. get certified. As long as their the bulwark of the whole taxing
- 28. situation, we do want to encourage it and...and I hope that every-
- 29. body on this side will vote for this bill that .. to get them up to
- 30. about two dollars and sixty-seven cents an hour for going to
- 31. school over a period of four years.
- 32. PRESIDENT:
- The question is shall House Bill 2146 pass. Those in favor

- 1. will vote Aye. Those opposed will vote Nay. The voting is open.
- 2. Have all voted who wish? Have all voted who wish? Take the
- 3. record. On that question the Ayes are 54, the Nays are none,
- 4. none Voting Present. House Bill 2146, having received the required
- 5. constitutional majority is declared passed. Top of page 16, On
- 6. the Order of House Bills 3rd reading, House Bill 2205. Read the
- 7 bill, Mr. Secretary.
- 8. SECRETARY:
- House Bill 2205.
- (Secretary reads title of bill)
- 11. 3rd reading of the bill.
- 12. PRESIDENT:
- 13. Senator Berman.
- 14. SENATOR BERMAN:
- Thank you, Mr. President. 2205 does three things. It
- 16. changes the reporting date for the census of...handicapped children
- 17. from March 1 to December 22. Secondly, it allows the...regional
- 18. superintendents to claim direct reimbursement from IOE for special
 - education programs. And third, it allows the Department of
 - 20. Corrections to submit claims for reimbursement through IOE for
 - its special education program. Ask for a favorable vote.
 - 22. PRESIDENT:
 - Any discussion? Senator Davidson.
 - 24. SENATOR DAVIDSON:
 - I rise in support of this bill. This is the bill that
 - needs to be passed that we worked out a long time. I urge all
 - our people to vote for it.
 - 28. PRESIDENT:
 - Any further discussion? If not, the question is shall
 - House Bill 2205 pass. Those in favor will vote Aye, those 30.
 - opposed will vote Nay. The voting is open. Have all voted who
 - wish? Have all voted who wish? Take the record. On that 32.
 - question the Ayes are 52, the Nays are none, none Voting Present. 33.
- 34. House Bill 2205, having received the required constitutional

- majority is declared passed. 2210, Senator Vadalabene. Senator
- 2. Berman, for what purpose do you arise?
- 3. SENATOR BERMAN:
- 4. Senator Vadalabene was not feeling well and he asked me
- 5. to handle it. Do I have leave to handle the bill for him?
- 6. PRESIDENT:
- 7. You heard the request. Is leave granted? Leave is granted.
- 8. On the Order of House Bills 3rd reading is House Bill 2210. Read
- 9. the bill, Mr. Secretary.
- 10. SECRETARY:
- 11. House Bill 2210.
- 12. (Secretary reads title of bill)
- 13. 3rd reading of the bill.
- 14. PRESIDENT:
- 15. Senator Berman.
- 16. SENATOR BERMAN:
- 17. Thank you...Mr. President. House Bill 2210 as amended does
 - 18. only one thing. It provides for current reimbursement of the
 - 19. Adult Education Programs. There have been ongoing discussions
 - 20. regarding the other aspects of this bill regarding the rates of reim-
 - 21. bursement and other guidelines. Those issues have not been settled.
 - 22. All I'm suggesting that we do is pass this bill out, which provides
 - 23. for current reimbursement of Adult Education Programs. Give us
 - 24. a few more days to finish our discussions with the adult education
 - 25. people. Be glad to respond to any questions.
 - 26. PRESIDENT:
 - 27. Any discussion? Senator Davidson.
 - 28. SENATOR DAVIDSON:
 - 29. I rise in support of this bill. Urge everybody to vote Aye.
 - 30. PRESIDENT:
 - 31. The question is shall House Bill 2210 pass. Those in favor
 - 32. will vote Aye. Those opposed will vote Nay. The voting is open.
 - 33. Have all voted who wish? Have all voted who wish? Take the record.

- 1. On that question the Ayes are 46, the Nays are 5, 1 Voting Present.
- 2. House Bill 2210, having received the required constitutional majority
- 3. is declared passed. 2226, Senator Regner. On the Order of House
- 4. Bills 3rd reading, House Bill 2226. Read the bill, Mr. Secretary.
- 5. SECRETARY:
- 6. House Bill 2226.
- (Secretary reads title of bill) 7.
- 8. 3rd reading of the bill.
- PRESIDENT:
- Senator Regner. 10.
- 11. SENATOR REGNER:
- Mr. President and members of the Senate. This is a piece 12.
- of legislation that came out of the Joint Committee...Administrative 13.
- Rules where over the last year and a half of operation we have 14.
- had some problems. What it does, it establishes separate procedures 15.
- related to general rule making, emergency rule making and preemptory 16.
- rule making. I ask for a favorable roll call. 17.
- PRESIDENT: 18.

- Is there any discussion? If not, the question is shall 19.
- House Bill 2226 pass. Those in favor will vote Aye. Those opposed 20.
- will vote Nay. The voting is open. Have all voted who wish?
- 21. Have all voted who wish? Take the record. On that question the
- Ayes are 52, the Nays are none, 1 Voting Present. House Bill 2226,
- 23 having received the required constitutional majority is declared
- 24. passed. 2269, Senator Lemke. 2301, Senator Schaffer. On the
- 25.
- Order of House Bills 3rd reading, House Bill 2301. Read the bill, 26.
- Mr. Secretary. 27.
- SECRETARY: 28.
- House Bill 2301. 29.
- (Secretary reads title of bill)
- 30.
- 3rd reading of the bill. 31.
- PRESIDENT: 32.

- Senator Schaffer.
- 34. SENATOR SCHAFFER:

- 1. Mr. President, this bill addresses the problem of low
- 2. immunization levels throughout the State. And it would require
- 3. the school systems to have high immunization levels in the students
- 4. or suffer a penalty in the School Aid Formula. It's supported
- 5. by virtually everyone. It was amended yesterday to make it
- 6. easier to comply. Would require eighty percent compliance a
- 7. year from October and ninety percent thereafter. Most of our
- 8. school districts are approaching that now. Some of the districts
- 9. express some problem reaching that level. I would only point
- 10. out to you that these...we have seen an outbreak in measles
- 11. epidemics, largely caused by lack of immunization. We have many
- 12. problems, the bill came from the Mental Health Commission, the
- 13. DD prevention subcommittee.
- 14. PRESIDENT:
- 15. Any discussion? Senator Rhoads.
- 16. SENATOR RHOADS:
- Question of Senator Schaffer. Is there any penalty for
- 18. those school districts who would have a...a higher incidence
- 19. of Christian Science students?
- 20. PRESIDENT:
- Senator Schaffer.
- 22. SENATOR SCHAFFER:
- There's a waiver for Christian Science students, they would
- 24. be considered as complying, there's also a waiver for those children
- 25. that have allergic reactions. I might add, the penalty is paid
- 26. back as soon as the school district complies.
- 27. PRESIDENT:
- Further discussion? If not, the question is shall House
- 29. Bill 2301 pass. Those in favor will vote Aye. Those opposed
- 30. will vote Nay. The voting is open. Have all voted who wish?
- 31. Have all voted who wish? Take the record. On that question the
- 32. Ayes are 52, the Nays are none, none Voting Present. House
- 33. Bill 2301, having received the required constitutional majority

- 1. is declared passed. 2322, Senator Geo-Karis. On the Order of
- 2. House Bills 3rd reading, House Bill 2322. Read the bill, Mr.
- 3. Secretary.
- 4. SECRETARY:
- 5 House Bill 2322.
- 6. (Secretary reads title of bill)
- 7. 3rd reading of the bill.
- R. PRESIDENT:
- 9. Senator Geo-Karis.
- 10. SENATOR GEO-KARIS:
- Mr. President and Ladies and Gentlemen of the Senate. This
- is the bill I took out of the record the other day in order to
- make it a little more clear for people. This is a bill requested 13.
- by the Illinois Commerce Commission in order to clarify what is
- listed as public...what is not...properly considered as public 15.
- utilities. As public utilities are not, for example, are not
- commuter vans, airplanes, et cetera. And it's a clarification 17.
- bill and I ask your respectful consideration.
- PRESIDENT:

29.

30.

- Is there any discussion? If not, the question is shall
- House Bill 2322...yes, Senator Bruce. 21.
- SENATOR BRUCE:
- $\hbox{We have reviewed this bill since yesterday and as an expression } \\$
- by Senator Knuppel, it hasn't improved with age. We have gone 24.
- over it and over this. The problem is the Statute that regulates
- taxi cabs and...and everything are all contained within this Act. 26.
- I wish the Illinois Commerce Commission would give us a good ${\bf 27.}$
- reason why we should make a substantial alteration to that Act 28.
- by excluding coverage of many, many classes of motor...motor
- freight carriers, Medi-vans, a whole series of vehicles and
- my ... my difficulty that I have with this is that in the Statute
- there is a provision about preemption and the right of local 32.
- communities to regulate. This says they are exempted. I still ${\bf 33.}$

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- 1. have a concern since they exempted them from coverage, what right
- 2. does a city have to regulate taxi cabs and other things and
- 3. frankly, if this bill only recodifies the Statute, I...I am
- 4. sorry to stand in opposition to it, but it looks to me like it
- 5. does a great deal more and I think that it ought not to pass.
- 6. PRESIDENT:
- Any further discussion? Senator Geo-Karis may close. 7.
- SENATOR GEO-KARIS: 8.
- Just to answer Senator Bruce. For example, taxi cabs and 9.
- charter and contract buses were not considered public utilities 10.
- by a Supreme Court decision, People versus Thompson, 341 Illinois 11.
- 166. Because they're not...they're not subject to commission 12.
- regulation because they do not operate under specified rules
- under regular schedules of time or between definite points. I 14.
- ask...your respectfull consideration. It's a clarification
- 15. bill of what is, what is not a public utility.
- PRESIDENT: 17.

16.

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- The question is shall House Bill 2322 pass. Those in favor 18.
- will vote Aye. Those opposed will 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 25, the Nays are 12, 1 21.
- Voting Present. House Bill 2322, having failed to receive the 22.
- required constitutional majority is declared lost. 2348, Senator 23.
- Gitz. Senator Gitz seeks leave of the Body to return 2348 to the 24.
- Order of 2nd reading for purposes of an amendment. Is leave 25.
- granted? Leave is granted. On the Order of House Bills 2nd
- reading, House Bill 2348, Mr. Secretary. 27.
- SECRETARY:
- 28.
- Amendment No. 1 offered by Senator Gitz. 29.
- PRESIDENT: 30.
- Senator Gitz. 31.
- SENATOR GITZ: 32.
- Thank you, Mr. President, members of the Senate. Amendment 33.

Ab Reading

- 1. No. 1 was pointed out to me as needed by the Department of Trans-
- 2. portation. the language is lifted directly from Senate Bill 889.
- 3. I think all of us are concerned about Road Fund diversions, but
- 4. certainly it seems very rational that activities that can be
- 5. subject to a Federal reimbursement should be put back into the
- 6. bill. And at the request of the Department of Transportation
- .7. we are doing so in this amendment and I would urge its adoption.
- 8. PRESIDENT:
- Senator Gitz has moved the adoption of Amendment No. 1
- 10. to House Bill 2348. Is there any discussion? If not, all
- in favor signify by saying Aye. All opposed. The Ayes have
- 12 it, the amendment is adopted. Further amendments?
- 13. SECRETARY:
- 14. No further amendments.
- 15. PRESIDENT:
- 16. 3rd reading. Top of page 17, On the Order of House Bills
- 17. 3rd reading is House Bill 2431, Senator Joyce. On the Order of
- House Bills 3rd reading, House Bill 2431. Read the bill, Mr.
- 19. Secretary.
- 20. SECRETARY:
- 21. House Bill 2431.
- 22. (Secretary reads title of bill)
- 23. 3rd reading of the bill.
- PRESIDENT:
- 25. Senator Joyce.
- 26. SENATOR JEROME JOYCE:
- Yes, Mr. President, thank you. This makes several revisions
- in the Revenue Act designed to make the information on assessments
- and assessment appeals available to taxpayers and local assessment
- 30. officials. It also established a more comprehensive basis for
- action by the Board of Review in equalizing assessments. And
- Senator Walsh, it passed the Revenue Committee, eleven to nothing, 32.
- Senator Egan.

- 1. PRESIDENT:
- Is there any discussion? Senator McMillan.
- 3. SENATOR MCMILLAN:
- 4. Mr. President, a question of the sponsor. It...it did get
- 5. through without any trouble, but am I correct, it doesn't
- 6. apply to Cook County and why is that if it does not.
- 7. PRESIDENT:
- Senator Joyce.
- 9. SENATOR JEROME JOYCE:
- 10. That's probably why it didn't have any trouble.
- 11. PRESIDENT:
- Senator Egan.
- 13. SENATOR EGAN:
- 14. Yes, Mr. President, members of the Senate. I...I've been
- 15. searching all day long to figure out a reason to oppose this
- 16. bill and I really can't find a reason. Other than the fact that
- 17. it makes absolutely no sense to me.
- 18. PRESIDENT:
- 19. Any further discussion? The question is shall House Bill
- 20. 2431 pass. Those in favor will vote Aye. Those opposed will
- 21. vote Nay. The voting is open. Have all voted who wish? Have
- 22. all voted who wish? Have all voted who wish? Take the record.
- 23. On that question the Ayes are 35, the Nays are 14, 3 Voting Present.
- 24. House Bill 2431, having received the required constitutional
- 25. majority is declared passed. On the Order of House Bills 3rd
- 26. reading, House Bill 2348, Senator Gitz.
- 27. SENATOR GITZ:
- 28. Mr. President, members of the Senate. I think all of us
- 29. are well aware of the fact...
- 30. PRESIDENT:
- 31. Senator Gitz...Senator Gitz.
- 32. SENATOR GITZ:
- Mr. President, my apologies, we need to suspend Rule 15.

1. PRESIDENT:

- 2. You've heard the request. All in favor signify by saying
- 3. Aye. All opposed. The Ayes have it. The rule is suspended. On
- 4. the Order of House Bills 3rd reading, House Bill 2348. Read the
- 5 bill, Mr. Secretary.
- 6. SECRETARY:
- 7. House Bill 2348.
- (Secretary reads title of bill)
- 3rd reading of the bill.
- PRESIDENT:

16.

21.

23.

24.

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- Senator Gitz.
- SENATOR GITZ:
- Thank you, Mr. President. I'm very happy that this bill
- is under bipartisan sponsorship because I think it's a bipartisan
- problem. We have a very serious problem in this State in how 15.
- we're going to put together a road program. There have been
- two or three different road programs that have been batted 17.
- around, but an essential feature of each and everyone of them 18.
- is the conclusion, which Senator Shapiro deserves a great deal 19.
- of credit for, that we should return road fund monies, first 20.
- and foremost to the Transportation Fund and use them for road
- purposes. Now the fact remains and I think Representative ${\bf 22.}$
- Winchester was very wise in this move, that this bill is very
- mild in its first two years. As a matter of fact the first
- year effect is only 22.5 million dollars. The Governor's
- 25. recommendations alone were 23.9. In Fiscal Year '81 it will
- 26. have approximately 46.7 million dollar impact. Now the real
- bite of this program is going to come in Fiscal Year '82
- 28.

 and Fiscal Year '83, when we start talking about the Secretary
- 29. of State. Why then is this important. I think it's important
- 30.
- for this very basic reason. If we know statutorily what our 31.
- situation is going to be, three and four years down the road, 32.
- we can make appropriate adjustments then and now in our budgeting 33.

- 1. procedures. Secondly, if we know that revenue is going to be
- 2. there for being committed to a highway program, we can obligate
- 3. now because the bills for that road program will come due then.
- 4. Now I'm not suggesting that this one bill is going to solve the
- 5. road program by itself, but I think it's an essential ingredient.
- 6. I think it is long overdue.
- 7. PRESIDENT:
- Your time has expired, Senator.
- 9. SENATOR GITZ:
- I think it is something that we should have done long before.
- 11. PRESIDENT:

28.

- Is there any discussion? Senator Shapiro.
- 13. SENATOR SHAPIRO:
- Well, Mr. President...Mr. President and Ladies and Gentlemen
- of the Senate. This bill, House Bill 2348 is a phased-in diversion 15.
- __ program which will cost over the four year period of approximately
- a hundred and ninety-one million dollars. Frankly, the General 17.
- Revenue Fund cannot stand this type of...of taking away of its
- income regardless of who the sponsor is or which diversion bill
- is becomes...passed finally. But in addition to that, it is my
- 20.
- understanding that there are negotiations going on over in the ${\bf 21.}$
- House on the road program and, frankly, this is not the time to 22.
- be considering this type of bill. I would urge its defeat. 23.
- PRESIDENT:
- Any further discussion? Senator Gitz may close.
- SENATOR GITZ:
- I think we're all aware of the issue. I think it is high
- time we do this. I think that if you vote red, what you're really
- saying is, it's fine to talk about diversions rhetorically, but
- everytime you have an opportunity to do something really about
- 30.
- it, we're not serious. And $\tilde{\textbf{I}}$ believe that it's time that we 31.
- passed this bill and make our point. 32.
- PRESIDENT:

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1.
          The question is shall House Bill 2348 pass. Those in
 2. favor will vote Aye. Those opposed will vote Nay. The voting
 3. is open. Have all voted who wish? Have all voted who wish?
4. Take the record. On that question the Ayes are 39, the Nays
 5. are 11, none Voting Present. House Bill 2348, having received
 6. the required constitutional majority is declared passed. Top
 7. of page 17 On the Order of House Bills 3rd reading, House Bill
    2462, Senator Chew. Senator Chew on the Floor? 2492, Senator
 9. Knuppel. On the Order of House Bills 3rd reading, House Bill
10. 2492. Read the bill, Mr. Secretary.
11. SECRETARY:
12.
13.
14.
15.
16.
17.
18.
19.
20.
21.
22.
                            End of Reel #14
23.
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32. 33. SECRETARY:

PRESIDENT:

33.

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2.
           House Bill 2492.
                 (Secretary reads title of bill)
 3.
4.
     3rd reading of the bill.
5.
     PRESIDENT:
           Senator Knuppel.
6.
     SENATOR KNUPPEL:
7.
           Mr. Chairman and members of the Body. This is the bill I
8.
     messed up and put two amendments on. What the bill really does,
9.
     is it increases salaries for certain State's Attorneys throughout
10.
     the State of Illinois. It does not change the right to practice.
11.
     Those in counties of over thirty thousand cannot presently practice
12.
     nor could they under the increase in salary. In counties of less
13.
     than ten thousand, the salary stays the same. In...counties from
14.
     ten thousand to twenty thousand in the new term they would advance
15.
     from twenty-five five to thirty-one five and in counties from
16.
     twenty to thirty thousand, would advance from twenty-five five to
17.
     thirty-six thousand. In counties of thirty thousand to one million
18.
     the salary now, forty-two thousand six hundred would advance to
19.
     fifty thousand five hundred and in Cook County, the salary would
20.
     advance from fifty thousand to fifty-eight thousand. Now, in keeping
21.
     with the nonmandated concept, the State will pay two-thirds of the
22.
     salary increase. The State's Attorney in each of these counties
23.
     would not receive the additional one-third unless the county board
24.
     appropriated the funds to pay for that additional one-third increase.
25.
     This is a reasonable increase to attract the type of people we
26.
      need in these jobs. I submit that... I submit that we should have a
27.
      favorable roll call.
28.
      PRESIDENT:
29.
            Is there any discussion? Senator Rhoads.
30.
      SENATOR RHOADS:
31.
            What's the maximum liability to the State of Illinois?
32.
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- l. Senator Knuppel.
- 2. SENATOR KNUPPEL:
- 3. Sir, I...I have not got a...a computation on it. Now, let
- 4. me look at my digest to see if it shows, but...but it would be...
- 5. there's a hundred and two counties and it's roughly an increase of
- 6. about eight thousand a county, so it would be about a hundred...
- 7. a hundred and two counties multiplied by about eight thousand...
- 8. well, it would be two-thirds of eight thousand...about six thousand
- g. a year. Let's say six thousand by a hundred would be six hundred
- 10. thousand a year.
- 11. PRESIDENT:
- 12. Further discussion? If not, the question is, shall House
- 13. Bill 2492 pass. Those in favor will vote Aye. Those opposed will
- 14. vote Nay. The voting is open. Have all voted who wish? Have all
- 15. voted who wish? Have all voted who wish? Take the record. On
- 16. that question, the Ayes are 27, the Nays are 21, none Voting Present.
- 17. House Bill 2492...the sponsor has requested that further consideration
- 18. be postponed. So ordered. 2508, Senator Wooten. On the Order of
- 19. House Bills, 3rd reading, House Bill 2508. Read the bill, Mr.
- 20. Secretary.
- 21. SECRETARY:
- 22. House Bill 2508.
- 23. (Secretary reads title of bill)
- 24. 3rd reading of the bill.
- 25. PRESIDENT:
- 26. Senator Wooten.
- 27. SENATOR WOOTEN:
- Thank you, Mr. President. The bill itself is quite simple.
- There's an amendment on it, which I will let the sponsors of the
- amendment discuss. The bill itself simply makes note of the fact
- that in some local school districts there are special programs
- for pregnant pupils. This directs the Illinois Office of Education
- to survey these programs and see if there are recommendations to be

- l. made for courses of instruction to the General Assembly. Now, for
- 2. the amendment, which is a good deal more substantial than the bill,
- 3. I'd defer to Senators Moore or Berman.
- 4. PRESIDENT:
- 5. Senator Moore.
- 6. SENATOR MOORE:
- Thank you, Mr. President and members of the Senate. As I 7.
- 8. described the amendment yesterday, it allows one school district
- in the State of Illinois who has contracted for Health Care Services 9.
- with a not-for-profit corporation to levy a tax not to exceed .554 10.
- upon the value of the taxable property as equalized or assessed 11.
- for not more than four years. This is a pilot program. It's in 12.
- the Posen-Robbins area of my district and Senator Ozinga's district, 13.
- one of the poorest school districts in the State. It has been... 14.
- exceedingly successful and I'd appreciate a favorable vote on House 15.
- Bill 2508 and I want to thank Senator Wooten for bringing this bill 16.
- back and allowing me to place this amendment on it. 17.
- PRESIDENT: 18.
- Further discussion? Senator Grotberg. Further discussion? 19.
- Senator Regner. Senator Maitland. 20.
- SENATOR MAITLAND: 21.
- Thank you, Mr. President and Ladies and Gentlemen of the Senate. 22.
- Just a comment on...on the bill. I...I really wonder if the...I 23
- think the intent here is good and well meaning. I...I just question
- whether or not this should become a part of...of Statutes. Really, 25.
- I think first of all, IOE probably should be doing this anyway and
- 26.
- then to make a recommendation to the General Assembly as to whether 27. or not courses be offered to...to pregnant students. I just wonder
- if...if it's something we should be involved with, Senator Wooten. 29.
- PRESIDENT: 30.

- Further discussion? Senator Bruce. 31.
- SENATOR BRUCE: 32.
- First of all, my concern is that I understand the way I read 33.

- l. the bill and I'm...it's been amended and it's a late night, but 2. this is going to be included in the operating tax rate of a 3. district, which will mean that we are going to be stuck with part of the cost...the State taxpayers and I don't know whether 4. 5. that's the right way to go since it...the operating tax...the tax rate includes everything except and this would not be in 6. the exception Sections and secondly, frankly, if this bill is 7. that important, it ought to have gone through the Education 8. Committee. I'm not sure it was ever introduced in the bill form 9. and heard anywhere and if it...it... I am told by Senator Berman 10. it was heard in the House, I don't know what...happended to it 11. there, but it just seems to me that it's late in the day and it 12. never got a hearing in this Body at all and to have it attached 13. to an amendment and a bill that evidently has died in the House, 14. I think we ought to take a look at this in the Education Committee.
- Further discussion? Senator Buzbee. 17.

SENATOR BUZBEE:

PRESIDENT:

15.

16.

18.

Well, I hesitate to rise in opposition to the bill against 19. my good friend, Senator Wooten, because I know his intentions 20. are...are honorable. However, if this was ever...if there were 21. ever were a goody two-shoes bill, this is it. What this does is, 22. it's going to tell the Office of Education that we, the Legislature, 23. are mandating them to go around to each school district in the 24. State and go around and look into each pregnant girl's home and 25. see if, in fact, they are providing adequate education for her in 26. her home while she's pregnant...the local school district and then 27. on top of that, there is an amendment, which allows up to a .544 28. percent tax increase upon taxable property equalized or assessed 29. by the Department of Local Government Affairs with no referendum 30. unless ten percent or fifteen hundred signatures of the voters in 31. the district request a referendum for the Health Care...Tax. In 32. other words, it's...it's a backdoor referendum, so all of you that 33.

- 1. are opposed to tax increases without a frontdoor referendum, you
- 2. ought to vote No on this bill. Those of you who are opposed to
- 3. goody two-shoes government running around looking to see in every-
- 4. body's home...if the pregnant girl is getting adequate education
- 5. by the school district, but it's going to be the Office of
- 6. Education...you ought to vote No on this bill. This is a good
- 7. time to let the whole thing die.
- 8. PRESIDENT:
- 9. Any further discussion? Senator Wooten may close.
- 10. SENATOR WOOTEN:
- 11. Thank you, Mr. President. Senator Buzbee has been hanging
- 12. around lawyers too long. It's...it's what Hudson Sours used to
- 13. call a diminimus interpretation of the language of the bill. What
- I see in this and maybe it's what I choose to see, is that we are
- asking the State Board of Education to check on successful programs
- 16. and if you think teenage pregnancies are a minor matter or something
- 17. that's declining, you are very much mistaken. It's something we're
- 18. going to have to face. It simply asks the Board of Education to
- take a look at successful programs, get some data and their
- recommendation to us could be to do nothing, but to let us know
- 21. what they think ought to be done to address this problem. I suggest
- and for the first time we're saying let's think about it before it
- becomes a full-blown, uncontrollable crisis. As to the second matter,
- Ladies and Gentlemen of the Senate, maybe we don't pay much
- attention on 2nd reading, but when this matter came up, I said I
- have no strong feelings on it, I'll leave it to the Body...the will
- of the Body, what you'd like to do. It's been represented to
- me, this is a poor school district. It has a special problem.
- There is a backdoor referendum, not the best kind, but a backdoor
- referendum on it and since you were willing enough to amend the
- bill the other day, I'm certainly willing enough to defend it and
- I ask for a favorable roll call.
- PRESIDENT:

- 1. The question is, shall House Bill 2508 pass. Those in favor
- 2. will vote Aye. Those opposed will vote Nay. The voting is open.
- 3. Have all voted who wish? Have all voted who wish? Have all voted
- 4. who wish? Take the record. On that question, the Ayes are 29,
- 5. the Nays are 18, none Voting Present. House Bill 2508 having
- 6. failed to receive the required constitutional majority is declared
- 7. lost. 22...2526, Senator Merlo. On the Order of House Bills,
- 8. 3rd reading, House Bill 2526. Read the bill, Mr. Secretary.
- 9. SECRETARY:
- 10. House Bill 2526.
- 11. (Secretary reads title of bill)
- 12. 3rd reading of the bill.
- 13. PRESIDENT:
- 14. Senator Merlo.
- 15. SENATOR MERLO:
- 16. Thank you, Mr. President and members of the Senate. House
- 17. Bill 2526 remedies a very serious problem concerning real estate...
- 18. brokers having listings to sell real estate under a guaranteed sales
- 19. plan. Evidence indicates that many brokers enter into more
- 20. guaranteed sales plan agreements than they could honor and as a
- 21. result found themselves in a position of not being able to dispose
- 22. of the property. Consequently, they were forced into bankruptcy
- 23. leaving many homeowners with two homes and two mortgages. Home-
- 24. owners, who on the strength of the brokers promise, had contracted
- 25. for another home. The bill defines and regulates real estate
- 26. guarantees plans. It provides that brokers must provide...pardon
- 27. \qquad me...it provides that brokers must provide the details and conditions

of the sales plan and must give it evidence of sufficient financial

- backing. For non-compliance the broker would be subject to the
- loss of his license and to a civil penalty of up to ten thousand
- dollars. The bill was recommended by the Illinois Association of
- Realtors and I respectively urge you to vote for it.
- PRESIDENT:

- 1. Is there any discussion? If not, the question is, shall
- 2. House...shall House Bill 2526 pass. 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. On that question, the Ayes are 49, the Nays are none, none
- 6. Voting Present. House Bill 2526 having received the required
- 7. constitutional majority is declared passed. That is the point
- at which we started today. The Chair will assume unless there's
- g. a motion or some request to the contrary that none of the remaining
- 10. bills are...sponsors wish to call. Senator Demuzio.
- 11. SENATOR DEMUZIO:
- 12. Yes, there was a...the bill...House Bill 1062 that I filed
- 13. a motion on...
- 14. PRESIDENT:
- 15. Well...now wait. I understand. That's next. Okay. All right.
- Senator Maragos has requested on 2679, bottom of page 19. That bill
- was skipped earlier. On the Order of House Bills, 3rd reading,
- House Bill 2679. Read the bill, Mr. Secretary.
- 19. SECRETARY:
- 20. House Bill 2679.
- 21. (Secretary reads title of bill)
- 22. 3rd reading of the bill.
- 23. PRESIDENT:
- 24. Senator Maragos.
- 25. SENATOR MARAGOS:
- Mr. President and members of the Senate. 2679 amends the
- Election Code to provide for poll watchers at precinct registrations.
- I understand there's agreement on this bill to be passed and I ask ${\bf 28.}$
- for your...favorable support.
- PRESIDENT:
- Any discussion? Senator Rhoads.
- SENATOR RHOADS:
- Mr. President...this does have similar provisions to 1914,

- 1. but the basic bill is good and I think we ought to move it out
- at this time.
- 3. PRESIDENT:
- 4. Any further discussion? If not, the question is, shall
- 5. House Bill 2679 pass. Those in favor will vote Aye. Those
- 6. opposed will vote Nay. The voting is open. Have all voted who
- 7. wish? Have all voted who wish? Take the record. On that question,
- g the Ayes are 35, the Nays are 11, none Voting Present. House Bill
- 2679 having received the required constitutional majority is
- 10. declared passed. Yes, Senator Buzbee, for what purpose do you
- 11. arise?
- 12. SENATOR BUZBEE:
- 13. A point of order, Mr. President. It's now twenty minutes of
- 14. twelve. I resent the fact that we have unauthorized lobbyists on
- 15. the Floor of the Senate lobbying for legislation. Now...
- PRESIDENT:
- 17. All right.
- 18. SENATOR BUZBEE:
- 19. ...some of those folks are ex-members of the General Assembly.
- 20. I'm not objecting to them. They have access under our rules, but
- those who are not ex-members of the General Assembly...
- PRESIDENT:
- All right. Will those not...you are...your point is well
- taken. Will those not entitled to the Floor, please vacate. We
- have very few...minutes remaining and we have one, two, three, four,
- at least five bills to deal with and then we'll go to the Order of
- Consideration Postponed, but at midnight it's over. Earlier today
- we reconsidered the vote by which House Bill 1062 had passed. That
- bill is now on the Order of 3rd reading. On...on the Order of House
- Bills, 3rd reading, is House Bill 1062. Senator Coffey. Senator
- Coffey.
- SENATOR COFFEY:
- Yes, Mr. President and members of the Senate.

l. PRESIDENT: 2. Do you wish...do you wish the bill read a third time? 3. SENATOR COFFEY: 4. Yes...Yeah. 5. PRESIDENT: 6. Read the bill, Mr. Secretary. 7. SECRETARY: 8. House... PRESIDENT: 9. Hold it. Senator Bruce. 10. SENATOR BRUCE: 11. ... Has it been amended? All right. 12. PRESIDENT: 13. Well, Senator Chew, you will see it on the Order of Motions 14. on page 35, the bill had passed yesterday. A motion was promptly 15. filed and it was reconsidered and amended. On the Order of House 16. Bills, 3rd reading, is House Bill 1062. Read the bill, Mr. Secretary. 17. SECRETARY: 18. House Bill 1062. 19. (Secretary reads title of bill) 20. 3rd reading of the bill. 21. PRESIDENT: 22. Senator Coffey. 23. SENATOR COFFEY: 24. Mr. President and members of the Senate. This is the bill that 25. passed a day or so ago that we brought back because we felt there 26. was a problem with it. It deals with the property acquisition 27. disposal to permit among other surveys of land, the future 28. acquisition of rights of subsurface soil survey. One of the problems 29. was that we felt that...we put Amendment No. 1 on, which I will

read. It says " and in the case of subsurface soil surveys written

there was not a consent by the owner. Now, there has to be consent

consent by the owner." We felt under the...the bill before that

30.

31.

32.

- by the owner before they can come on the property.
- 2. PRESIDENT:
- Senator Bruce.
- 4. SENATOR BRUCE:
- 5. This...this bill passed and Senator Coffey was nice enough
- 6. to bring it back after reconsideration of the vote. I rise in
- 7. support of the bill. It had to do with subsurface surveys and
- 8. the Section that allows you to go upon a...a landowner's property
- g. without permission. The bill now says that if you're going to do
- 10. a subsurface survey you have to get written permission of the
- 11. landowner before you can do so. The bill now is in excellent
- 12. shape. He...Senator Coffey has worked diligently...and frankly,
- we've kept him waiting...almost a week. I'd ask for a favorable
- 14. roll call.
- 15. PRESIDENT:
- 16. The question is, shall House Bill 1062 pass. Those in favor
- 17. will vote Aye. Those opposed will vote Nay. The voting is open.
- 18. Have all voted who wish? Have all voted who wish? Take the record.
- On that question, the Ayes are 56, the Nays are none, none Voting
- 20. Present. House Bill 1062 having received the required constitutional
- 21. majority is declared passed. Also, on the Order of 3rd reading,
- 22. House Bills, 3rd reading, which again was subject to a Motion in
- 23. Writing to reconsider the vote, is House Bill 2410. On the Order
- of House Bills, 3rd reading, House Bill 2410. Read the bill, Mr.
- 25. Secretary.
- 26. SECRETARY:
- 27. House Bill 2410.
- 28. (Secretary reads title of bill)
- 29. 3rd reading of the bill.
- 30. PRESIDENT:
- 31. Senator Bruce.
- SENATOR BRUCE:
- Thank you, Mr. President and members of the Senate. I'd like

- ı. to thank Senator Bruce for being so reasonable...of putting a
- 2. motion on his own bill to bring it back and hold it for three
- 3. days while everybody looked at it. It passed out of here 47 to 6
- 4. last time. It is not effective until the next fiscal year. It
- 5. deals with making sure the contractual employees and personal
- service employees are not mixed or comingled. The Chairman of the 6.
- Senate Appropriations I Committee has released me and in the names 7.
- of those good songs , Please Release Me, he has. It's a good bill. 8.
- It was when it passed the first time and now I'd like to have it 9.
- passed the second time...support of the Auditor General and the 10.
- Audit Commission. 11.

PRESIDENT: 12.

- The question is, shall House Bill 2410 pass. Those in favor 13.
- will vote Aye. Those opposed will vote Nay. The voting is open. 14.
- Have all voted who wish? Have all voted who wish? Take the record. 15.
- On that question, the Ayes are 53, the Nays are 2, none Voting Present. 16.
- House Bill 2410 having received the required constitutional majority 17.
- is declared passed. The Secretary informs me there are two Motions 18.
- in Writing that have been filed with respect to action taken this 19.
- evening. Is there leave to go to the Order of Motions? Leave is 20.
- granted. Mr. Secretary. 21.

SECRETARY: 22.

- A Motion in Writing. I move to suspend the appropriate Senate 23.
- rule to reconsider the vote by which House Bill 1596 was declared 24.
- lost and to...allow the...filing of motion by any Senator who voted
- Present on the final passage of the bill. Signed, Senator Netsch. 26.

PRESIDENT: 27.

25.

Senator Netsch. 28.

SENATOR NETSCH: 29.

Thank you, Mr. President. What I intend to do is to make the 30. motion to suspend the appropriate rules so that I, who voted Present, 31. on the final passage of the bill can move to reconsider the vote by 32.

which House Bill 1596'lost. 33.

- l. PRESIDENT:
- 2. You've heard the motion. All in favor signify by saying Aye.
- 3. All opposed. The Ayes have it. The motion carries. Further
- 4. motions?
- 5. SECRETARY:
- 6. A Motion in Writing. Pursuant to the suspension of the rules
- 7. having voted Present on the final passage of House Bill 1596, I
- move to reconsider the vote by which House Bill 1596 was defeated. 8.
- Signed, Senator Netsch. 9.
- SENATOR NETSCH: 10.
- Thank you. I now move to reconsider the vote by which House 11.
- Bill...1596 was defeated. 12.
- PRESIDENT: 13.

- The motion to reconsider ... All right. The motion to reconsider 14.
- will require thirty affirmative votes. Senator Netsch has so moved. 15.
- All in favor...those in favor of the motion will vote Aye. Those 16.
- wish? Have all voted who wish? Take the record. On that motion,

opposed will vote Nay. The voting is open. Have all voted who

- 18.
- the Ayes are 54, the Nays are none, none Voting Present. 19.
- motion prevails. Further Motions in Writing? The bill is now 20.
- reconsidered. The bill is...will be again placed on the Order of 21.
- 3rd reading. Further motions? 22.
- SECRETARY: 23.
- 24. the vote by which House Bill 2492 lost. Signed, Senator Grotberg. 25.

Having voted on the prevailing side, I move to reconsider

- PRESIDENT: 26.
- Senator Grotberg. 27.
- SENATOR GROTBERG: 28.
- Yes. This is the bill that just...some of us got caught on 29.
- our switches on the State's Attorneys situation. I would move 30.
- the reconsideration. 31.
- PRESIDENT: 32.
- Senator Grotberg has moved to reconsider the vote by which 33.

High My in the

- 1. House Bill 2492 had lost. Those in favor of that motion will...
- 2. thirty affirmative votes are required. Senator Buzbee.
- 3. SENATOR BUZBEE:
- 4. I have a...a parliamentary inquiry, Mr. President. Is that
- 5. bill not on Postponed Consideration at the present time?
- 6. PRESIDENT:
- 7. No, it was declared lost.
- 8. SENATOR BUZBEE:
- g. It was declared lost...lost.
- 10. PRESIDENT:
- 11. Lost.
- 12. SENATOR BUZBEE:
- 13. I thought it was on...I thought it was on Postponed, Mr.
- 14. President.
- 15. PRESIDENT:
- 16. You are correct. It was placed on...
- 17. SENATOR BUZBEE:
- What...what are...
- PRESIDENT:
- Well, the motion to reconsider has been filed and...all right.
- Wait a minute. Senator Bruce.
- SENATOR BRUCE:
- Well, the...the problem I think, Senator or Mr. President, is
- that on a motion on a Postponed Consideration, in fact, no roll call
- is taken to reconsider.
- PRESIDENT:
- You are...you are correct. The motion is out of order. On
- the Order of House Bills, 3rd reading, House Bill 1596. Read the
- bill, Mr. Secretary.
- SECRETARY:

- House Bill 1596.
- (Secretary reads title of bill)
- 3rd reading of the bill.

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1.
      PRESIDENT:
2.
           Senator Regner.
3.
      SENATOR REGNER:
4.
           Yes, Mr. President, as we explained a couple of hours ago
      on this bill, it's a proposal from the joint committee on
5.
      Administrative Rules to clarify what the Department of Revenue
6.
      is doing right now and to clean up and actually implement what
7.
      the Legislature had in mind when we passed the Sales Tax exemption
8.
      on machinery and certain tools for manufacturing purposes, so that
9.
      the department's rules and regulations, which are extremely
10.
      stringent right now would not apply and the legislative intent,
11.
      in fact, would be the law in Illinois today and ask for a favorable
12.
      roll call.
13.
      PRESIDENT:
14.
            Is there any discussion? Senator Netsch.
15.
      SENATOR NETSCH:
16.
            Thank you, Mr. President. Briefly, the mistake was mine. I
17.
       think that as Senator Regner has described, it was a proposal of
18.
       the...of the joint Administrative Rules Committee. It was intended
19.
       to put the bill that we passed last Session into the form in which
20.
       it was thought to have been passed last Session. There has been
21.
       dispute with the Department of Revenue. I think the figure that
22.
       I had been given by Economic and Fiscal was really the original...
23.
       part of the original cost of the bill, but that is long over. I...
24.
       I cannot see that there is any additional cost this year or in...
25.
       as reflected in this bill, so I think it would be a good idea.
26.
       PRESIDENT:
27.
            Further discussion? Senator Bloom.
28.
       SENATOR BLOOM:
29.
            A question of the sponsor.
30.
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He indicates he will yield.

PRESIDENT:

SENATOR BLOOM:

31.

32.

- 1. Senator Regner, among the amendments on this bill, does
- 2. this include printing?
- 3. PRESIDENT:
- Senator Regner.
- 5. SENATOR BLOOM:
- 6. The production...the...the printing problem.
- 7. SENATOR REGNER:
- 8. May I ask Senator Netsch the arswer to that? She still has
- my file.
- 10. PRESIDENT:
- 11. Senator Moore.
- 12. SENATOR MOORE:
- 13. Thank you, Mr. President. I just want to thank Senator Netsch,
- 14. Senator Egan, the leadership on the other side of the aisle for
- 15. taking the time to reconsider this. I thought very strongly about
- 16. the passage of this bill and I want to thank them for taking this
- 17. action and I'd urge everyone on this side to vote Yes.
- 18. PRESIDENT:
- 19. The question is, shall House Bill 59...1596 pass. Those in
- 20. favor will vote Aye. Those opposed will vote Nay. The voting is
- 21. open. Have all voted who wish? Have all voted who wish? Take
- 22. the record. On that question, the Ayes are 57, the Nays are none,
- 23. none Voting Present. House Bill 1596 having received the required
- 24. constitutional majority is declared passed. Senator Lemke, for
- 25. what purpose do you arise?
- 26. SENATOR LEMKE:
- 27. I...I'd like to have leave to go to House Bill 1210 to take
- off the...take off an amendment and put it back on Postponed...
- 29. PRESIDENT:
- 30. We...we intend to go to the Order of Consideration Postponed.
- 31. We have six minutes remaining. We have twenty-nine bills. Senator
- 32. Lemke seeks leave to go to the Order of House Bill 1210 to call it
- back for purpose of Tabling an amendment. Is leave granted? On

- l. the Order of Consideration Postponed, House Bills, 3rd reading,
- 2. is House Bill 1210. Senator Lemke seeks leave of the Body to
- 3. return that to the Order of 2nd reading for the purpose of an
- amendment...for purpose of Tabling Amendment No... 4.
- 5. SECRETARY:
 - 6. 1.

16.

18.

20.

- PRESIDENT: 7.
- ...1. Is leave granted? On the Order of House Bills, 2nd 8.
- reading, House Bill 1210. Senator Lemke moves to reconsider the 9.

vote by which Amendment No. 1 was adopted. All in favor signify

- by saying Aye. All opposed. The Ayes have it. The vote is 11.
- reconsidered. Senator Lemke now moves to Table Amendment No. 1
- 12.
- to House Bill 1210. All in favor signify by saying Aye. All 13.
- opposed. The Ayes have it. The amendment is Tabled. Any 14.
- further amendments? 15. SECRETARY:
- No further amendments. 17.
- PRESIDENT:
- 3rd reading. Motions in Writing. 19.
- SECRETARY:
- I move to suspend the rule for the purpose of going out of 21.
- order to Consideration Postponed to consider House Bill 2492. 22.
- Signed, Senator Knuppel. 23.
- PRESIDENT: 24.
- You've heard the motion. Senator Buzbee. 25.
- SENATOR BUZBEE: . 26.
- Mr. President, I object to that motion. First of all, our 27.
- rules specify that any...any motion to be voted upon that Postponed
- 28. Consideration Bill has to be on a Calendar. We have two Postponed 29.
- Consideration Calendars on our desks. That one does not appear on 30.
- 31.

32.

Senator Davidson. 33.

either one.

PRESIDENT:

- 1. SENATOR DAVIDSON:
- 2. I would rise to object the same thing. Others of us have
- 3. Postponed Consideration and the normal procedures has been in
- 4. the past is take them right by numbers as we go down and let's
- 5. get at it.
- 6. PRESIDENT:
- 7. The.:.the sponsor has indicated the motion is withdrawn.
- 8. All right. On the Order of Consideration Postponed, House Bill
- 9. 336, Senator Graham. I would indicate that there are but four
- 10. minutes remaining. I...
- 11. SENATOR GRAHAM:
- 12. I'm real lucky, Mr...
- 13. PRESIDENT:
- 14. On the Order of House Bills, Consideration Postponed, House
- 15. Bill 336. Read the bill, Mr. Secretary.
- 16. SECRETARY:
- House Bill 336.
- 18. (Secretary reads title of bill)
- 19. 3rd reading of the bill.
- 20. SENATOR GRAHAM:
- Yes, Mr. President, I hear there was some confusion on this
- bill. It was originally straightened out and I ask for a roll call.
- PRESIDENT:
- 24. Senator Bruce.
- 25. SENATOR BRUCE:
- 26. I suppose, Mr. President, since we're on Consideration Postponed,
- I would hope that we would invoke the rule, one minute in favor and
- one minute in opposition, but if we would explain these, we'll go.
- 29. PRESIDENT:
- The question is...are we...is there any further discussion on
- House Bill 336? Senator Buzbee.
- 32. SENATOR BUZBEE:
- Yes, Mr. President, I don't understand this bill and I would

- 1. like to have Senator Graham to explain to me exactly what the
- 2. implication of it is and...and so for that reason, I'm...I'm
- 3. asking for an explanation. I'm...
- 4. PRESIDENT:
- 5. Senator Graham.
- 6. SENATOR GRAHAM:
- 7. I also realize you're working for midnight. It does exactly
- 8. what the...what the synopsis says it does. It amends the Illinois
- g. Educational Facilities Authority Act, an Act concerning municipal
- 10. funds and allows them to deposit them in Federal banks supported
- 11. by CD's in the banks personal property...insured just to take care
- 12. of them. That's what it does.
- 13. PRESIDENT:
- 14. Any further discussion?
- 15. SENATOR GRAHAM:
- 16. It's almost midnight.
- 17. PRESIDENT:
- 18. Further discussion? If not, the question is, shall House
- 19. Bill 336 pass. Those in favor will vote Aye. Those opposed will
- 20. vote Nay. The voting is open. Have all voted who wish? Have all
- voted who wish? Take the record. On that question, the Ayes are
- 22. 44, the Nays are 1, none Voting Present. House Bill 336 having
- received the required...having received the required constitutional
- 24. majority is declared passed. I understand a Motion in Writing has
- filed. Is there leave to go to that order? Leave is granted.
- 26. Senator...Read the motion, Mr. Secretary.
- 27. SECRETARY:
- 28. I move to suspend Senate Rule 5C for the sole purpose of
- 29. Considering House Bills on the Order of Consideration Postponed
- after midnight, June the 27th, 1979. Signed, Senator Knuppel.
- 31. PRESIDENT:
- 32. All right. You've heard...you've heard the motion. Is there

considering House Bills on the Order of Consideration Postponed

discussion? Senator Buzbee.

SENATOR BUZBEE:

ı.

- 2. Yes, Mr. President, I object to this. We all know what this
- 3. is about. There is one particular group that has very strong interests
- 4. in getting a payraise for themselves. Now, I don't really object
- 5. a whole lot to some people getting some payraises, however, we
- have a long, long Calendar of Consideration Postponed...two 6.
- 7. printed Calendars, as a matter of fact. We do not have that
- particular bill on a printed Calendar, which is required by our 8.
- rules and I submit to you, that the time has now expired. 9.
- rule was firm. The Senate...the Chair moved...the President rather 10. said early on that it was his intention of adjourning at midnight
- tonight and it is now midnight and I submit the time has come for 12.
- us to adjourn and I so move. 13.
- PRESIDENT: 14.
- Further discussion? Senator Davidson. 15.
- SENATOR DAVIDSON: 16.
- Inquiry. Since we were on motions, is not the motion that 17.
- was before us take precedent over the consideration...the motion 18.
- to adjourn and if that's true, I rise in support of the suspension. 19.
- Many of us have had bills. We've sat here patiently waiting. 20.
- Another thirty minutes is not going to make that much difference 21.
- in our short life. 22.
- PRESIDENT: 23.
- All right. Senator Buzbee has moved to adjourn until the hour 24.
- of eleven o'clock tomorrow morning. Is there discussion on the 25.
- motion to adjourn? Senator Knuppel. 26.
- SENATOR KNUPPEL: 27. The...this motion wasn't made for that reason solely. There's
- 28. a lot of people that have bills on Consideration Postponed.
- 29.
- PRESIDENT: 30.
- There are twenty-nine. 31.
- SENATOR KNUPPEL: 32.
- Yes and many times during the day here, if you fellows watch, 33.

- 1. I take very little time for my bills as none of them have had
- 2. long debates...no, really and...and I think it's only fair that...
- 3. that we qo... I said I'd wait and take mine in order, which is at
- 4. the end of the call. I think that the people that have bills on
- 5. Postponed Consideration should have an opportunity to have them
- 6. voted on.
- 7. PRESIDENT:
- 8. Further discussion? Senator Maragos.
- 9. SENATOR MARAGOS:
- 10. I agree with Senator Knuppel's position.
- 11. PRESIDENT:
- 12. Further discussion? Senator Grotberg.
- 13. SENATOR GROTBERG:
- Me, too. I've got several bills on Postponed. I think
- another half hour at this thing won't hurt any of us.
- 16. PRESIDENT:
- 17. Is there any further discussion? Senator...Senator Buzbee.
- 18. SENATOR BUZBEE:
- 19. Well yes, Mr. President, I would...I would call for a roll
- 20. call on my motion to adjourn.
- PRESIDENT:
- 22. All right. Senator Buzbee...Senator Shapiro.
- SENATOR SHAPIRO:
- Well, Mr. President, a motion to adjourn is not debatable...
- PRESIDENT:

- You are correct.
- SENATOR SHAPIRO:
- I think it ought to be put...
- PRESIDENT:
- You are correct.
- SENATOR SHAPIRO:
- ...and we can vote on it.
- PRESIDENT:

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2.
      o'clock tomorrow morning. All in favor will vote Aye. Opposed
 3.
      will vote Nay. The voting is open. Have all voted who wish?
      Have all voted who wish? Take the record. On that question,
4.
       the Ayes are 29, the Nays are 22, none Voting Present. The motion
5.
6.
       fails. Yes, Senator Buzbee.
       SENATOR BUZBEE:
7.
            Thank you, Mr. President. In my nominating speech that I
 8.
      made of you, Mr. President, for the seat of Presidency in this
 9.
      Senate back in January, I stated that one of your very strong
10.
      qualities was the fact that you were an extremely fair man.
11.
       PRESIDENT:
12.
            Well, I've got four different opinions up here and I'm trying
13.
       ...trying to be fair. It seems to me...it seems to me that thirty
14.
       ...the rule of thirty ought to prevail in a situation like this.
15.
       SENATOR BUZBEE:
16.
            Well, Mr. President, I am not...
17.
      PRESIDENT:
18.
            All right.
19.
       SENATOR BUZBEE:
20.
            ...questioning your integrity, I'm only questioning your...
21.
      your judgment at the time...at the moment.
22.
       PRESIDENT:
23.
            Senator Shapiro.
24.
       SENATOR SHAPIRO:
25.
            Mr. President, I'd like to quote Rule 3. "The majority of
26.
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Senator Buzbee has moved to adjourn until the hour of eleven

You are correct. On that question, the Ayes were 29, the

Nays were 22. The motion prevails. The Senate stands adjourned until eleven o'clock tomorrow morning.

the Senators elected shall constitute a quorum, but a smaller

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27.

28.

29.

33.

PRESIDENT:

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number may adjourn from day to day."