

81ST GENERAL ASSEMBLY

REGULAR SESSION

JUNE 30, 1980

1. PRESIDING OFFICER: (SENATOR HALL)

2. The hour of nine having arrived, the Senate is now in  
3. Session. Will the Senators please be at their desks. Will  
4. our...our guests in the gallery rise. Our Chaplain for  
5. today is the Reverend Edward Davis, Mt. Emory Baptist  
6. Church, Jacksonville, Illinois. Reverend.

7. REVEREND DAVIS:

8. (Prayer given by Reverend Davis)

9. PRESIDING OFFICER: (SENATOR HALL)

10. Reading of the Journal, Senator Johns.

11. SENATOR JOHNS:

12. Good morning, Mr. President. I move that reading and  
13. approval of the Journals of Monday, June the 23rd, Tuesday,  
14. June the 24th, Wednesday, June the 25th, Thursday, June the  
15. 26th, Friday, June the 27th, Saturday, June the 28th and Sunday,  
16. June the 29th, in the year 1980 be postponed pending arrival  
17. of the printed Journal.

18. PRESIDING OFFICER: (SENATOR HALL)

19. You've heard the motion. All in favor say Aye. Opposed  
20. Nay. The motion carries. Messages from the House.

21. SECRETARY:

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

23. Mr. President - I am directed to inform the Senate  
24. the House of Representatives has refused to concur with  
25. the Senate in the adoption of their amendments to a bill  
26. with the following title, to-wit:

27. House Bill 3482 with Senate Amendment No. 1.

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

29. Mr. President - I'm directed to inform the Senate  
30. the House of Representatives has refused to recede from  
31. their amendments..Amendment No. 1 to a bill with the following  
32. title:

33. Senate Bill 1544, they request a First Conference

Committee and the Speaker has appointed the members on the

1. part of the House.

2. A like message on Senate Bill 1545 with Amendment Number 1.

3. A like message on Senate Bill 1606 with Amendment Numbers

4. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 and 15.

5. A like message on Senate Bill 1626 with House Amendments

6. 1, 2, 3 and 4.

7. A like message on Senate Bill 1635 with Senate Amend-

8. ments 1, 4, 5, 6, 7, 9, 10, 12, 13, 14, 15, 18, 20, 21 and 22.

9. A like message on Senate Bill 1636 with House Amendments

10. 1, 2, 3, 4, 5, 6, 7, 9, 11, 12, 13, 16, 17, 19, 20, 22, 23

11. and 27.

12. A like message on Senate Bill 1639 with House Amendments

13. 1, 2, 3, 4, 5, 6 and 7.

14. A like message on Senate Bill 1665 with House Amendments

15. 1, 2, 3, 4, 6, 7, 9, 10, 11, 13, 14, 15, 16, 17, 18, 19, 20,

16. 21, 22, 23, 24, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, or

17. ...no, not 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 49,

18. 50, 51, 52, 53, 56, 58, 59, 60, 62, 63, 65, 66, 67, 69, 70,

19. 71, 72, 73, 74, 75, 76, 77, 78, 79, 80 and 82.

20. And a like message on Senate Bill 1666 with House Amend-

21. ments 1, 2, 3, 4, 8 and 9.

22. PRESIDING OFFICER: (SENATOR HALL)

23. Senator Rock.

24. SENATOR ROCK:

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

26. Senate. In order to keep the paper work flowing, those are

27. all requests from the House that the Senate appoint Conference

28. Committees and I would move that we accede to the request of

29. the House and that a Senate Conference Committee also be

30. appointed.

31. PRESIDING OFFICER: (SENATOR HALL)

32. You've heard the motion. All in favor say Aye. Opposed

33. Nay. Motion carries. Further Messages from the House.

1. SECRETARY:

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

3. Mr. President - I am directed to inform the Senate  
4. the House of Representatives has adopted the following  
5. joint resolutions, in the adoption of which I am instructed  
6. to ask the concurrence of the Senate, to-wit:

7. House Joint Resolution 101, 102 and 105.

8. PRESIDING OFFICER: (SENATOR HALL)

9. Executive. Senator Rock.

10. SENATOR ROCK:

11. Thank you, Mr. President and Ladies and Gentlemen of  
12. the Senate. We have some sixty Conference Committees, most of  
13. which are beginning to meet at this moment. So I would suggest  
14. that the...all within the sound of my voice, the Senate stand  
15. in recess until the hour of eleven o'clock this morning to  
16. afford the Conference Committees an opportunity to...to meet  
17. in peace. Eleven o'clock this morning.

18. PRESIDING OFFICER: (SENATOR HALL)

19. The Senate...Senator Mitchler.

20. SENATOR MITCHLER:

21. Thank you, Mr...President. Before you recess, Gwen Carpenter,  
22. the young lady that was doing the caricatures earlier in the week,  
23. has returned to Springfield, she's left home up there before six  
24. this morning. She'll be located in Senator Shapiro's outer  
25. office and those that have not had their caricature made, will  
26. have an opportunity to do so. I'm sending a notice around to  
27. all of those that haven't, you know...if you haven't and if you  
28. would cooperate and get in there because she can only do so  
29. many an hour and we'd like to clear that up. Thank you.

30. PRESIDING OFFICER: (SENATOR HALL)

31. Thank you, Senator. The Senate is now in recess until  
32. 11:00 a. m.

33.

RECESS

1. AFTER RECESS

2. PRESIDENT:

3. If I can have the attention of the membership. There  
4. are currently...about twenty Conference Committees ongoing.  
5. It's been suggested after my conversation with Senator Shapiro,  
6. that those who are not directly involved in a Conference Committee  
7. I'm sure have some paper work they'd like to clean up. So the  
8. Senate will stand...further stand in recess until the hour of  
9. one o'clock.

10. RECESS

11. AFTER RECESS

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Since the Conference Committees are still meeting, the  
14. Senate will remain in recess until three o'clock.

15. RECESS

16. AFTER RECESS

17. PRESIDENT:

18. All right. The Senate will come to order. Messages  
19. from the House.

20. SECRETARY:

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

22. Mr. President - I am directed to inform the Senate  
23. the House of Representatives has refused to recede from their  
24. amendments to bills with the following titles and that they  
25. request a First Conference Committee and the Speaker has  
26. appointed the members on the part of the House.

27. Senate Bill 1624 with...House Amendment No. 1

28. Senate Bill 1629 with House Amendments 1, 2, 3,  
29. 4 and 5.

30. Senate Bill 1666 with House Amendments 2, 3, 4,  
31. 5 and 6.

32. Senate Bill 1729 with House Amendments 1 and 2.

33. Senate Bill 1799 with House Amendments 1 and 2.

1. Senate Bill 2001 with House Amendment No. 1.

2. PRESIDENT:

3. Senator Donnewald, for what purpose do you arise?

4. SENATOR DONNEWALD:

5. Well yes, Mr. President, I would move that we accede to the  
6. request of the House on those bills just read.

7. PRESIDENT:

8. All right, Senator Donnewald has moves...moved that the  
9. Senate accede to the request of the House and...Conference  
10. Committee be appointed with respect to the bills as read  
11. in by the Secretary. All in favor signify by saying Aye.  
12. All opposed. The Ayes have it. So ordered. Messages from  
13. the House.

14. SECRETARY:

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

16. Mr. President - I am directed to inform the Senate  
17. the House of Representatives has refused to concur with the  
18. Senate in the adoption of their amendments to a bill with  
19. the following title:

20. House Bill 1407 with Senate Amendments 2 and 3.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. (Machine cut-off)...Reports.

23. SECRETARY:

24. Senator Vadalabene, Chairman of the Committee on  
25. Executive Appointments and Administration, to which was  
26. referred the Governor's Message of June the 27th, 1980,  
27. reported the same back with the recommendation that the  
28. Senate advise and consent to the following appointments.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Vadalabene moves that the Senate resolve itself  
31. into Executive Session. Those in favor indicate by saying  
32. Aye. Those opposed. The Ayes have it. The Senate is now  
33. in Executive Session. Senator Vadalabene.

1. SENATOR VADALABENE:

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

3. With respect to the Governor's Messages of June 17 and 27, 1980,  
4. I will read the name of the salaried appointments to which the  
5. Committee on Executive Appointments and Administration recommends  
6. that the Senate do advise and consent. And after reading the  
7. appointments, I intend to ask leave to consider all of the  
8. salaried appointments on one roll call, unless any Senator  
9. has objection to any particular appointment.

10. To be Director of the Department of Public Aid for  
11. a term expiring January 19, 1981, Jeffery C. Miller of  
12. Springfield.

13. And to be Director of the Department of Public Health  
14. for a term expiring January 19, 1981, William L. Kempiners of  
15. Joliet.

16. And to be Commissioner of Savings and Loan Associations  
17. for a term effective July 2nd, 1980 and expiring July 1, 1985,  
18. William L. Schilling of Chicago.

19. Mr. President, having read the salaried appointments, I  
20. now seek leave to consider these appointments on one roll  
21. call unless some Senator has objection to a specific appointment.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Vadalabene moves that...just a moment, Senator Rock.  
24. SENATOR ROCK:

25. Thank you, Mr. President. I rise, obviously as I always do, in  
26. support of Senator Vadalabene's motion that we advise and  
27. consent and I wish to advise the Body that these two Gentlemen,  
28. Director Kempiners and Director Miller, were...were not, in  
29. any respect, held because they were held in less than favor  
30. by this Body or the Executive Committee. We, as you know,  
31. just last week, took final action on a bill to change the  
32. qualifications for those directorships. And it was felt  
33. by many of us that we should not vote on this Floor to advise

1. and consent when...when confronted with a Statute that they  
2. couldn't conform with. The Statute has now been changed by  
3. action of this Assembly. The Governor has signed the bill  
4. and has properly filed it with the Secretary of State, so we  
5. have, in effect, a new law under which both these Gentlemen  
6. qualify and I, for one, intend to vote Aye.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? The question is, does the  
9. Senate advise and consent to the nominations just made. Those  
10. in favor vote Aye. Those opposed Nay. The voting is open.  
11. (Machine cut-off)...voted who wish? Have all those voted  
12. who wish? Take the record. On that question the Ayes are 48,  
13. the Nays are none. A majority of the Senators elected  
14. concurring by record vote, the Senate does advise and consent  
15. to the nominations just made. Senator Vadalabene.

16. SENATOR VADALABENE:

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

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Heard the motion. Those in favor indicate by saying Aye.  
22. Those opposed. The Ayes have it. The Senate does now arise.  
23. Senator Lemke, for what purpose do you arise?

24. SENATOR LEMKE:

25. Just for...a matter of announcement and also to keep my  
26. word as when we passed House Bill 333, which stated that no  
27. State funds could be used for abortion. Today the U. S. Supreme  
28. Court upheld our law and said it was constitutional.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Carroll.

31. SENATOR CARROLL:

32. Thank you, Mr. President. Senator Vadalabene, while we  
33. were in Executive Session, I'd had wanted to ask you to express

1. the thanks of the members of the Senate to Dave Embree of  
2. McDonald's in the Metro-East Area, who through the good graces  
3. of Senator Sam, has been providing us with our Flair pens all  
4. year. And we asked Senator Sam, that next year he send up  
5. some hamburgers.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Later tonight. Page 3 of the Calendar on the Order of  
8. Concurrences, Secretary's Desk, Senate Bill 569, Senator Berman.  
9. Senator Berman may proceed.

10. SENATOR BERMAN:

11. Thank you, Mr. President. I move to concur in House  
12. Amendments 3, 4, and 5 to Senate Bill 569. The Amendments  
13. 3 and 4 are the increased bonding authorization for the  
14. Chicago Board of Education increasing that...

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Will the members please be in their seats. Will the  
17. unauthorized persons please remove themselves. Proceed.

18. SENATOR BERMAN:

19. ...Amendments 3 and 4 are the increase of the bonding  
20. authorization for the Chicago Board of Education, increasing  
21. their authorization by seventy-three million dollars and  
22. earmarking forty million of that as a working cash fund.  
23. Those provisions were supported earlier by a substantial  
24. vote of approval by this Body. The one new item that's in  
25. this bill and I want to point it out, is that there is a..  
26. Amendment No. 5 creates the Chicago Community School Study  
27. Commission which would be a commission set up to evaluate  
28. the creation of twenty-seven or more new autonomous school  
29. districts within the City of Chicago for all regular school  
30. purposes to be operated in accordance with the School Code.  
31. The commission is a...is the new portion of this bill. I  
32. move to concur in Senate...in House Amendments 3, 4 and 5  
33. to Senate Bill 569.



1. PRESIDING OFFICER: (SENATOR BRUCE)  
2.       The motion is to nonconcur with the House Amendments to  
3. Senate Bill 569. On that...the motion is to concur with the  
4. House Amendments to Senate Bill 569. On that motion, is there  
5. discussion? Senator Shapiro.  
6. SENATOR SHAPIRO:  
7.       Will the sponsor yield to a question?  
8. PRESIDING OFFICER: (SENATOR BRUCE)  
9.       Indicates he will yield. Senator Shapiro.  
10. SENATOR SHAPIRO:  
11.       Senator Berman, it was my understanding that this bill  
12. was to carry only the seventy-three million for the Interim  
13. Finance...Committee of the Chicago School System and now  
14. you tell me that there are, what, two other amendments added  
15. or just one?  
16. PRESIDING OFFICER: (SENATOR BRUCE)  
17.       Senator Berman.  
18. SENATOR BERMAN:  
19.       Did you...did you finish your comments? Did you finish  
20. your question?  
21. PRESIDING OFFICER: (SENATOR BRUCE)  
22.       May...may we have some...  
23. SENATOR SHAPIRO:  
24.       Yeah. What is the amendment again?  
25. SENATOR BERMAN:  
26.       No. Amendments 3 and 4 are the Bonding Authority. That's  
27. the same bill that we passed out of here, as 2975. The...  
28. the one new item that is in this is Amendment No. 5 which is a  
29. ...the creation of a new study commission to study the Chicago  
30. Board of Education.  
31. SENATOR SHAPIRO:  
32.       Well, Mr. President, may I speak to the motion?  
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. On the motion, Senator Shapiro is recognized.

2. SENATOR SHAPIRO:

3. Mr. President, Ladies and Gentlemen of the Senate. The

4. motion is to concur on these three amendments and due to the

5. fact that we have added another entity to this bill and the

6. sponsor is asking us for concurrence. I would like to recommend

7. to the members of the Senate, particularly to this side of the

8. aisle, that we not concur with the Amendments 3, 4 and 5 to

9. Senate Bill 569.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? Senator Davidson.

12. SENATOR DAVIDSON:

13. Sponsor yield for a question?

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Indicates he will yield.

16. SENATOR DAVIDSON:

17. Senator Berman, I thought that we were going to nonconcur

18. in this and this was going back for the amendment for the

19. House Bill 2975 that we amended over here to put the Chicago

20. financing in to put that Special Ed, et cetera, into that

21. bill and the last word I had from you, Saturday, I think it

22. was, that we were going to nonconcur and I've had no conversation

23. that you changed positions.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Berman.

26. SENATOR BERMAN:

27. Well the...I explained to you that this bill did have a

28. change in it that the bill that we passed over, 2975, did not

29. have in it. I indicated to you at that time that I was in

30. conversations with the...members of the House that were interested

31. in Amendment No. 5 and had not taken a position, that's why the

32. bill had been sitting. I determined that because of interest

33. of a number of Chicago Legislators, some pro and some con, but

1. that the House had put this on. I felt that it would be proper  
2. for me to put a motion to concur.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Davidson.

5. SENATOR DAVIDSON:

6. Mr. President, in that case, I'd like to speak in opposition  
7. to the concurrence. Part of that last amendment you're talking  
8. about is already the duties which you passed out of here on a  
9. resolution that the Chicago School Investigating Commission  
10. is doing. Secondly, we sent House Bill 2975 out of here to  
11. finance the Chicago School Finance Authority...clean, it's over  
12. in the House waiting for final action, I guess. I would urge  
13. we nonconcur in these amendments and we'll get it in a  
14. Conference Committee and try to do whatever wants...to try to be...  
15. do to solve any educational problem on Special Ed, but  
16. last part of this new, the Fifth Amendment, I believe it was,  
17. on this other new commission, is just not in the best  
18. interest of the...school for the City of Chicago, in my  
19. opinion. I urge a No vote, if we're going to vote to concur.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Further discussion? Senator Maitland.

22. SENATOR MAITLAND:

23. Mr. President and Ladies and Gentlemen of the Senate.

24. Question of the sponsor.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Indicates he will yield, Senator Maitland.

27. SENATOR MAITLAND:

28. Senator Berman on...on Amendment No. 5, is there...is there  
29. a cost to the State of Illinois on this amendment?

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Berman.

32. SENATOR BERMAN:

33. A...let me take a look. There will be a cost...certainly

1. as to, you know, transportation, staffing, et cetera. I am  
2. not aware of any appropriation that would be involved, but  
3. the...there is a provision in Section 6 that the commission  
4. shall employ and fix the compensation of such employees as  
5. it deems necessary to effectuate the purposes of this Act.  
6. So, yes, there could be, but it's a Legislative Commission, I  
7. ...with...in the absence of a specific appropriation it might  
8. be payable out of the...funds of the...Speaker and...and...  
9. President of the Senate.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Maitland.

12. SENATOR MAITLAND:

13. Well, yes...Senator Berman, you know, as one of those  
14. from this Body who met in most of these meetings with...with  
15. Van Gorkom and others and one who, finally, enthusiastically  
16. supported increasing the bonding authority, I...I find myself in...  
17. in somewhat of a dilemma and I...I guess I must echo the sentiments  
18. of Senator Shapiro and Senator Davidson, that we sent the bill  
19. out clean to cover a specific...purpose, and I...I think we  
20. must clean the thing up and I would also urge nonconcurrency.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further...Ladies and Gentlemen, may we have some order  
23. please. Please, let's...let's contain our sorrow. Senator  
24. DeAngelis.

25. SENATOR DeANGELIS:

26. Thank you, Mr. President, Ladies and Gentlemen of the  
27. Senate. Senator Berman, I think you might get the...the right  
28. response for the wrong reason or the wrong response for the  
29. right reason, I'm not sure. But, may I ask why you do not  
30. split the question on this one?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Berman.

33. SENATOR BERMAN:

1. I moved to concur because I indicated that to the people  
2. that were interested in the House. That's why I kept them together.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Lemke.

5. SENATOR LEMKE:

6. Mr. President and fellow Senators. The Fifth Amendment  
7. is very important to the constituents on the southwest side  
8. of Chicago. It asks for...it's asked for the study to be made  
9. as far as elected School Board in the City of Chicago. The  
10. Chicago Board of Education is the only board of education  
11. that does not run for election, it's appointed. It does not  
12. represent the city equally, the people do not have the right  
13. to say who's on the board and who is not. The rest of the  
14. State has elected school boards in its district. What this  
15. amendment says, is setup a study commission to ask for the  
16. possibility of having the City of Chicago School Board divided  
17. in separate districts. It's a good amendment, was put on  
18. by Representative Huff and Representative Henry, because it's a  
19. response to what the people in the City of Chicago want. They  
20. are not happy with the present makeup of the school board, and  
21. especially the people in my area and Senator Joyce's area.  
22. We have no one in Senator Savickas' area, we have no one on  
23. the school board that speaks for the southwest side of Chicago.  
24. We have no one to...to say to us and to represent the interests  
25. of our area who pays the taxes, who...what they should do  
26. with our tax money on the School Board of the City of Chicago.  
27. And this is what the question is all about. Now, whether the  
28. hawks in the City of Chicago on the fifth floor of City Hall,  
29. that come out and say to the blacks and the...and...and to all  
30. of us that want...an elected school board, let's make a study  
31. ...what is there to hide. We want to see what's going on  
32. and we think it's the best possibility to save the Chicago  
33. School System, is by having a elected separation of school boards.

1. If you want to save the Chicago School Board, you vote to  
2. concur. And that's what it's all about. If you don't want  
3. to save the Chicago School Board and you want the question  
4. back next year and the year after, it's going to come back.  
5. So let's divide it up into...and let's look into it. Let's  
6. appoint a commission to look into the possibility of elected  
7. school board. What is there to lose? We're asking something  
8. that the people want. So I ask to concur with Amendment No. 5  
9. and all the amendments on this bill and send it to the Governor  
10. in this State so the people in the City of Chicago can have  
11. some place to sound their feelings for elected school board  
12. in the city.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Further discussion? Senator Berman  
15. may close.

16. SENATOR BERMAN:

17. Thank you. This has been thoroughly debated. The...two  
18. ...two out of the three amendments are the same things that  
19. we've passed before. Amendment 3 is the Study Commission.  
20. I ask for your favorable vote for concurrence.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. The question is shall the Senate concur with House Amend-  
23. ments 3, 4 and 5 to Senate Bill 569. Those in favor will vote  
24. Aye. Those opposed will vote Nay. The voting is...is now open.  
25. Have all voted who wish? Have all voted who wish? Have all  
26. voted who wish? Take the record. On that question the Ayes  
27. are 6, the Nays are 34, none Voting Present. The Senate does  
28. not concur with House Amendments 3, 4 and 5 to Senate Bill 569  
29. and the House...and the Clerk...shall so inform the House.  
30. Senate Bill 1378, Senator Sommer. Senate Bill 1500, Senator  
31. Jerome Joyce. Senate Bill 1640, Senator Grotberg. No. Senate  
32. Bill 1642, Senator Regner. Senate Bill 1650, Senator Nimrod.  
33. Senate Bill 1662, Senator Grotberg. Senate Bill 1707, Senator

1. Rupp. Senator Rupp on the Floor? Senate Bill 1710, Senator  
2. Coffey. 1710. Senate Bill 1713, Senator Bloom. Senator  
3. Bloom is recognized on Senate Bill 1713 with House Amendment  
4. No. 3.

5. SENATOR BLOOM:

6. Thank you, Mr. President and fellow Senators. This is  
7. the Fish Monger Bill, the House put on a Dip-net Amendment.  
8. There's some feeling that the penalties are too high, so  
9. I'd move we nonconcur. I...I think there's some consensus  
10. as to what the penalties should be. We got a Conference  
11. Committee, they can...handle it.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. The motion is to nonconcur. Discussion? All in favor  
14. say Aye. Opposed Nay. The Ayes have it. The Senate...non-  
15. concurs with House Amendment No. 3 and the Secretary shall  
16. so inform the House. House Bill 3197, Senator Mitchler.  
17. Is Senator Mitchler on the Floor? On Nonconcurrency on  
18. page 3 of your Calendar, is House Bill 3197 with Senate Amend-  
19. ments 1 and 2. Senator Mitchler is recognized.

20. SENATOR MITCHLER:

21. Mr. President and members of the Senate. I would move  
22. to refuse to recede from...I...nonconcur...

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Refuse to recede, Senator?

25. SENATOR MITCHLER:

26. Refuse to recede, that's right...there are amendments.  
27. Refuse to recede from Senate Amendments 1 and 2 to the House  
28. Bill.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. The motion is to refuse to recede to the House...to the  
31. Senate Amendments...

32. SENATOR MITCHLER:

33. ... So we can go to Conference Committee.

1. PRESIDING OFFICER: (SENATOR BRUCE)  
2. ...on that motion, is there discussion? All in favor say  
3. Aye. Opposed Nay. The Ayes have it. The Senate refuses to  
4. recede and the Secretary shall so inform the House. 3550...  
5. no, that's consideration...please come to the Secretary's...  
6. would six Pages please come forward to the Secretary's Desk. For what  
7. purpose does Senator Rock arise? Senator, we are distributing  
8. ...for the...for the information of the...of the membership,  
9. we are distributing a Supplemental Calendar No. 1 and...and  
10. also Conference Committee Report. Senator Rock.

11. SENATOR ROCK:

12. Yes, thank you, Mr. President, Ladies and Gentlemen of  
13. the Senate. That was to be my observation also. There probably  
14. is and will be a little bit of confusion on the Floor, but please  
15. don't be alarmed, there is a Supplemental Calendar which indicates  
16. that there are some six or eight Conference Committee Reports,  
17. that have, in fact, been fully processed and are now ready  
18. for distribution and Senate action. We will have, I'm sure,  
19. my...my best information is with both computers and both  
20. Houses concurring is that there's somewhere in the neighborhood  
21. of sixty-five or sixty-six outstanding Conference Committees,  
22. some or all of whom may issue a report, so this is the first  
23. batch. There's about ten in here. And my...we will have  
24. Supplemental Calendars from time to time and be affording  
25. distribution of copies of the work product of those Conference  
26. Committees. So I just ask you to be a little bit patient.  
27. We're moving the paper as quickly as we humanly can.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. What purpose does Senator Johns arise?

30. SENATOR JOHNS:

31. Just a...a word of information from the President and  
32. Leadership of both aisles. On all of these Conference Committee  
33. Reports, you have a number 1760 and you have a little insert  
34. down there and it tells you what's changed and so forth, just



1. a little bit. Would it be asking too much for consideration  
2. to be given to a little digest of the bill, either clipped  
3. from this digest and just pasted on there and the...  
4. run? Is there anything wrong with that, Mr. President? Thank  
5. you.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Rock.

8. SENATOR ROCK:

9. Well, there's...there's nothing really wrong with it,  
10. except that my digest may be different than your digest.  
11. If...if we attempt to get...four...four staffs or four active  
12. participants to agree on a digest of what has or has not  
13. transpired, we'll be here all week. In addition to that,  
14. assuming you can get some agreement to physically append  
15. to sixty Conference Committee Reports a...an alleged agreed...no, we...  
16. we simply can't do it. It's up to the sponsor or the one  
17. who is to present the Conference Committee Report as best  
18. he can to outline the things contained therein. And we will  
19. have to vote on that basis and that's why you're being afforded  
20. an opportunity to see the report now, so you can have a chance  
21. to read it.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Johns.

24. SENATOR JOHNS:

25. Mr. President, with all the courtesies you just extended  
26. to me, that's not what I'm talking about. I'm talking about  
27. a label such as Department of Corrections Bill or something like  
28. that from our book, here, that would identify this particular  
29. Conference Committee Bill and...and that sort of thing. I'm  
30. just asking for a little information that as we look at these  
31. Conference Committee Reports, we're going to have an idea if  
32. we have a special interest, we look at that bill real quickly  
33. and know how to vote accordingly. That's...you see what I'm

1. talking about, not the synopsis, Mr. President, but a little  
2. word or digest, Department of Corrections, CDB, et cetera,  
3. but there's nothing on here except the number of that bill.  
4. See what I mean, Mr. President?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Rock.

7. SENATOR ROCK:

8. Yes, I do, in fact, see what you mean and that's why we  
9. studiously give to each member for his use on the Floor, our  
10. official digest. Now my suggestion is that in the intervening  
11. times, you can sit with your Calendar and look at the bill  
12. number and write a little note to yourself on there what this is,  
13. but to...again, to require...the Conference Committee Report  
14. are in...are in forms approved by both Houses and by the  
15. Reference Bureau and any deviation therefrom, simply is not  
16. worth the effort.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. And I...Senator...Senator Johns, we are going at great...  
19. lengths to get a Supplemental Calendar and that Supplemental  
20. Calendar, in fact, does print the digested material. Now...  
21. always word...a word of caution always is that that may not  
22. reflect anything that is in the Conference Committee, but it  
23. does tell you what the bill started...out to be many, many,  
24. moons ago. Senator Rock.

25. SENATOR ROCK:

26. Well, while we have something of a lull, I wonder if I  
27. could have leave to go to the Order of Secretary's Desk, Resolutions.  
28. There are two resolutions that are of some immediacy and urgency  
29. and really cannot wait until we return in November. Senate  
30. Joint Resolution 1...both of which also require House action,  
31. 123 and 124.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Is there leave to go to the Order of Resolutions? Leave

1. is granted. On the Order of Resolutions is SJR 123, Senator  
2. Rock.

3. SENATOR ROCK:

4. Thank you, Mr. President, Ladies and Gentlemen of the  
5. Senate. Senate Joint Resolution 123 would create a Joint  
6. Legislative Committee on the census. In our meetings with  
7. the Census Bureau people, it has become pretty evident now  
8. that we have opted for Option B, that further meetings will  
9. be necessary. All this does, is say that the Joint Legislative  
10. Committee will be comprised of the four leaders, the President,  
11. the Minority Leader of the Senate, the Speaker, the Minority  
12. Leader of the House and one additional member designated by  
13. each of the four members. So, it will be an eight member  
14. bipartisan committee which will have to meet over the next  
15. three to four months so that we can have available to the  
16. members of the Assembly, hopefully in November or early December,  
17. certain preliminary census data which will be shared with every  
18. member of the General Assembly. But in order to do this, it  
19. was felt that we ought to set up by resolution, a fixed group  
20. of people to deal with the Federal census people. This request  
21. came from...from, frankly, from the Executive Branch, they  
22. have designated an individual. We have to designate, and as  
23. we always do in the Assembly, we wind up designating a committee,  
24. so that everybody's best interests are protected. I know of  
25. no objection. We have an additional amount of money proposed  
26. as an appropriation for any expenses incurred in this respect,  
27. so it will require a roll call, but it will also require House  
28. action. So I'd like to get it over to them as soon as we can.  
29. I'd move the adoption of Senate Joint Resolution 123.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. The motion is to adopt Senate Joint Resolution 123. Is  
32. there discussion? Senator Shapiro.

33. SENATOR SHAPIRO:

1. Mr. President and Ladies and Gentlemen of the Senate.  
2. Just to echo the words of President Rock, this is a bipartisan  
3. commission and it's a...pretty much a perfunctory information  
4. gathering group on reapportionment and the information will  
5. be used at a later date for reapportionment. It is bipartisan,  
6. it should be supported.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion? The question is shall the Senate adopt  
9. Senate Joint Resolution 123. Those in favor will vote Aye.  
10. Those opposed will vote Nay. The voting is open. Have all  
11. voted who wish? Have all voted who wish? Take the record.  
12. On that question the Ayes are 54, the Nays are none, none  
13. Voting Present. The Senate does...adopt Senate Joint Resolution  
14. 123 and the Secretary shall so inform the House. Senate Joint  
15. Resolution 124, Senator Rock.

16. SENATOR ROCK:

17. Thank you, Mr. President, Ladies and Gentlemen of the  
18. Senate. Senate Joint Resolution 124 is the other, and I'm told  
19. integral half of or part of, that proposal which has now passed  
20. both Houses of the Assembly and is sitting, I think on the  
21. Governor's Desk. This resolution was submitted to me by the  
22. Department of Transportation and what it does, it authorizes,  
23. by General Assembly action, the Department of Transportation  
24. to issue a permit for the construction of a marina north of  
25. Navy Pier in the City of Chicago. Now, we have, by Senate  
26. and House action, by roll call vote, approved this action  
27. by the Assembly...by the Department of Transportation. Additionally,  
28. under this same Section of the Statute, three further approvals  
29. are necessary. One is authorization by the General Assembly,  
30. which is hopefully being proposed in this Senate Joint Resolution.  
31. Second, of course, is approval of the Governor and finally  
32. approval of the Pollution Control Board. In order to obtain  
33. the authorization from the Assembly, the General Assembly has

1. to pass a resolution which reflects, frankly, what we did statutorily.  
2. Again, I know of no objection and I would move the adoption of  
3. Senate Joint Resolution 124 and ask for a roll call vote.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there discussion? The motion is to adopt Senate Joint  
6. Resolution 124. On that question, those in favor will vote Aye.  
7. Those opposed will vote Nay. The voting is open. Have all  
8. voted who wish? Have all voted who wish? Take the record.  
9. On that question the Ayes are 53, the Nays are none, none Voting  
10. Present. The Senate does adopt Senate Joint Resolution 124  
11. and the Clerk...Secretary shall so inform the House. ...what  
12. purpose does Senator Vadalabene arise?

13. SENATOR VADALABENE:

14. Yes, I was in conference when Senate Resolution 123 was  
15. adopted. I'd like the record to show that I would have voted  
16. in favor of 123.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. The record will so indicate. On the Supplemental Calendar,  
19. that has been distributed to your desk, is House Bill 3482,  
20. Senator Berning. On the Supplemental Calendar...Municipal  
21. Retirement Fund...with a noncurrence of Senate Amendment No. 1.  
22. Do you wish to recede or refuse to recede? Senator, did you wish to  
23. proceed?

24. SENATOR BERNING:

25. No, hold it.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. All right. (Machine cut-off)...Rock, do you wish to  
28. proceed with the Conference Committees printed on the Calendar?  
29. On your Supplemental Calendar on Conference Committee Reports  
30. on House Bills, is House...the Conference Committee Report on  
31. House Bill 1010. Senator Sangmeister, do you wish to proceed?  
32. Senator Sangmeister is recognized on House Bill 1010 and the  
33. Conference Committee Report thereon.

1. SENATOR SANGMEISTER:

2. Thank you, Mr. President and members of the Senate. What  
3. we're talking about in House Bill 1010 is an effort by both  
4. the House and the Senate Judiciary Committees to provide  
5. protection to the public and reasonable control over persons,  
6. who in connection with a crime are found not guilty by reason  
7. of insanity and that's the topic of 1010, not guilty by reason  
8. of insanity. In order to understand what we are doing, you've  
9. got to understand what the present law is. Under the present  
10. law, a criminal defendant, who has been found not guilty by  
11. reason of insanity will be held under the Mental Health Code  
12. for a determination of whether or not he is in need of mental  
13. ~~treatment. Unfortunately, or whatever way you want to look~~  
14. at it, in need of mental treatment is not defined in the  
15. present law. Consequently, the Department of Mental Health  
16. uses the standard adopted by the Mental Health and Developmental  
17. Disabilities Code of 1978 subject to involuntary admission.  
18. Now the standard subject to involuntary admission is difficult  
19. to prove and requires the court to find that a person's mental  
20. condition is such that he is reasonably expected to inflict  
21. serious physical harm upon himself or another in the near  
22. future. Where a defendant is committed to the Department  
23. of Mental Health, he is reevaluated every sixty days when  
24. the department believes he is no longer subject to involuntary  
25. admission, the department will petition the court for the  
26. defendant's release. If the court agrees with the department  
27. the defendant then must be released. Now, what are we  
28. attempting to change in House Bill 1010? House Bill 1010  
29. is important because it gives the courts broader...an ongoing  
30. jurisdiction of persons who have been found not guilty by  
31. reason of insanity. It further provides for a five year  
32. period of conditional release in which a court may impose  
33. conditions upon a defendant who has been released from the

1. Department of Mental Health. There are two new standards  
2. that we're going to add. In addition to the present involuntary  
3. admission, there will be two new categories, in need of mental  
4. health services on an inpatient basis and in need of mental  
5. health services on an outpatient basis. These standards will  
6. apply only to persons who have been found not guilty by  
7. reason of insanity. Only those cases will those two standards  
8. apply to. In need of mental health services on an inpatient  
9. basis requires simply that the person be expected to inflict  
10. physical harm upon himself or another and who would benefit  
11. from inpatient care or is in need of inpatient care. The  
12. definition eliminates the requirement that the physical harm  
13. expected to be serious as well as the requirement that the  
14. harm be expected to occur in the near future. What we're  
15. attempting to do here in the State of Illinois with this  
16. is...to give the courts jurisdiction over a person for a  
17. period of at least five years after he has been found not  
18. guilty by reason of insanity rather than under the present  
19. law where he is committed to the Department of Health..Mental  
20. Health, reviewed every sixty days and then a recommendation  
21. made back to the court whether or not he should be discharged.  
22. This is not as far as a lot of people would like to go in  
23. this area, but I'll tell you, this I think, in my opinion,  
24. is a reasonable step forward, something we ought to do in  
25. the State of Illinois and I would ask for a...a favorable  
26. vote on Conference Committee Report No. 1 on House Bill 1010.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there discussion? Senator Bloom.

29. SENATOR BLOOM:

30. I apologize for taking the members' time, but I wonder if  
31. you could explain a little more fully the...outpatient basis,  
32. what category of crimes and so on and so forth.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Sangmeister. May we have some order, please.

2. We are..final passage on House Bill 1010.

3. SENATOR SANGMEISTER:

4. Well, there is...you stated what category of crimes,  
5. there's no category of crimes involved in here. We're talking  
6. about a person now who has been found by a court not guilty  
7. by reason of insanity, okay? On the outpatient basis is your  
8. inquiry, as I understand it. Okay. The additional standard  
9. of in need of mental health services on an outpatient basis  
10. and the new concept of the conditional release, which covers  
11. this five year period, I'm talking about, confers upon the  
12. courts, ongoing jurisdiction of persons who have been released  
13. from the Department of Mental Health after they have been  
14. found not guilty by reason of insanity. It permits courts  
15. to impose and enforce conditions for release in these type  
16. of cases. Together with the new standard of in need of  
17. mental...health services on an inpatient basis, it also allows  
18. courts to more easily recommit persons who violate their  
19. conditions of their release. So what it does, if we've  
20. got a person out there for five years, the courts can look  
21. at it, if he's not following and responding the way the  
22. court is ordered, he can even recommit him.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Bloom, we...your question was answered. Senator  
25. Wooten.

26. SENATOR WOOTEN:

27. Thank you, Mr. President. Senator Sangmeister, this, I  
28. gather we're not grasping the nettle of that guilty, but insane  
29. issue then. And this is in lieu of that, this whole procedure?  
30. Question.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Sangmeister.

33. SENATOR SANGMEISTER:

34. Well, Senator Wooten, in that effect, that's right. As



1. you know, we have people all over the place on this issue.  
2. There's a lot of people who would like to eliminate the finding  
3. at all, of not guilty by reason of insanity and of course in  
4. my opinion, under the Common Law of this State, that's unconsti-  
5. tutional to begin with, but we're not even approaching that at  
6. all. All we're doing here, is rather than committing a person  
7. to the Department of Mental Health and then every sixty days  
8. a review by them, we're taking a five year period where the  
9. court is still going to have jurisdiction over that person  
10. and going to be able to control them, make him take his medicine,  
11. make him do the things in the community that he should do. And  
12. if he doesn't, the court will still have jurisdiction to do  
13. something about this person.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Wooten.

16. SENATOR WOOTEN:

17. Is this an option for the court or is it...just something  
18. that will just follow after such a judgment has been issued?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Sangmeister.

21. SENATOR SANGMEISTER:

22. The court will be entering...when...when...if the defendant  
23. is found subject to involuntary admission, under the present  
24. law, he is committed to the Department of Mental Health. This  
25. will give the court...you...you want to know whether it's mandatory  
26. or discretionary, is that right?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Wooten.

29. SENATOR SANGMEISTER:

30. ...wait just one moment.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. All right.

33. SENATOR SANGMEISTER:

34. No...a...a five year conditional release in which a court

1. may impose these defendants...may impose these conditions upon  
2. a defendant. So, apparently, my understanding of it...I hadn't  
3. thought that out, Senator, but apparently, from what I've got  
4. here, it is not mandatory. But it is...it is an avenue that  
5. the State can present to the court and the court may impose  
6. this upon the defendant.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion? Senator Berman.

9. SENATOR BERMAN:

10. Will the sponsor yield?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Indicates he will yield, Senator Berman.

13. SENATOR BERMAN:

14. Is there any standards or guidelines for the conditions  
15. that the court can impose? For example, could a judge...impose  
16. imprisonment...right off the bat, during this five year period?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Sangmeister.

19. SENATOR SANGMEISTER:

20. Senator Berman, that is not my understanding, but what  
21. he could do, is he...he could recommit that person to the  
22. Department of Mental Health. If you call that imprisonment,  
23. yes, but not back to a penal institution, but he could be  
24. recommitted to the Department of Mental Health on an inpatient  
25. basis.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Berman.

28. SENATOR BERMAN:

29. And, would you just comment, I see on the Section on page 3,  
30. lines 22 to 25, you are making this apply, apparently...I'll  
31. say retroactively, but that may not be exactly the word, but  
32. it's going to apply to everybody that's presently in on these  
33. pleas. Do you see any problem judgment-wise or constitutionally

1. on that kind of...provision?

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Sangmeister.

4. SENATOR SANGMEISTER:

5. There may be, Senator Berman, it's been put in the bill

6. that way. Staff that has worked this over...for almost two

7. years now, feels that that is constitutional. On the face

8. of it, it does raise...but it is intended to apply to those

9. people that are presently there, that is correct.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Berman.

12. SENATOR BERMAN:

13. Just one last question. If a person...pleaded guilty

14. by reason of insanity four years ago...and this bill passes

15. now, will he have five more years from today or...the enact-

16. ment of the bill under the jurisdiction of the court or does

17. the five years run from the date of his commitment to the

18. department?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Sangmeister.

21. SENATOR SANGMEISTER:

22. In my opinion the five years runs from the date of his

23. commitment to the department. I don't think we can, in any

24. respect, impose, when this becomes law, a whole new five years

25. on that particular person. If...it's going to be five years

26. from the time that he was committed, if he's got a year left

27. to go he's covered, if his ending is five years, there's no

28. coverage at all.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Nimrod.

31. SENATOR NIMROD:

32. Thank you, Mr. President. There's two questions I'd like

33. to ask the sponsor, if I may. One is...Senator Sangmeister, it

1. seemed to me that the unfit to...or not guilty by reason of  
2. insanity, that we had a provision in there that would have  
3. kept the individual under the jurisdiction of the court for  
4. the same period of time as though he had been found guilty.  
5. Have we...have we changed that section at all? That was a bill  
6. that we passed here...I had sponsored here a couple of years  
7. ago and I want to make sure that we're not affecting that  
8. particular provision.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Sangmeister. And is there...is there leave to  
11. take still photographs on the Floor...for about five minutes?  
12. Leave is granted. Senator Sangmeister.

13. SENATOR SANGMEISTER:

14. That...that's not in this bill at all, Senator Nimrod.  
15. This is a five year period from the date that that finding  
16. is entered.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Nimrod.

19. SENATOR NIMROD:

20. Yeah, and...and...then we're probably not touching that  
21. section, because I couldn't read it in here. Number two is,  
22. there was one section in here that I read that was supposed to  
23. be a technical change, but I'm just wondering whether we were  
24. doing a lot more than that because it adds the word, not guilty,  
25. from guilty. And I'm just wondering whether that changed the...  
26. the whole meaning of...of the law. Was there some reason that  
27. had been in the...in the law as a guilty...by reason of insanity,  
28. that we're changing to a not guilty by reason of insanity?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Sangmeister.

31. SENATOR SANGMEISTER:

32. Well, I've never heard of a plea or a finding of guilty  
33. by reason of insanity, so I don't know where anything is being...

1. we're not changing the finding of a not guilty by reason  
2. of insanity at all, that's not being changed, it's just  
3. what happens after that.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Knuppel.

6. SENATOR KNUPPEL:

7. Mr. President and members of the Body, this is the first  
8. intelligent criminology...bill in criminology that we passed  
9. here in the last two years, and it should be supported. These people  
10. and anybody that's dealt with them, knows that you just can't  
11. turn them loose, that this is a sickness or an illness. And that  
12. to go with these people and help them, many times they are  
13. unable to sustain themselves...sustain themselves in society,  
14. that this is a move in the right direction. And unlike just  
15. making penalties harder and harder and...and making imprisonment  
16. longer and longer, this bill talks sense.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? Senator Bowers.

19. SENATOR BOWERS:

20. Just very briefly...Senator Knuppel, I almost went back  
21. and read it again. But I totally agree with you, I think it's  
22. not as far as a lot of people would like to go, but I think  
23. it is as far as we can safely go and I think the least that  
24. you can say, is it's an awful lot better than what we have now  
25. and I would certainly hope this side of the aisle would support  
26. it.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Ozinga.

29. SENATOR OZINGA:

30. Yeah, I would like to just ask a plain simple question and  
31. I think it has been answered possibly on the question, Mr. Berman.  
32. But...who makes the determination at the time of the finding whether  
33. it would be in-house or outpatient?

1. PRESIDING OFFICER: (SENATOR BRUCE)  
2. Senator Sangmeister.  
3. SENATOR SANGMEISTER:  
4. Well, obviously...not obviously, Senator, the decision  
5. is made by the judge that's hearing the case. He would hear  
6. ...testimony from the prosecution from the standpoint that this  
7. person does need further treatment on an inpatient or outpatient  
8. basis. And, of course, his defense attorney would, if he...feels  
9. fit and probably would, would offer evidence on the other side.  
10. But the eventual decision is made by the judge.  
11. PRESIDING OFFICER: (SENATOR BRUCE)  
12. Further discussion? Further discussion? Senator Berning.  
13. SENATOR BERNING:  
14. Just a question of the sponsor, please.  
15. PRESIDING OFFICER: (SENATOR BRUCE)  
16. Indicates he will yield. Senator Berning.  
17. SENATOR BERNING:  
18. Senator, I notice that...on line 13, Section 1,"the Senate  
19. recede from a...from Senate Amendments No.1, 2 and 3." And  
20. quickly trying to recap these amendments and why we adopted  
21. them, I'm curious as to the justification for receding from  
22. those and adopting what is then...the...that part starting  
23. with line 18 on through 24, apparently. My question, I guess,  
24. has to do with...why we are receding when by the combined  
25. judgment of...the...the sponsor and the members of this  
26. Body, we felt Amendments 1, 2 and 3 were desirable. What  
27. have we done to then, offset what we were trying to do with  
28. those amendments?  
29.  
30.  
31. End of Reel  
32.  
33.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Sangmeister.

3. SENATOR SANGMEISTER:

4. Senator, I don't even remember what Senate Amendments 1, 2,  
5. and 3 were as far as that goes. This thing has been around for  
6. a long time, and we've done extensive work on a bipartisan basis  
7. in both the House and the Senate, and I'm now looking for...for  
8. House Bill 1010 in the digest so I can intelligently answer your  
9. question, but whatever they were did not fit into what the final  
10. package was, and therefore they had to be deleted. For example,  
11. Senate Amendment No. 2 related to aggravated kidnapping, and  
12. had the...oh, I could tell you...as far as Senate Amendment No. 2  
13. is concerned that's where we put the whole criminal package in  
14. at that time, which was aggravated kidnapping, the Habitual  
15. Criminal Act, and everything else was in there. And obviously  
16. had nothing to do with this, but we were using that as a vehicle  
17. at the time, that's the reason No. 2 came in, and Senate Amend-  
18. ment No. 3, was Senator Grothberg's death by injection, which  
19. is premature apparently in this State, and that's been taken out  
20. of it. So, the things that were in there were not even related  
21. to the original intent of the bill and that's the reason they  
22. were deleted.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? Further discussion? Senator Sangmeister  
25. may close.

26. SENATOR SANGMEISTER:

27. Well, as Senator Knuppel and Senator Bowers have indicated,  
28. we've got a long way to go in this area and I really feel that  
29. to have jurisdiction here for five years over people who are con-  
30. victed...or who are acquitted of not guilty by reason of insanity  
31. is the reasonable way to go. And we can start here, and we can  
32. keep taking a good look at this and refining as it goes along.  
33. But you've heard from the people in your districts as I have,

1. like I say, most of them don't like this finding at all, but  
2. there's no way you're going to eliminate it, and I really don't  
3. think that we should. But we do have to keep a handle on these  
4. people after this happens and this is a good start, and I would  
5. ask for a favorable vote.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. The question is, shall the Senate adopt the First Conference  
8. Committee Report on House Bill 1010. Those in favor vote Aye.  
9. Those opposed vote Nay. The voting is open. Have all voted  
10. who wish? Have all voted who wish? Take the record. On  
11. that question, the Ayes are 57, the Nays are none. None Voting  
12. Present. The Senate does adopt the First Conference Committee  
13. Report on House Bill 1010, and the ~~bill having received the~~  
14. required constitutional majority is declared passed. House Bill  
15. 3019, Senator Vadalabene. Senator Vadalabene is recognized on  
16. the First Conference Committee Report on House Bill 3019.

17. SENATOR VADALABENE:

18. Yes, thank you, Mr. President, and members of the Senate.  
19. House Bill 3019, is the appropriation for the St. Louis Met-  
20. ropolitan Airport Authority. The House has just adopted the  
21. First Conference Committee Report, and what they did, was they  
22. reduced the entire appropriation of fifty percent. In other words  
23. from a hundred and ninety-six thousand dollars...or from a  
24. hundred and ninety-two thousand dollars to ninety-six thousand  
25. dollars, and the...and expiring December of this year. In other  
26. words, from July 1 to December, 1980, and then the commission  
27. will be out of existence. And I would appreciate if we would...  
28. adopt the First Conference Committee Report.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there discussion? Senator Buzbee.

31. SENATOR BUZBEE:

32. Thank you, Mr. President. I would like to point out that  
33. this is the St. Louis Metropolitan Area Airport Authority, the



1. supposed airport which is supposed to go in my district. I  
2. stand in adamant opposition to Conference Committee Report  
3. No. 1. I still think that procedurally we were outmaneuvered  
4. in the House because a first Conference Committee was...  
5. was appointed, and when only five people would sign the Conference  
6. Committee Report which does basically the same thing that this  
7. does, the House chose to replace one of the House members who  
8. would refuse to sign the report with another member who would  
9. sign it, and then submitted that one as the First Conference  
10. Committee Report. This, in fact, should be the Second Conference  
11. Committee Report, but it really doesn't make any difference, it's  
12. must ado about nothing. I suggest that we vote this down, this  
13. is about a hundred thousand dollars, as Senator Sam said, for a  
14. half year funding for three employees. A hundred thousand dollars  
15. for three employees for a half a year, and two cars. Now, I  
16. don't know, they...they must use some of that money for toilet  
17. paper, I can't figure else..what else they would do with all of  
18. it. But I submit that we ought to send this one down the chute,  
19. let the Second Conference Committee be appointed, and then proceed  
20. from there. So, I would ask for a No vote.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? Senator Regner.

23. SENATOR REGNER:

24. Mr. President, and members. I, too, rise in opposition to  
25. this Conference Committee Report. I would suggest that it's ninety-  
26. six thousand one hundred and ninety-nine dollars overfunded  
27. The only difference Senator Buzbee and I had, he gave them nine  
28. dollars, one in each line. I wanted to give them one dollar  
29. in total. It's a worthless project. Every year...when nothing  
30. happens with it, they change their game plan, the Flying Tigers  
31. will never be in Waterloo. They started out as a passenger air-  
32. port, when that fell through, changed it to cargo. The U.S.  
33. Department of Transportation has said that they will never spend

1. and Federal monies down there. So, I suggest we agree with the  
2. Federal Government on this, and give them no monies. And I'd  
3. suggest a No vote.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion? Further discussion? Senator Vadalabene  
6. may close.

7. SENATOR VADALABENE:

8. Yes, thank you, Mr. President, and members of the Senate.  
9. This happens to be an Administration bill. It's a bill that  
10. goes with every Governor that's in office. And I can remember  
11. when Richard Ogilvie our Governor at that time, created this  
12. Metropolitan Airport Authority. And we had problems fighting  
13. off people who wanted to handle the bill, and then we went through  
14. the Walker Administration, and now through this Administration,  
15. and now we find ourselves on this side of the aisle handling  
16. the legislation that should have been on the other side of the  
17. aisle. And what we're doing with...the Director Reeves is giving  
18. him an opportunity to phase out, take care of some of the incumbrance  
19. that have been allocated and that he has...that he has, and I  
20. really believe that we should give Director Reeves at least the  
21. six months to phase out and see what he can do in regard to this  
22. Authority which I know is sick, but is not yet dead. Thank you.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The question is, shall the Senate adopt the First Conference  
25. Committee Report on House Bill 3019. Those in favor vote Aye.  
26. Those opposed vote Nay. The voting is open. Have all voted  
27. who wish? Have all voted who wish? Have all voted who wish?  
28. Take the record. On that question, the Ayes are 25, the Nays  
29. are 26. 1 Voting Present. The Senate does not adopt the First  
30. Conference Committee Report on House Bill 3019. House Bill 3271,  
31. Senator Netsch. Senator Netsch is recognized on the First Con-  
32. ference Committee Report on House Bill 3271.

33. SENATOR NETSCH:

1. Thank you, Mr. President. I would move that the Senate  
2. adopt the First Conference Committee Report on House Bill 3271.  
3. It does two things, it restores to the basic bill, which was  
4. the bill the dealt with making available to fire investigators  
5. the names of beneficiaries where there was suspected arson.  
6. Our version of the bill had all of the amendments which the  
7. Senate requested, but one section was inadvertently left out,  
8. and so we had to have a Conference Committee to restore that  
9. section. That puts the bill in exactly the form in which  
10. the Senate originally wanted it. In addition, it came to our  
11. attention that the...that House Bill 2947, which had unanimously  
12. passed the House and had gotten over here too late to be actively  
13. ~~pursued in the Rules Committee~~, was related to the subject matter  
14. and also fairly important. What it does, is to make sure  
15. that the Fire Prevention Fund is, in effect, maintained for  
16. the purposes for which it...it was created and for which the  
17. fee was placed on fire insurance policies by our action in the  
18. last legislative Session. It does that by deleting the language  
19. that would make that money that is left over at the end of the  
20. year revert to the General Revenue Fund. Last year, actually  
21. there were no transfers in any event, and given the new responsi-  
22. bilities that we have placed on the State Fire Marshal, this will  
23. give them an opportunity to...to get enough money in the fund  
24. do be able to carry out the responsibilities that we have now  
25. given them. Those are the two things that the bill does, and  
26. I would move that the Senate adopt the Conference Committee  
27. Report.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there discussion? Senator Weaver.

30. SENATOR WEAVER:

31. A question of the sponsor. Senator Netsch, I'm trying to  
32. read these signatures on the Conference Committee Report. I  
33. can only identify two signatures. Could you tell us who served  
on this?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Netsch.

3. SENATOR NETSCH:

4. Yes, one signature is mine, one is Don...Senator Moore's,  
5. one is Senator D'Arco, and Senator Geo-Karis. Senator Daley's...  
6. the scratching was to be his, but we didn't find him right before  
7. it was filed. He has, however, approved the Conference Committee  
8. Report. On the House side, Representatives Marovitz, Getty,  
9. Katz, I think it was Telcser and Abramson.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Weaver.

12. SENATOR WEAVER:

13. It might be helpful, if we...when they prepare these reports  
14. they type in the names so we can identify who served on the  
15. Conference Committee.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Further discussion? Senator Moore.

18. SENATOR MOORE:

19. Thank you, Mr. President, and members of the Senate. I  
20. rise in support of the...of the Conference Committee Report No.  
21. 1 to House Bill 3271. The objections that I had and the objections  
22. that were raised in committee were resolved to our satisfaction,  
23. and I would urge the members on this side to vote for concurrence.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? Senator Bowers.

26. SENATOR BOWERS:

27. Would the sponsor yield to a question?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Indicates she will yield. Senator Bowers.

30. SENATOR BOWERS:

31. Senator Netsch, how long has this fund existed, this  
32. special fund that...that we are addressing here for the first  
33. time?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Netsch. May we have some order, please. Ladies and  
3. Gentlemen, will...will we please take our conferences off the Floor,  
4. clear the center aisle, clear the aisles. Senator Netsch.

5. SENATOR NETSCH:

6. I'm not sure, I'm looking to see whether any of my notes indicate  
7. when it was first created, and I'm not sure that I know that  
8. date, Senator Bowers. I do have figures which show it going  
9. back as far as Fiscal Year 1975, and I do know that we increased  
10. the...the premium assessment, I believe it was just last year,  
11. which has...will make eventually more money available for the fund  
12. but, I'm not sure that I can give you the exact date that it  
13. was first created.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Bowers.

16. SENATOR BOWERS:

17. Well, the only thing I'm curious about, is have we ever trans-  
18. ferred funds from this fund into the General Fund? Is this the  
19. situation where they never had enough money, or they have paid  
20. their excess money into the General Fund?

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Netsch.

23. SENATOR NETSCH:

24. There have been some transfers in past years, not in  
25. the last two years according to my information. I think Senator  
26. D'Arco has some additional information if I might yield to him.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator D'Arco.

29. SENATOR D'ARCO:

30. Senator Bowers, this is money to fund the Office of the State  
31. Fire Marshal, and it's put into a special fund for the purposes  
32. of funding that office, because they don't receive a State ap-  
33. propriation. They get their money from the one percent tax on the

1. aggregate amount of premiums sold for fire insurance in the State  
2. of Illinois. So, we're asking that this money...last year,  
3. Fiscal '80 there was no money in the fund at the end of the  
4. fiscal year... '81 there will be no money, but there may be  
5. lapsed money at the end of the year in the fund, and because  
6. of the new responsibilities the office has to undertake with the  
7. passage of all the arson bills, and they're very involved in the  
8. transferring of information with the Department of Insurance  
9. and insurance companies. We're asking if there is any lapsed  
10. money in the fund, the money be kept there instead of returned  
11. to the General Revenue Fund so that they can use it for their  
12. increased responsibilities.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Bowers.

15. SENATOR BOWERS:

16. Well, if I may further...apparently Senator D'Arco is...  
17. is the proponent here, and I really would like to know a little  
18. more. For instance, we could say the same thing about, perhaps  
19. the Ag Premium Fund, a lot of the other special funds that we have  
20. here in the State, that at the end of the fiscal year  
21. are transferred into the General Fund. What is particularly  
22. special about this one, what happens if it gets up to five, ten  
23. million dollars, or is that possible? Does it ever come back  
24. into the General Fund, or will he figure out a way just to spend  
25. a little more money? That's the only thing that concerns me.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator D'Arco.

28. SENATOR D'ARCO:

29. Well, you know, we're not talking about a great deal of  
30. money, because in Fiscal '80, when the...it used to be a half  
31. a percent of the total amount, but now it's one percent. There  
32. was no lapsed money in the fund, it was complete, there was  
33. nothing left at the end of the fiscal year. So, we're really not

1. not talking about a lot of money...I mean no matter what is  
2. going to happen. But they wanted it on hand because they are  
3. going to have to incur these new responsibilities.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion? Senator Bowers. Senator Walsh.

6. SENATOR WALSH:

7. Senator D'Arco, or Senator Netsch, I guess either. On  
8. page 21...or lines 21 and 22 of page 1, we're deleting five  
9. percent and inserting in lieu thereof fifteen percent. Can  
10. you explain that, that's five percent of what, and twenty percent  
11. of what? Apparently the bill, as it passed the...as it passed  
12. the Senate, had five percent of a figure and we're increasing  
13. it to fifteen percent.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Netsch.

16. SENATOR NETSCH:

17. Yes, that was the...one of the suggestions of the members  
18. of the Judiciary Committee, specifically Senator Moore. It  
19. is in a section which...which relates to the disclosure to  
20. fire inspectors, that's what the whole purpose of the basic  
21. bill is, and previously it said that anyone who holds five  
22. percent or more of the shares of stock...it...well let me  
23. read the whole section, " if title to the damaged or destroyed  
24. property is in a corporation to require the prompt disclosure  
25. under oath by such corporation of each person who holds five  
26. percent or more of the shares of stock of the corporation." It  
27. was felt that five percent was too small a number, and at the  
28. request of Senator Moore specifically and the Judiciary Committee,  
29. we had raised that to fifteen percent.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Walsh.

32. SENATOR WALSH:

33. So...so that relates to the...the ownership interest of a

1. party to ...either in a corporation or in a land trust. Is that...  
2. rather than any amount of revenue that's to be derived.  
3. PRESIDING OFFICER: (SENATOR BRUCE)  
4. Senator Netsch.  
5. SENATOR NETSCH:  
6. That particular figure relates only to stock ownership in  
7. a corporation. That is one of the categories for which this  
8. limited disclosure to fire inspectors is made available. And  
9. this makes it in a sense, broader, that is we will not be requiring  
10. as much disclosure as we would have under the original bill. I  
11. might say that that is...that provision was in the bill as it  
12. passed the Senate, we are not changing that provision.  
13. PRESIDING OFFICER: (SENATOR BRUCE)  
14. Further discussion? Senator Buzbee.  
15. SENATOR BUZBEE:  
16. Thank you, Mr. President. I have a question of the sponsor.  
17. Am I to understand, that with this Conference Committee Report  
18. you're going to allow funds to accumulate to the State Fire  
19. Marshal, which he can spend at will without the appropriation  
20. process being followed in the General Assembly?  
21. PRESIDING OFFICER: (SENATOR BRUCE)  
22. Senator Netsch.  
23. SENATOR NETSCH:  
24. Oh, to the best of my knowledge, that certainly is not  
25. true, no. It is the fund from which their appropriations are  
26. taken for the various purposes for which they are authorized  
27. to do business.  
28. PRESIDING OFFICER: (SENATOR BRUCE)  
29. Senator Buzbee.  
30. SENATOR NETSCH:  
31. No, the only...  
32. PRESIDING OFFICER: (SENATOR BRUCE)  
33. Senator Netsch, go ahead. Senator Netsch.



1. SENATOR NETSCH:  
2.           The...the only difference is, that we have given them  
3. a fairly significant number of new responsibilities, and the  
4. fund needs to be able to catch up to those responsibilities,  
5. because it is generally the sole source of...of appropriation  
6. for the State Fire Marshal's Office. But we still appropriate.  
7. PRESIDING OFFICER: (SENATOR BRUCE)  
8.           Senator Buzbee.  
9. SENATOR BUZBEE:  
10.           Well, I...I guess I misunderstood something that Senator  
11. D'Arco said. I...I understood that he was saying that these  
12. funds were going to accumulate, and if I...if I misunderstood  
13. you, Senator, I apologize. But I understood that the funds  
14. were going to accumulate and could be spent at will by the  
15. Fire Marshal, without the General Assembly's appropriating  
16. them.  
17. PRESIDING OFFICER: (SENATOR BRUCE)  
18.           Senator D'Arco.  
19. SENATOR D'ARCO:  
20.           No, Senator Buzbee, on page 3..if you read page 3 of the  
21. Conference Committee Report, all it says is, that the portion  
22. of such special fund remaining unexpended at the end of the  
23. year would not be returned to the GRF Fund, instead it would  
24. remain in that fund. And then each fiscal year, a new ap-  
25. propriation would be appropriated by the General Assembly to  
26. the Office of the State Fire Marshal, they're not trying to  
27. avoid the appropriation process.  
28. PRESIDING OFFICER: (SENATOR BRUCE)  
29.           Senator Buzbee.  
30. SENATOR BUZBEE:  
31.           Okay, well, then whatever's left there you're going to allow  
32. to remain in...in that Fire Marshal's Fund. How long are we  
33. ...how much are we going to allow to accumulate? You know that's

1. the problem we're having with the Governor this year, he allowed  
2. fifty million dollars to accumulate in the Ag Premium Fund or  
3. more, and they're only spending fifteen million a year. It's  
4. a place to hide money, because he needs to transfer it over to  
5. GRF so it can show up on the books. I...I don't object to  
6. what you're doing, but I think we got...we got to put a cap  
7. on at some point, and say when you get to this point then it  
8. automatically transfers over to GRF. Would...would you concur  
9. with that?

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator D'Arco.

12. SENATOR D'ARCO:

13. Well, yes, I would concur with that. The...the problem..  
14. there's really no problem, because there hasn't been any money  
15. in the fund in '80 and '81. So, we're really not, you know,  
16. talking about that occurring until '82 or 3 and if that's going  
17. to happen, I'd be more than happy to do that.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Buzbee.

20. SENATOR BUZBEE:

21. Okay, the conversations have been going on this year with  
22. Senator Regner and...and others, concern the possibility of  
23. introduction of legislation next year that names each fund, and  
24. when each...when fund X gets to a certain level it automatically then  
25. starts being transferred over to GRF, and that's...

26. SENATOR D'ARCO:

27. Fine. That's fine.

28. SENATOR BUZBEE:

29. Okay, thank you.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Further discussion? Senator Netsch may close.

32. SENATOR NETSCH:

33. Well, I think most of the points have been brought out. There

1. was no objection at all, in fact, strong support among all the  
2. members of the Conference Committee, and I would move that the  
3. Senate adopt Conference Committee Report No. 1 to House Bill  
4. 3271.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. The question is, shall the Senate adopt the Conference...the First  
7. Conference Committee on House Bill 3271. Those in favor vote  
8. Aye. Those opposed vote Nay. The voting is open. Have all  
9. voted who wish? Have all voted who wish? Take the record. On  
10. that question, the Ayes are 51, the Nays are 4. 1 Voting Present.  
11. The Senate does adopt the First Conference Committee Report to  
12. House Bill 3271, and the bill having received the required con-  
13. stitutional majority is declared passed. Is there leave to return  
14. to our printed Calendar so that a sponsor might non-concur to  
15. get a bill in the process? Leave is granted. On page 3 of  
16. your Calendar, is Senate Bill 1710. Senator Coffey, you have  
17. a motion relative to House Amendment No. 1.

18. SENATOR COFFEY:

19. Yes, Mr. President, and members of the Senate. I would  
20. like to non-concur with House Amendment No. 1 to Senate Bill 1710  
21. and ask for...for a Conference Committee.

22. PRESIDENT:

23. All right, Senator Coffey has moved to non-concur with  
24. House Amendment No. 1 to Senate Bill 1710. Any discussion?  
25. If not, all in favor signify by saying Aye. Opposed No.  
26. The Ayes have it. The Secretary shall so inform the House.  
27. Conference Committee Report on 1510, Senator Schaffer. On  
28. the Order of the Supplemental Calendar, there's a Conference  
29. Committee Report with respect to Senate Bill 1510. Senator  
30. Schaffer.

31. SENATOR SCHAFFER:

32. Mr. President, and members of the Senate. 1510 is as...  
33. was advertised when...that we non-concurred. It simply leaves the  
requirement in for Cook...or removes the requirement for four

1. years for Cook County for their assessors to have the CIAO  
2. requirement. Clarifies the immediate effective date. I  
3. don't believe there's any opposition.

4. PRESIDENT:  
5. Is there any discussion? Senator Regner.

6. SENATOR REGNER:  
7. A question of the sponsor.

8. PRESIDENT:  
9. He indicates he'll yield. Senator Regner.

10. SENATOR REGNER:  
11. Senator Schaffer, this Conference Committee is prepared  
12. right now, would that mean that in Cook County people that weren't  
13. smart enough to pass the test would be allowed to run for  
14. election or re-election next year?

15. PRESIDENT:  
16. Senator Schaffer.

17. SENATOR SCHAFFER:  
18. Yes.

19. PRESIDENT:  
20. Senator Regner.

21. SENATOR REGNER:  
22. That's why I'm going to vote No.

23. PRESIDENT:  
24. Further discussion? If not, the question is, shall the  
25. Senate adopt the Conference Committee Report on Senate Bill 1510.  
26. Those in favor will vote Aye. Those opposed will vote Nay. The  
27. voting is open. Have all voted who wish? Have all voted who  
28. wish? Have all voted who wish? Take the record. On that  
29. question, the Ayes are 46, the Nays are 7. None Voting Present.  
30. The Senate does adopt the Conference Committee Report on Senate  
31. Bill 1510, and the bill having received the required constitutional  
32. majority is declared passed. All right, on the Order of Conference  
33. Committee Reports on the Supplemental...First Supplemental Senate

1. Calendar, is a report with respect to Senate Bill 1613. Senator  
2. Becker.

3. SENATOR BECKER:

4. Thank you, Mr. President, and members of the Senate. A  
5. Conference Committee was made necessary when the Senate non-concurred  
6. in House Amendment No. 1. And when the House refused to recede  
7. from the amendment, the Conference Committee concurred in House  
8. Amendment 1...No. 1 but further amended Senate Bill 1613 to  
9. provide for additional reductions totalling six hundred and twenty-  
10. four thousand nine hundred. As it is...as it presently stands,  
11. Senate Bill 1613 provides for a total appropriation of a hundred  
12. and forty-five million seven hundred and thirty-two thousand eight  
13. hundred dollars. ~~Before I ask for a favorable roll call,~~ I would  
14. ask the Chairman of the Appropriations Committee to make a comment.  
15. Senator Carroll.

16. PRESIDENT:

17. Any discussion? Senator Carroll.

18. SENATOR CARROLL:

19. Thank you, Mr. President, and Ladies and Gentlemen of the  
20. Senate. We join with Senator Becker in urging that..the adoption  
21. of this Conference Committee Report. The Administratrix Agilise  
22. Miller, has indicated to us the exact number of jobs she will  
23. need because of the current unemployment situation, and therefore,  
24. the jobs she has earned and is entitled to. And that is what  
25. is within this Conference Committee Report. I would urge its  
26. adoption.

27. PRESIDENT:

28. Further discussion? If not, the question is, shall the  
29. Senate adopt the Conference Committee Report on Senate Bill 1613.  
30. Those in favor will vote Aye. Those opposed will vote Nay. The  
31. voting is open. Have all voted who wish? Have all voted who  
32. wish? Have all voted who wish? Take the record. On that question,  
33. the Ayes are 57, the Nays are none. None Voting Present. The

AB 1760  
6-30-80  
Con. Com. Report

1. Senate does adopt the Conference Committee Report on Senate  
2. Bill 1613, and the bill having received the required constitutional  
3. majority is declared passed. 1616, Senator Bloom. On the Order  
4. of Senate Calendar, Supplemental No. 1, Conference Committee  
5. Report on Senate Bill 1616. Senator Bloom.

6. SENATOR BLOOM:

7. Thank you, Mr. President, and fellow Senators. This is  
8. the ordinary and contingent expenses of the Police Training Board.  
9. We had to put it in a Conference Committee because a letter from  
10. Doctor Bob came late to add six thousand. The appropriation now  
11. is three million three hundred and thirty-five thousand eight  
12. hundred and some dollars.

13. PRESIDENT:

14. Any discussion? Senator Carroll.

15. SENATOR CARROLL:

16. Thank you, Mr. President, and Ladies and Gentlemen of the  
17. Senate. We join with Senator Bloom in adoption of Conference  
18. Committee Report No. 1. This was necessary move monies that  
19. we requested Doctor Bob to add to the budget, and we would urge  
20. its adoption.

21. PRESIDENT:

22. The question is, shall the Senate adopt the Conference Committee  
23. Report on Senate Bill 1616. Those in favor will vote Aye. Those  
24. opposed will vote Nay. The voting is open. Have all voted who  
25. wish? Have all voted who wish? Have all voted who wish? Take  
26. the record. On that question, the Ayes are 56, the Nays are 2.  
27. None Voting Present. The Senate does adopt the Conference Committee  
28. Report on Senate Bill 1616, and the bill having received the  
29. required constitutional majority is declared passed. Senator  
30. Newhouse on the Floor? On the Order of Supplemental No. 1, Senate  
31. Calendar, Order of Conference Committee...Report, there's a  
32. report on Senate Bill 1760. Senator Knuppel. Senator Knuppel  
33. on 1760.

1. SENATOR KNUPPEL:  
2. Mr. Chairman, and members of the Body. I would solicit  
3. your support of the First Conference Committee Report. The  
4. amendment to the bill itself, the bill was designed to allow  
5. greater time for roads to get up with...matching funds. We  
6. passed it out of here, I think, was about 56 to 1, or something.  
7. And it went over to the House, an amendment was put on over there  
8. providing that municipalities on twenty-one days notice could  
9. fix streets that had been torn up by utilities and hold the  
10. utilities responsible. There were some technical changes in  
11. the Conference Committee Report. They added to what had been  
12. contracts, the language contracts permit an ordinance, and change  
13. from twenty-one to thirty days the period which the notice must  
14. be to the utility by the municipality before they can go ahead  
15. and fix the street, and charge it to the utility. This is sat-  
16. isfactory, and I would solicit support.  
17. PRESIDENT:  
18. Is there any discussion? Senator Walsh.  
19. SENATOR WALSH:  
20. Will the Gentleman yield for a question?  
21. PRESIDENT:  
22. Indicates he will yield. Senator Walsh.  
23. SENATOR WALSH:  
24. Senator Knuppel, the...the digest indicates that this  
25. extends for a period of twenty-four months, which I think was  
26. the bill as originally acted on in the Senate, extends for  
27. a period of twenty-four months the time within which funds may  
28. be expended by the local government. And I'm just wondering if  
29. this in any way avoids the...the lapse provisions in...you know  
30. under our State Statute which if the funds aren't expended within  
31. a period of...within the lapse period, they can't be expended.  
32. Is the purpose of this to...to give the local government additional  
33. time within which to spend appropriated funds?

1. PRESIDENT:

2. Senator Knuppel.

3. SENATOR KNUPPEL:

4. Well, that's...that's exactly what the purpose of it is.  
5. They're finding that it's more and more difficult for them to  
6. get up with adequate matching funds to make use of all their  
7. Federal and State funds, yes.

8. PRESIDENT:

9. Senator Walsh.

10. SENATOR WALSH:

11. Well...so under the...under the present law, what we do is  
12. reappropriate, they have to come back and...and in a sense, justify  
13. the original appropriation and there's a reappropriation. Is  
14. that correct?

15. PRESIDENT:

16. Senator Knuppel.

17. SENATOR KNUPPEL:

18. Well, at the present time, they have to get up with it within  
19. one year, and for their planning and everything else, it's very  
20. difficult. And that's why the County Highway Commissioners asked  
21. for this extension of time. And what the impact is, is that this  
22. will eliminate the pressure of one year on Bridge Programs and  
23. allow the township to have additional time to accumulate the  
24. necessary local matching funds without taking away money from  
25. other maintenance or construction operations.

26. PRESIDENT:

27. Is there any further discussion? If not, the question is,  
28. shall the Senate adopt the Conference Committee Report on Senate  
29. Bill 1760. Those in favor will vote Aye. Those opposed will vote  
30. Nay. The voting is open. Have all voted who wish? Have all  
31. voted who wish? Take the record. On that question, the Ayes  
32. are 57, the Nays are none. None Voting Present. The Senate does  
33. adopt the Conference Committee Report on Senate Bill 1760, and  
the bill having received the required constitutional majority is



1. declared passed. 2000, Senator Schaffer. On the Order of  
2. Senate Calendar Supplemental 1, the Conference Committee Report  
3. on Senate Bill 2000. Senator Schaffer.

4. SENATOR SCHAFFER:

5. Mr. President, and members of the Senate. All the Conference  
6. Committee really did was clean up some language and extend the  
7. copies of the reports by the departments involving the funds  
8. expended after the lapse period, so that the respective Chairmen  
9. and Minority Spokesmen of the Appropriations Committee, in the  
10. House and Senate also get this information so they can track  
11. the expenditures of the departments.

12. PRESIDENT:

13. Further discussion? Any discussion? Senator Wooten.

14. SENATOR WOOTEN:

15. Thank you, Mr. President. Senator Schaffer, what is the  
16. impact of deleting the word tuition in House Amendment No. 2,  
17. the grant to dental students? Does it have the effect of  
18. not giving them any support or does it have the effect of widening  
19. that support to include more than tuition?

20. PRESIDENT:

21. Senator Schaffer.

22. SENATOR SCHAFFER:

23. It...it has a positive effect and was language that was in  
24. error last year that's caused the department some hardship. Evidently  
25. in that particular field a large portion of the fees are not  
26. tuition. In any medical course the fees end is pretty heavy  
27. and it was the intent of the Legislature that that be included  
28. and by deleting that word we've given the department the latitude  
29. that we had intended.

30. PRESIDENT:

31. Senator Wooten.

32. SENATOR WOOTEN:

33. Does that latitude also include room and board? And if not,

1. why did you not limit it to tuition and fees?

2. PRESIDENT:

3. Senator Schaffer.

4. SENATOR SCHAFFER:

5. In all candor Senator, I think you're right, I think it  
6. probably could be broadly construed but I'm confident that  
7. that is not a problem. And perhaps we should have come up with  
8. tighter language but it was that desire that got us kind of  
9. in a...right now, I can't...I won't lie to you. It  
10. could conceivably mean that, but we haven't appropriated the  
11. dollars, and I'm...I'm confident the department will  
12. administer it in a correct manner, and if they don't I'll join  
13. you in a bill to tighten it up.

14. PRESIDENT:

15. Senator Wooten.

16. SENATOR WOOTEN:

17. Well, could we state here for the record, legislative intent  
18. is for tuition and fees. Would you concur in that?

19. PRESIDENT:

20. Senator Schaffer.

21. SENATOR SCHAFFER:

22. I certainly would. I don't think anybody wants it beyond  
23. that.

24. PRESIDENT:

25. Any further discussion? If not, the question is, shall  
26. the Senate adopt the Conference Committee Report on Senate  
27. Bill 2000. Those in favor will vote Aye. Those opposed will  
28. 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 57, the Nays are none. None Voting Present. The  
31. Senate does adopt the Conference Committee Report on Senate Bill  
32. 2000, and the bill having received the required constitutional  
33. majority is declared passed. Senator Grotberg, for what purpose  
do you arise?

1. SENATOR GROTBORG:

2. Thank you, Mr. President. I just wanted at this point  
3. in time to notify all people that are interested in Corrections,  
4. Public Aid, DVR, what's the other one, Human Resources, I've  
5. got two vehicles that I don't care if they ever get called,  
6. but nobody's ever talked to me about any of them. I sent some  
7. little messages around but I think it's time to start talking  
8. because if we want to take a super majority vote on those  
9. lousy departments I'll be around till midnight. But otherwise...  
10. Corrections 1640 and 1662. Anybody that's got anything on  
11. those Christmas Trees please see me. Thank you.

12. PRESIDENT:

13. Senator Berning, for what purpose do you arise?

14. SENATOR BERNING:

15. Mr. President, I'd like leave to go back to the Supplemental  
16. Calendar No. 1, top of the page, Secretary's Desk, Non-Concurrence,  
17. and move, Mr. President, that the Senate do not recede from  
18. Senate Amendment No. 1 and ask for a Conference Committee.

19. PRESIDENT:

20. All right, Senator Berning has moved...moved that the Senate  
21. refuse to recede from Senate Amendment No. 1 to House Bill 3482,  
22. and that a Committee on Conference be appointed. All in favor  
23. signify by saying Aye. All opposed. The Ayes have it. The  
24. motion carries, and the Secretary shall so inform the House.  
25. While the...yes, Senator Grothberg, for what purpose do you arise?

26. SENATOR GROTBORG:

27. I think it would be timely if we non-concurred in Senate Bill  
28. 1640, with all of the House amendments.

29. PRESIDENT:

30. All right, Senator Grothberg. If you'll turn to page 3 on  
31. the regular printed Calendar, on the Order of Secretary's Desk,  
32. Concurrence, is Senate Bill 1640. Senator Grothberg moves that  
33. the Senate non-concur with House Amendments 1, 3, 4, 6, and 7.

1. Is there any discussion? If not, all in favor signify by saying  
2. Aye. All opposed. The Ayes have it. The Senate does non-concur,  
3. the Secretary will so inform the House. Senator Newhouse,  
4. are you ready on 1747? On the Order of Supplemental No. 1  
5. Senate Calendar, Conference Committee Report on Senate Bill  
6. 1747. Senator Newhouse.

7. SENATOR NEWHOUSE:

8. Thank you, Mr. President. I move to concur in House Amendment  
9. No. 1 to Senate Bill 1747.

10. PRESIDENT:

11. Well, the motion is to adopt the Conference Committee Report.  
12. And then the report, I presume that's what the report says.  
13. All right, Senator Newhouse has moved the adoption of the First  
14. Conference Committee Report on Senate Bill 1747. Is there any  
15. discussion? If not, the question is, shall...Senator Newhouse.

16. SENATOR NEWHOUSE:

17. Yes, this is the Teenage Pregnancy Bill that was amended into  
18. 1747, Mr...Mr. President. The amendment was a technical amendment.  
19. What happened in the bill was it amended two sections of the  
20. Statute but only referred to one. So, what we are adopting, the...  
21. the report simply conforms the amendment to the two separate  
22. sections in the Statute. Now, the bill, itself, is the Teenage  
23. Pregnancy Bill. That is what it does, it provides that assistance  
24. to adolescent mothers who are unable to independently support themselves  
25. for the purpose of receiving proper counseling, nutrition, medical  
26. care and so forth. This is recommended by the women's caucus,  
27. it came out of the House with a substantial majority. I don't  
28. know what the score was. It's Jane Barnes' bill.

29. PRESIDENT:

30. Any discussion? Senator Weaver.

31. SENATOR WEAVER:

32. Well, Senator Newhouse, what's the cost impact? Isn't this  
33. House Bill 3218?

1. PRESIDENT:

2. Senator Newhouse.

3. SENATOR NEWHOUSE:

4. Yes, this...this is...this is the original Barnes' bill.

5. I'm not sure about what the number was, I assume the number that  
6. you gave me is correct. Now, if you're asking me what the cost  
7. is, there, my information is that it's a cost saving as a matter  
8. of fact. This comes from Penny Pullen, and it also comes from  
9. the...the analysis here. The analysis says this, if this program  
10. goes State-wide and receives Federal...reimbursement, the State  
11. tends to save some 1.7 million for FY'81, according to the  
12. Department of Public Aid.

13. PRESIDENT:

14. All right, can we have some Pages up here please to further  
15. distribute additional Conference Committee Reports. Senator  
16. Walsh.

17. SENATOR WALSH:

18. Senator Newhouse, the...the bill as it originally passed  
19. the...the Senate without this teenage pregnancy amendment, I  
20. know it passed with a vote of 35 to 16. Can you explain to  
21. us what the...what the bill was in its original form, apparently  
22. there was some objection to it when it passed originally. Is  
23. that still part of the bill?

24. PRESIDENT:

25. Senator Newhouse.

26. SENATOR NEWHOUSE:

27. No, Senator, that's not still part of the bill. And if  
28. I could explain to you what happened to it over in the House,  
29. I'd be a miracle man. It was a bill that would have provided  
30. some...a higher level of funding for medical services. It would  
31. have increased the level of funding, doctors, hospitals, and so  
32. forth. Its intent, as I explained when it went out of here, was  
33. an attempt to...raise the quality of health care for those receiving

1. Public Aid. That was the original bill. No parts of it exist  
2. any longer.

3. PRESIDENT:

4. Further discussion? Senator Lemke.

5. SENATOR LEMKE:

6. I just, in reading this bill, I...I notice in...House Bill  
7. 1, was originally on. Did they delete this language, or is this  
8. language still in there? Other than here in described an  
9. unborn child should not be counted in determining the size of  
10. assistant grants...unit or for calculating grants. Is that language  
11. still in the bill, or what?

12. PRESIDENT:

13. Senator Newhouse.

14. SENATOR NEWHOUSE:

15. According to my analysis, Senator, it is still in the bill.  
16. It provides the unborn child is not to be counted in determining  
17. family size. Is that the question you asked?

18. PRESIDENT:

19. Senator Lemke.

20. SENATOR LEMKE:

21. Why would we not...why would we not count a...we got a  
22. pregnant teenager, why would we not count the unborn child as  
23. a...for the assistant grant?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Newhouse.

26. SENATOR NEWHOUSE:

27. I assume, Senator, that until...until the child is in being, that  
28. you know, this...the method now, is to count children in being  
29. and not unborn. So, I assume it's simply to conform with the  
30. present practice.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Lemke.

33. SENATOR LEMKE:

1. Well, I...my question is you're talking about in being.  
2. In being, in my conception is from the moment it's...it's  
3. ...it's there, and unborn. If you're talking about a child  
4. that's born, then that's fine. But to us, an in being, is  
5. a person, in my opinion, that's...that's either born or unborn,  
6. it's still a being, and I consistently go with this. I mean,  
7. this is my thing, you know, if...if the Department of Public  
8. Aid is construing something differently than this, then I  
9. can't go along with it. I mean, this language here, I question.  
10. Do...the...and I think it's the wrong language, because I think  
11. that the problem is there, and the money should be appropriated  
12. and we shouldn't get into whether a child is born or unborn or  
13. in being. And we're going to talk about in being to us, them  
14. in being is at the moment of conception, and that's what...we've  
15. always followed in the State.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Newhouse.

18. SENATOR NEWHOUSE:

19. Senator, I...I have no...no quarrel with...in either inter-  
20. pretation, but if we use that interpretation then we'd have to  
21. change the whole Public Aid system, and the fiscal impact would  
22. be pretty great 'cause we're then talking about not simply aid  
23. to dependent families for children that are born, we'd be talking  
24. about, you know, at conception and some other kinds of things.  
25. I'm not sure you want to do that. If you want, it's all right  
26. with me, I'm just not sure that's...I think you may have mis-  
27. construing what I...what we're attempting to do in the first  
28. instance. But that is the only...only reason is, that we're talking  
29. about children who are presently members of the family.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Further discussion? Senator Schaffer.

32. SENATOR SCHAFFER:

33. I may have missed part of the...the philosophical implications  
of Senator Lemke's point of view, and I don't know, that...I'm

1. not sure I followed his logic. It seems to me that...that  
2. if the State is to provide this type of medical assistance,  
3. that it would certainly encourage young women to have babies,  
4. and the other alternative most of us find unacceptable. But  
5. I would like to address one point, I think Senator Newhouse  
6. has mentioned it briefly, but this would take the...this program, which  
7. is right now at 6.8 million dollars out of the General Assistance  
8. line, and put it at the AFDC line, which is State and Federal,  
9. and I'm told it will save the State 1.7 million dollars. So,  
10. I think from any way you want to look at it, I think this is  
11. a good bill, and I think it deserves our support.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion? Further discussion? Senator Newhouse  
14. may close.

15. SENATOR NEWHOUSE:

16. Thank you, Mr. President. If I show some hesitancy looking  
17. through these notes, it's because I'm not as familiar with this  
18. bill as I'd like to be, it's not my original bill. I do think  
19. the concept is good, and as...has been noted here, there is  
20. a cost savings, and I would move its...I would move its adoption.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. The question is, shall the Senate adopt the First Conference  
23. Committee Report on Senate Bill 1747. Those in favor vote  
24. Aye. Those opposed vote Nay. The voting is open. Have all  
25. voted who wish? Have all voted who wish? Have all voted who  
26. wish? Take the record. On that question, the Ayes are 33, the  
27. Nays are 9. 8 Voting Present. The Senate does adopt the First  
28. Conference Committee Report on Senate Bill 1747, and the bill having  
29. received the required constitutional majority is declared passed.  
30. All right, we will now go...does any Senator on our first printed  
31. Calendar wish to move any or take action on any of the concurrences?  
32. On page 3 of the Calendar. All right. Message from the House.

33. SECRETARY:



743/1400  
C.C.R.  
6-30-50

1. A Message from the House by Mr. O'Brien, Clerk.  
2. Mr. President - I am directed to inform the Senate  
3. the House of Representatives has refused to recede from their  
4. Amendment Nos. 1 and 4 to a bill with the following title;  
5. Senate Bill 1578, further directed...they have requested a First  
6. Conference and the Speaker has appointed the members on the  
7. part of the House.  
8. PRESIDING OFFICER: (SENATOR BRUCE)  
9. Senator Rock moves that we accede to the request of the House.  
10. All right, now we have distributed Supplemental Calendar No. 2,  
11. Secretary's Desk on Non-Concurrence, is House Bill 1407. Senator  
12. Netsch. Housing Authority Grants.  
13. SENATOR NETSCH:  
14. Yes, I would move to refuse to recede from the House action,  
15. and request a Conference Committee.  
16. PRESIDING OFFICER: (SENATOR BRUCE)  
17. The motion is that the Senate refuse to recede from Senate  
18. Amendment No...Senate Amendment Nos. 2 and 3, on a motion to  
19. refuse to recede, all in favor say Aye. Opposed Nay. The Ayes  
20. have it. The Senate refuses to recede and the Secretary shall  
21. inform the House. On the Order of Conference Committee Reports  
22. is House Bill 1400. Senator Martin. Senator Martin is recognized  
23. on the Conference Committee Report on House Bill 1400.  
24. SENATOR MARTIN:  
25. Yes, I'm going to move that we accept the First Conference  
26. Committee Report on House Bill 1400.  
27. PRESIDING OFFICER: (SENATOR BRUCE)  
28. All right, is there discussion? The motion is on the adoption  
29. of the Conference Committee Report on House Bill 1400. Discussion?  
30. Senator Schaffer.  
31. SENATOR SCHAFFER:  
32. Well, this is the time of year these sneaky things happen. I  
33. think that the Secretary of the Senate ought to read this to us,

1. we have to be careful on this one.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Rock.

4. SENATOR ROCK:

5. Thank you, Mr. President. In an effort to reduce the amount

6. of paper that's flowing by each of our desks, it was administratively

7. determined that it would not be necessary to afford each member

8. a copy of a one thousand page amendment. This is the revisionary

9. bill from the Legislative Council and the Reference Bureau, there

10. is absolutely no objection. It has been checked by both House

11. staffs. We ought to accept the Conference Committee Report.

12. If anybody wants to read it, it's available, you can take it home

13. ~~over the weekend.~~

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Senator Netsch.

16. SENATOR NETSCH:

17. Thank you, I would just concur in our adoption of the Conference

18. Committee Report. While I do not purport to have read every page

19. of it, it is the Reference Bureau Revisory Bill. I think it has

20. been carefully checked and I don't think we really want to go

21. back to a Second Conference Committee Report on this one.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? The question is, shall the Senate adopt

24. the First Conference Committee Report on House Bill 1400. Senator

25. Shapiro.

26. SENATOR SHAPIRO:

27. Mr. President, would the sponsor yield to a question?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Indicates she will yield. Senator Shapiro.

30. SENATOR SHAPIRO:

31. Senator Martin, have you read the amendment?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Martin.

1. SENATOR MARTIN:

2. Senator Shapiro, I have given it the care and attention  
3. it deserves.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion? The question is, shall the Senate adopt the  
6. Conference Committee Report on House Bill 1400. Those in favor  
7. vote Aye. Those opposed vote Nay. The voting is open. Have all  
8. voted who wish? Have all voted who wish? Take the record. On that  
9. question the Ayes are 53, the Nays are none, 3 Voting Present.  
10. House...the Senate does adopt the First Conference Committee  
11. on House Bill 1400, and the bill having received the required  
12. constitutional majority is declared passed. Take  
13. the record. On that question, the Ayes are 53, the Nays are  
14. none, 3 Voting Present. The Senate does adopt the First Conference  
15. Committee Report on House Bill 1400. House Bill 3153, Senator  
16. Knuppel. 3153. Conference Committee Report. Senator Knuppel  
17. is recognized.

18. SENATOR KNUPPEL:

19. What this...this is the minimum teacher's salary bill, and  
20. what this Conference Committee Report does, is incorporate language  
21. that makes it crystal clear that in computing the percentage  
22. of increase annually the salaries of the Chicago teachers are  
23. not taken into consideration. That was a promise that was made  
24. here when the bill was passed out. The amendment was available,  
25. but we didn't know what time we would get to it on that evening,  
26. and I asked leave to pass it on back, say we would not concur...  
27. or they would not recede and we would not concur, and we could  
28. get a Conference Committee Report. So, that's what it does, it  
29. makes crystal clear from the language that in computing the  
30. percentage, teachers in the Chicago system are not taken into  
31. consideration.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion? Senator Maitland.

1. SENATOR MAITLAND:

2. Thank you, Mr. President, and Ladies and Gentlemen of the  
3. Senate. Senator Knuppel is exactly right, he did exactly what  
4. he and I agreed to for the record here, to do in Conference Committee.  
5. We do now, exclude the teachers from figuring the...the average  
6. and that's the...the thrust of the change from the Conference  
7. Committee. Speaking directly to the bill, it's, in my judgment,  
8. still a bad bill, and one that we should oppose.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator DeAngelis.

11. SENATOR DeANGELIS:

12. A question of the sponsor.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Indicates he will yield. Senator DeAngelis.

15. SENATOR DeANGELIS:

16. May I ask why two of the members of the Committee refused  
17. to sign the report, or were they just not asked to?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Knuppel.

20. SENATOR KNUPPTEL:

21. I did not circulate the report, I don't know why the members  
22. might not have signed it, they might have been opposed to the bill  
23. in its...in its entirety. However, the bill was passed by both  
24. Houses, this Conference Committee Report makes the only change  
25. that...and it is in accordance with what...what our agreement was.  
26. I can't tell you why they didn't sign it.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Berning.

29. SENATOR BERNING:

30. Thank you, Mr. President. Members of the Body, I call to  
31. your attention that with House Bill 3153, as amended, the Legislature  
32. is presuming once more to dictate to the local elected school  
33. boards. I find it hard to believe that we down here feel that we  
are that omnipotent that we can determine what is best for the

1. districts back home, not only in how they function, but in  
2. what they shall pay. I submit that there isn't a member of  
3. this Body, I don't care how knowledgeable he or she is, there  
4. isn't a member who is qualified to say to the school districts  
5. anywhere in the State, that you shall pay X numbers of dollars  
6. for any kind of service. That is totally beyond what our re-  
7. sponsibilities are as spelled out in the Constitution. We have  
8. established the State Board of Education and we have established  
9. the school district systems. We provide for the election of  
10. members of the school boards to run the schools, and provide  
11. the service for their constituency. How presumptuous of us  
12. now, to attempt through this bill to dictate what those school  
13. boards shall pay to any teacher or any group of employees. That  
14. is absolutely indefensible, Ladies and Gentlemen. I suggest that  
15. House Bill 3153, amendment...Conference Committee Report should  
16. be rejected totally.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? Senator Knuppel may close.

19. SENATOR KNUPPEL:

20. Well, this...this bill passed both...both Bodies. The  
21. commitment that was made, it would go to Conference Committee and  
22. this one change would be made, has been kept. And we have  
23. adopted one of those amendments to provide that we will pick up  
24. the estimated one hundred and ninety thousand dollars. So, there  
25. is no burden on the local school districts.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. The question is, shall the Senate adopt the First Conference  
28. Committee Report on House Bill 3153. Those in favor 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 36, the Nays are 21. None Voting Present.  
32. The Senate does adopt the First Conference Committee Report to  
33. House Bill 3153, and the bill having received the required con-  
stitutional majority is declared passed. House Bill 30...

(END OF REEL)

1. PRESIDENT:

2. On Supplemental No. 2 there's a Conference Committee Report  
3. filed on House Bill 3179, 3179. Senator Bruce.

4. SENATOR BRUCE:

5. Thank you, Mr. President, this bill contains two elements.  
6. The allowance of a municipality to issue Revenue Bonds for the  
7. attraction of physicians and dentists which went through and  
8. a bill which deals with the ambulance districts was tacked  
9. on, there was a technical error as I mentioned, when it passed  
10. out of here, in that the actual ballot, rather than saying,  
11. ambulance districts, it stated hospital district and the  
12. only way late in the evening we could correct it, was put it  
13. in a Conference Committee Report. Requires a front end  
14. referendum notice appeal, it passed out, I think, fifty-three  
15. to nothing. And all it was was a technical change to conform  
16. the Statute to the new elections consolidation and to the...that  
17. the ballot actually reflect an ambulance district as opposed  
18. to a hospital district and I...solicit your favorable support.

18. PRESIDENT:

19. Any discussion? If not, the question is shall the Senate  
20. adopt the Conference Committee Report on House Bill 3179. Those  
21. in favor will vote Aye. Those opposed will vote Nay. The  
22. voting is open. Have all voted who wish? Have all voted who  
23. wish? Have all voted who wish? Take the record. On that  
24. question the Ayes are 56, the Nays are 1, none Voting Present.  
25. The Senate does adopt the Conference Committee Report on  
26. House Bill 3179 and the bill having received the required  
27. constitutional majority is declared passed. 3432, Senator  
28. Schaffer. Supplemental Calendar No. 2, there's a...Conference...

29. SENATOR SCHAFFER:

30. Mr. President...

31. PRESIDENT:

32. ...Hold it, Senator, we've got a breakdown by the electronic  
33.

1. marvel. If we can go back...Secretary informs me that that roll  
2. call did not take, it was something like 56 to 1. So we'll  
3. have to repose the question and have a subsequent roll call. The  
4. question is shall the Senate adopt the Conference Committee  
5. Report on House Bill 3179. Those in favor will vote Aye.  
6. Those opposed will vote Nay. The voting is open. Have all  
7. voted who wish? Have all voted who wish? Have all voted who  
8. wish? Take the record. On that question the Ayes are 55,  
9. the Nays are 1, none Voting Present. House Bill 317...the  
10. Senate does adopt the Conference Committee Report on House  
11. Bill 3179 and the bill having received the required constitutional  
12. majority is declared passed. 3432. Supplemental Calendar No. 2,  
13. Conference Committee Report on House Bill 3432, Senator Schaffer.  
14. SENATOR SCHAFFER:

15. Mr. President, the changes here are technical in nature.  
16. The two Senate amendments that were...that the...we receded  
17. from were immediately put back in. We needed to put a bunch  
18. of zeros in to make the...make the chart look nice and neat  
19. and there was...this, by the way, is the bill that dealt with  
20. DCFS reimbursement for...from families whose children we  
21. have assumed the care of, I guess the best way to put it.  
22. And there was no reference to seven or more children and...  
23. there are...obviously occasions when we come across a family  
24. with seven or more children. That deficiency has been corrected,  
25. and the last column has been designated as seven or more. I  
26. don't believe there's any controversy.

27. PRESIDENT:

28. Any discussion? If not, the question is shall the Senate  
29. adopt the Conference Committee Report on House Bill 3432. Those  
30. in favor will vote Aye. Those opposed will vote Nay. The voting  
31. is open. Have all voted who wish? Have all voted who wish?  
32. Have all voted who wish? Take the record. On that question  
33. the Ayes are 57, the Nays are none, none Voting Present. The

1. Senate does adopt the Conference Committee Report on House  
2. Bill 3432 and the bill having received the required constitutional  
3. majority is declared passed. Senate Bill 185, Senator Grotberg.  
4. Senate Bill 1639, Senator Schaffer. On the Order of Supplemental  
5. No. 2 is Senate...Conference Committee Report on Senate Bill 1639.  
6. Mr. Secretary...I mean, Senator Schaffer.

7. SENATOR SCHAFFER:

8. Mr. President, the Conference Committee recommended that  
9. the Senate concur in all House Amendments, 1 through 7 and  
10. that the bill be further amended to add one million, one hundred  
11. and six thousand, nine hundred dollars, most of which is GRF.  
12. Nine hundred and fifty for a prenatal secondary care at the  
13. behest of Senator Buzbee. A hundred and thirty thousand for  
14. a new Federal and Maternal...Child Grant Health...Health Grant  
15. that the department has just received. And twenty-six thousand  
16. ...almost twenty-seven thousand dollars for rheumatic fever  
17. medicine...preparations. The committee...the full Conference  
18. Committee signed the report.

19. PRESIDENT:

20. Any discussion? Senator...all right. If not, the question  
21. is shall the Senate adopt the Conference Committee Report  
22. on Senate Bill 1639. Those in favor will vote Aye. Those  
23. opposed will vote Nay. The voting is open. Have all voted  
24. who wish? Have all voted who wish? Have all voted who wish?  
25. Take the record. On that question the Ayes are 54, the Nays  
26. are 2, 1 Voting Present. The Senate does adopt the Conference  
27. Committee Report on Senate Bill 1639 and the bill having received  
28. the required constitutional majority is declared passed. All  
29. right, if I can have your attention. We will be distributing,  
30. momentarily here, as soon as we get some more Pages up here,  
31. Supplemental Calendar No. 3. Now there are at least ten Conference  
32. Committees that have requested time to...time certain to be  
33. scheduled. We've indicated to them that...after consultation



1. with Senator Shapiro...that we would attempt to run Supplemental  
2. No. 3 and handle those things which we feel can be handled, rather  
3. expeditiously, and then we will break for an hour and a half  
4. to afford those members who are not on the Conference Committees,  
5. the opportunity to have something to eat and those members who  
6. are on the Conference Committee to deal with the Conference Committee  
7. without worrying about final Floor action. All right, can we  
8. have some more Pages up here, we've been flooded with Pages, and  
9. now we can't find any. Senator Vadalabene, for what purpose  
10. do you arise?

11. SENATOR VADALABENE:

12. Yes, thank you, Mr. President. I've talked to Senator  
13. Sangmeister in regard to Senate Bill 1524 and I would like  
14. to be added as a cosponsor.

15. PRESIDENT:

16. Senate Bill 1524. Senator Vadalabene seeks leave to  
17. be shown as a cosponsor. Is leave granted? Leave is granted.  
18. Senator Davidson, you want to lead off on 1230?

19. SENATOR DAVIDSON:

20. Mr. President and members of the Senate.

21. PRESIDENT:

22. Wait now...wait a minute...wait a minute...wait a minute. The  
23. Calendars have, in fact, been distributed, I am told. Calendar No. 1,  
24. Supplemental No. 1, everything has been completed, that is correct.  
25. Senator Grotberg has got the...oldest living Conference Committee  
26. Report in existence. We'll get back to that one, Senator. There  
27. are three of them on No. 2 that we will get back to. All right.  
28. Is there leave to move to the Order of Senate Calendar Supplemental  
29. No. 3? All right. The Conference Committee Report on House Bill  
30. 1230, Senator Davidson.

31. SENATOR DAVIDSON:

32. Mr. President and members of the Senate. Excuse me, this  
33. is a change...and the Conference Committee recommends that we concur

SB 1480  
Conf. Comm. Report  
6/30/80

1. in the Senate amendment which took the membership in the Rockford  
2. District to five so they can have a quorum. Then we had  
3. a second which expanded those districts by referendum to seven.  
4. Some of the smaller districts said they would like to remain  
5. at five, so this is...we went to Conference Committee and the  
6. language is serving municipalities of fewer than seventy-five thousand  
7. inhabitants, once established, will stay at five. Then to  
8. accommodate the problem we had here in Springfield 'cause we  
9. are expanding the mass transit districts' limits and the area  
10. they're going to serve. This will be expanded to seven. It  
11. still keeps the same political makeup as what's in the present  
12. law. In this case with seven members, not more than four shall  
13. be of the same political party...and breaks down the term of  
14. years how they start. I move the adoption of the Committee...  
15. Conference Report No. 1 on House Bill 1230.

16. PRESIDENT:

17. The question is the adoption of the Conference Committee  
18. Report on House Bill 1230. Any discussion? If not, the question  
19. is shall the Senate adopt the Conference Committee Report on  
20. House Bill 1230. 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 55, the Nays are none,  
24. none Voting Present. The Senate does adopt the Conference  
25. Committee Report on House Bill 1230 and the bill having received  
26. the required constitutional majority is declared passed.  
27. Senator Rhoads on 3047. Senator Vadalabene on 3487. Senator  
28. Gitz..not on the Floor. Senator DeAngelis on 1480. Supplemental  
29. No. 3, Conference Committee Report on Senate Bill 1480. Senator  
30. DeAngelis.

31. SENATOR DeANGELIS:

32. Thank you, Mr. President, Ladies and Gentlemen of the  
33. Senate. I move that we accept...Conference...First Conference  
34. Committee Report on Senate Bill 1480 and the Conference Committee

1. Report covers that we concur in House Amendments 1 and 3 and  
2. concur in the amendment to it which allows for a...petition  
3. for a hearing on the Regional Board of School Trustees for  
4. those school districts that are involved in appealing or  
5. seeking a boundary change that have overlapping boundaries  
6. for townships and municipalities.

7. PRESIDENT:

8. The question is the adoption of the Conference Committee  
9. Report on Senate Bill 1480. Is there any discussion? If not,  
10. the question is shall the Senate adopt the Conference Committee  
11. Report on Senate Bill 1480. Those in favor will vote Aye. Those  
12. opposed will vote Nay. The voting is open. Have all voted who  
13. wish? Have all voted who wish? Have all voted who wish? Take  
14. the record. On that question the Ayes are 55, the Nays are 1,  
15. none Voting Present. The Senate does adopt the Conference  
16. Committee Report on Senate Bill 1480 and the bill having received  
17. the required constitutional majority is declared passed. 1626,  
18. Senator Nimrod. 1632, Senator Rupp. On the Order of Conference  
19. Committee Report, Supplemental No. 3, is a report on Senate Bill 1632,  
20. Senator Rupp.

21. SENATOR RUPP:

22. Thank you, Mr. President.

23. PRESIDENT:

24. Pardon me, Senator Wooten, for what purpose do you arise?

25. SENATOR WOOTEN:

26. I just wondered if...copies of that had been distributed?  
27. I...if...I did not get one. I'd like to...

28. PRESIDENT:

29. Copies of each have been distributed to everyone, I am  
30. informed. 1632, Senator Rupp.

31. SENATOR RUPP:

32. Thank you, Mr. President. I move that the Senate adopt  
33. the First Conference Committee Report on Senate Bill 1632 to

1. the Department of Mines and Minerals. Basically, what the  
2. agreement...the...originally the Amendments that we did not  
3. concur in added five new positions for a cost of sixty-nine  
4. thousand, five hundred. The agreement was that we would  
5. put in three of the five that were requested, a total  
6. appropriation of fifty-three thousand, three hundred dollars.

7. PRESIDENT:

8. Any discussion? If not, the question is shall the Senate  
9. adopt the Conference Committee Report on Senate Bill 1632.  
10. Those in favor will vote Aye. Those opposed will vote Nay.  
11. The voting is open. Have all voted who wish? Have all voted  
12. who wish? Have all voted who wish? Take the record. On that  
13. question the Ayes are 57, the Nays are none, 2 Voting Present.  
14. The Senate does adopt the Conference Committee Report on Senate  
15. Bill 1632 and the bill having received the required constitutional  
16. majority is declared passed. 1635, Senator Coffey. Conference  
17. Committee Report on Supplemental No. 3 with respect to Senate  
18. Bill 1635, Senator Coffey.

19. SENATOR COFFEY:

20. Yes, Mr. President and members of the Senate. I move  
21. that the Senate adopt Conference Committee Report No. 1 on  
22. Senate Bill 1635, which the Senate...we're asking the Senate  
23. to concur in House Amendments 4, 6, 7, 9, 10 and 22 and that  
24. we recede from House Amendments 1, 5, 12, 13, 14, 15, 18, 20  
25. and 21. And that we also further amend the bill to restore  
26. one hundred thousand to the Natural Resource Division. And  
27. restore two positions at the sum of twenty thousand dollars  
28. for regulatory compliances and (C); allow the operations  
29. of Natural Resource Division of Soil and Water Conservation  
30. Grants to come out of the Agriculture Premium Fund rather  
31. than GRF.

32. PRESIDENT:

33. Discussion? Senator Carroll.

1. SENATOR CARROLL:

2. Thank you, Mr. President and Ladies and Gentlemen of  
3. the Senate. We join with Senator Coffey in seeking adoption  
4. of Conference Committee Report No. 1. As was explained, there  
5. was some give and take from both sides of the Rotunda and this  
6. now seems to be the workable solution to this department.

7. PRESIDENT:

8. The question is shall the Senate adopt the Conference  
9. Committee Report on Senate Bill 1635. Those in favor will  
10. vote Aye. Those opposed will vote Nay. The voting is open.  
11. Have all voted who wish? Have all voted who wish? Take the  
12. record. On that question the Ayes are 48, the Nays are 3,  
13. 2 Voting Present. The Senate does adopt the Conference  
14. Committee Report on Senate bill 1635 and the bill having  
15. received the required constitutional majority is declared  
16. passed. 1626, we are ready on, Senator Nimrod. On the Order  
17. of Conference Committee Reports, Supplemental No. 3, Senate  
18. Bill 1626, Senator Nimrod.

19. SENATOR NIMROD:

20. Thank you, Mr. President, Ladies and Gentlemen of the  
21. Senate. What this Conference Committee Report did, was to,  
22. in fact, go along with a hundred and seventy-five thousand  
23. dollars on provision for the handbook. A hundred and five  
24. thousand dollars was reinstated for the EDP which fully  
25. funds that particular provision for the...reporting. And to  
26. ...allow three hundred and one thousand dollars...was added  
27. to this, to take care of the arbitrators' and commissioners'  
28. written decisions. This leaves the...1, 3 and 4, leaves  
29. us with the House Amendments that we concur and they  
30. receded House Amendment No. 2. And I would move for the adoption  
31. of the Conference Committee Report No. 1.

32. PRESIDENT:

33. Senator Carroll.

AB 1726  
ce. R.  
6-30-80

1. SENATOR CARROLL:

2. Thank you, Mr. President and Ladies and Gentlemen of  
3. the Senate. Yes, we rise in concurrence with Senator Nimrod  
4. in seeking adoption of Conference Committee Report No. 1.  
5. Yes, we did add back some money for EDP. There were those  
6. who felt that we'd been yelling at this department for so  
7. long about the way the Industrial Commission has been operating,  
8. and their answer has always been they did not have the electronic  
9. data processing equipment. So to do, we backed off of our  
10. reduction in that area so that they...if they don't do it this  
11. time, we really do have something to yell about. The pamphlets  
12. were something that they have felt, and many of the members of  
13. the General Assembly have felt, were essential to make comp.  
14. work and I would urge adoption of Conference Committee Report  
15. No. 1.

16. PRESIDENT:

17. Any discussion? Further discussion? If not, the question  
18. is shall the Senate adopt the Conference Committee Report on  
19. Senate Bill 1626. 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 2, none Voting Present. The  
23. Senate does adopt the Conference Committee Report on Senate  
24. Bill 1626 and the bill having received the required constitutional  
25. majority is declared passed. Senator Donnewald, on 1726. On  
26. the Order of Conference Committee Reports, the bottom of  
27. Supplemental No. 3, Senate Bill 1726, Senator Donnewald.

28. SENATOR DONNEWALD:

29. Yes, Mr. President. The...I do recommend the adoption  
30. of...Conference Committee Report No. 1. What it did was  
31. eliminate House Amendment 2, that was Representative Schuneman's  
32. amendment and it also cleaned up a problem that Senator Savickas  
33. had with it. It was...his portion of that was technically defective.

1. This is a stronger Unemployment Insurance Bill than the one that now resides  
2. on the Governor's Desk. I'd like to have...this one on it with  
3. it and he can pay his money and take his choice. I would move  
4. for the adoption of Conference Committee Report No. 1.

5. PRESIDENT:

6. Senator DeAngelis.

7. SENATOR DeANGELIS:

8. Thank you, Mr. President. I concur in the motion to  
9. accept the Conference Committee Report on Senate Bill 26 and  
10. would urge the members from our side to go ahead and do  
11. this. This is a slightly stronger version of 2824. We would  
12. like to have the Governor have two opportunities at signing  
13. a good Unemployment Bill.

14. PRESIDENT:

15. Further discussion? If not, the question is shall the  
16. Senate adopt the Conference Committee Report on Senate Bill  
17. 1726. Those in favor will vote Aye. Those opposed will vote  
18. Nay. The voting is open. Have all voted who wish? Have  
19. all voted who wish? Have all voted who wish? Take the record.  
20. On that question the Ayes are 58, the Nays are none, 1 Voting  
21. Present. The Senate does adopt the Conference Committee Report  
22. on Senate Bill 1726 and the bill having received the required  
23. constitutional majority is declared passed. Senator Rhoads,  
24. on your appropriation bill, 3047.

25. SENATOR RHOADS:

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

27. PRESIDENT:

28. 3047, Mr. Secretary, House Bill. On the Order of Supplemental  
29. No. 3, House Bill 3047, Senator Rhoads.

30. SENATOR RHOADS:

31. Thank you, Mr. President and members of the Senate. The  
32. Conference Committee met and deadlocked over the issue of ten  
33. thousand dollars for the Hegwish Community Center. The vote

1. was five to five. I would request that a Second Conference  
2. Committee be appointed.

3. PRESIDENT:

4. All right. Senator Wooten, I will...assume that you  
5. are questioning the procedure and I will call your attention  
6. to Rule 43, Subsection E-4, which states in the Senate Rules,  
7. "in the event the Conference Committee determines that it is  
8. unable to reach agreement, the committee...shall so report  
9. to each House and request appointment of a Second Conference  
10. Committee." Read the report, Mr. Secretary.

11. SECRETARY:

12. To...to the President of the Senate and Speaker of the  
13. House of Representatives:

14. We, the undersigned Committee of Conference, appointed  
15. to consider the differences between the two Houses in relation  
16. to Senate amendments to House Bill 3047, report that this  
17. committee has been unable to reach an agreement on the matter  
18. submitted and respectfully request that it be discharged from  
19. any further responsibility in this manner.

20. PRESIDENT:

21. All right. The committee has reported its...inability  
22. to reach agreement and the request for a Second Conference  
23. Committee made by Senator Rhoads is in order. All in favor  
24. signify by saying Aye. All opposed. The Ayes have it. The  
25. Senate accedes to that request. Senator Donnewald, for what  
26. purpose do you arise?

27. SENATOR DONNEWALD:

28. Well, Yes, I...Mr. President, I would suggest that the  
29. Conference Committees that are scheduled...at this time, the  
30. members of those Conference Committees should head for them  
31. right now and the rest of us be back by seven-thirty this  
32. evening to wind up the business of the Senate.

33. PRESIDENT:



1. That suggestion is always in order, I guess, particularly  
2. on this Legislative day, which is the last day of the Session.  
3. We will take a dinner break and the Conference Committees, I  
4. am told, are scheduled to begin at six o'clock. Will all  
5. the members please be back at seven-thirty sharp so we can wind this  
6. up, or down. The Senate stands in recess until 7:30 p. m.  
7. Senator Bloom, for what purpose do you arise?

8. SENATOR BLOOM:

9. Thank you, Mr...thank you, Mr. President. I wonder if  
10. ...if we go to Resolutions Consent Calendar, I have Senate  
11. Resolution No. 598 commending Mary Redmond and her group. I  
12. wonder if it could reflect...all Senators.

13. PRESIDENT:

14. All right. Senator Bloom has asked leave to show all  
15. Senate members as cosponsors of Senate Resolution 598. Any  
16. discussion? If not, leave is granted. So ordered. 598 by  
17. Senator Bloom and all members.

18. RECESS

19. AFTER RECESS

20. PRESIDENT:

21. All right. The Senate will come to order. Will those  
22. not entitled to the Floor please vacate. We have caused to  
23. be distributed Supplemental Calendar No. 4. Conference Committee  
24. Reports on 3034, Senator Nimrod. 3208, Senator Berning.  
25. 1624, Senator Nimrod. All right. We'll go back to Senate  
26. Supplemental No. 2. Senate Supplemental Calendar No. 2. On  
27. the Order of Conference Committee Reports is a report with  
28. respect to House Bill 3160. Senator Shapiro.

29. SENATOR SHAPIRO:

30. Mr. President, would you be able to withdraw that bill  
31. at this time?

32. PRESIDENT:

33. Till August 1st or whatever?

1. SENATOR SHAPIRO:

2. No, just for a little while.

3. PRESIDENT:

4. Well, nobody appears ready to move anything. Why don't  
5. we just recess until midnight and then we'll get it all done.

6. All right. On Supplemental No. 4, there's a Conference Committee  
7. Report on Senate Bill 1624. Senator Nimrod.

8. SENATOR NIMROD:

9. Thank you, Mr. President. 1624, I might suggest the  
10. First Conference Committee has lost in the House and I would  
11. suggest that we do likewise so we can get it through a Second  
12. Conference Committee.

13. PRESIDENT:

14. The question is shall the Senate adopt the Conference  
15. Committee Report on Senate Bill 1624. Those in favor vote Aye.  
16. Those opposed vote Nay. The voting is open. Have all voted  
17. who wish? Take the record. On that question the Yeas are  
18. 5, the Nays are 15, the Senate does not adopt the Conference  
19. Committee...Conference Committee Report No. 1 on Senate Bill  
20. 1624. The Secretary shall so inform the House. Senator Nimrod  
21. moves for the appointment of a Second Conference Committee on  
22. Senate Bill 1624. All in favor signify by saying Aye. All  
23. opposed. The Ayes have it. So ordered. Senator Vadalabene,  
24. are you ready on Supplemental No. 3, 3487? All right. Supplemental  
25. Calendar No. 3, there's a Conference Committee Report on House  
26. Bill 3...3487. Senator Vadalabene.

27. SENATOR VADALABENE:

28. Yes, thank you, Mr. President, members of the Senate.  
29. House Bill 3487, the House has already adopted the First  
30. Conference Committee Report on House Bill 3487. The report,  
31. as signed does the following, the House concurs in Senate Amend-  
32. ments 1 and 2 and the bill is amended further to statutorily  
33. comply with two items of appropriations which have already

1. been passed and sent to the Governor.

2. PRESIDENT:

3. Any discussion? If not, the question is shall the Senate  
4. adopt the Conference Committee Report on House Bill 3487.  
5. Those in favor will vote Aye. Those opposed will vote Nay.  
6. The voting is open. Have all voted who wish? Have all voted  
7. who wish? Have all voted who wish? Take the record. On that  
8. question the Ayes are 41, the Nays are 6, none Voting Present.  
9. The Senate does adopt the Conference Committee Report on  
10. House Bill 3487 and the bill having received the required  
11. constitutional majority is declared passed. 1404, Senator  
12. Gitz. Senator Weaver, for what purpose do you arise? Senator  
13. Weaver.

14. SENATOR WEAVER:

15. Thank you, Mr. President. I'd like to request a recess  
16. for the purpose of a Republican caucus.

17. PRESIDENT:

18. That request is in order. Shall we suggest, what, nine  
19. o'clock?

20. SENATOR WEAVER:

21. Fine.

22. PRESIDENT:

23. All right. Twenty-five minute recess for the purpose of  
24. a Republican caucus. The Senate will reconvene at nine o'clock.

25. RECESS

26. AFTER RECESS

27. PRESIDENT:

28. Messages from the House.

29. SECRETARY:

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

31. Mr. President - I am directed to inform the Senate  
32. the House of Representatives has refused to recede from their  
33. Amendments 1, 3, 4, 6 and 7 to Senate Bill 1640 and request a

1. First Conference and the Speaker has appointed the members on  
2. the part of the House.

3. A like message on Senate Bill 1710 with House Amendment No. 1.  
4. And a like message on Senate Bill 1713 with House Amendment  
5. No. 3.

6. A Message from the House by Mr. O'Brien, Clerk  
7. Mr. President - I am directed to inform the Senate  
8. the House of Representatives has refused to adopt the First Conference  
9. Committee Report on Senate Bill 1624 and request a Second Committee  
10. of Conference to consider the differences between the two Houses  
11. in regard to Amendment No. 1. The Speaker has appointed the  
12. members on the part of the House.

13. PRESIDENT:  
14. Senator Vadalabene moves that the Senate does accede to  
15. the request of the House and that Conference...that Conference  
16. Committees be appointed on those bills as read in. Senator  
17. Vadalabene.

18. SENATOR VADALABENE:  
19. Yes, I would like to ask for a Second Conference Committee Report  
20. on House Bill 3019.

21. PRESIDENT:  
22. Also House Bill 3019. All in favor signify by saying  
23. Aye. All opposed. The Ayes have it. The Senate does  
24. accede to the request of the House. All right. If I can have  
25. your attention, we'll turn to the Order of the Printed Calendar,  
26. on the Order of Secretary's Desk, Concurrence, is Senate Bill  
27. 1662. Senator Grotberg.

28. SENATOR GROTBORG:  
29. Thank you, Mr. President. I would move that the Senate  
30. nonconcur in House Amendments 1, 2, 3, 4, 5, 6, 7 and 10.  
31.  
32. Continued on next page.  
33.

Handwritten notes in the top left corner, including "10-10-10" and "10-10-10".

1. PRESIDENT:  
2. Senator Grotberg has moved that the Senate nonconcur  
3. with House Amendments 1, 2, 3, 4, 5, 6, 7, and 10 to Senate  
4. Bill 1662. Any discussion? If not, all in favor signify by  
5. saying Aye. All opposed. The Ayes have it. Secretary will  
6. so inform the House. All right, if you'll turn...Supplemental  
7. Calendar No. 1 has been, I'm told, disposed of we are on Supplemental  
8. Calendar No. 2, Conference Committee Report on House Bill 3160.  
9. Will those not entitled to the Floor please vacate. On the  
10. Order of Senate Calendar Supplemental No. 2, Conference Committee  
11. Report on House Bill 3160. Senator Nedza.

12. SENATOR NEDZA:  
13. Thank you, Mr. President, and Ladies and Gentlemen of the  
14. Senate. The Conference Committee Report has been lying on  
15. everyone's desk for the most...the greater part of the entire  
16. day, so I won't elaborate too much on it, as the hour is late.  
17. But the Conference Committee Report as it's before you, the  
18. highlights of which are included with..the portions of House  
19. Bill 3490, which change the fiscal year for the RTA, the meeting  
20. of the county officials, the vacancy appointments by the Leg-  
21. islators, one year deferment of payment, the decrease from a  
22. hundred million dollars to a seventy-five million dollar working  
23. fund, and the working fund not to be bonds but to be interim  
24. financing notes which will be secured by Sales Tax. If there's  
25. no discussion, I would move to accept the Conference Committee  
26. Report.

27. PRESIDENT:  
28. Is there any discussion? Any discussion? If not, the  
29. question is, shall the Senate accept the Conference Committee  
30. Report on House Bill 3160. Those in favor will vote Aye. Those  
31. opposed will vote Nay. The voting is open. Have all voted who  
32. wish? Senator Savickas. Have all voted who wish? Have all voted  
33. who wish? Have all voted who wish? Take the record. On that

1. question, the Ayes are 35, the Nays are 21. None Voting Present.  
2. The Senate does accept the Conference Committee Report on House  
3. Bill 3160, and the bill having received the required constitutional  
4. majority is declared passed. Senator Merlo, for what purpose  
5. do you arise?  
6. SENATOR MERLO:  
7. Mr...Mr. President, my switches weren't working properly,  
8. and if they were I would have...voted on the affirmative  
9. on that question.  
10. PRESIDENT:  
11. The transcript...  
12. SENATOR MERLO:  
13. So, I would like to be recorded.  
14. PRESIDENT:  
15. The transcript will reflect your wish to vote in the  
16. affirmative. On the Order of Supplemental Calendar No. 2, Senate  
17. Bill 185. Yes, Senator Berman.  
18. SENATOR BERMAN:  
19. Mr. President, I'd...ask that the record reflect that if  
20. I were in my seat I would have voted Aye on 3160.  
21. PRESIDENT:  
22. The record will so reflect. 185, Senator Grotberg. 1812,  
23. Senator Geo-Karis. On the Order of Senate Calendar Supplemental  
24. No. 2, is Conference Committee Report on Senate Bill 1812.  
25. Senator Geo-Karis.  
26. SENATOR GEO-KARIS:  
27. Mr. President, and Ladies and Gentlemen of the Senate. I  
28. had filed a Conference Report, but I've withdrawn that  
29. and I have revised...Conference Committee Report, Senate Bill 1812,  
30. revised. And I would like, with leave of the Body, to proceed on  
31. that.  
32. PRESIDENT:  
33. Is there leave to proceed? Leave is granted. Senator Geo-Karis.

1. Have copies of this report been distributed? Copies of all  
2. these reports have been distributed. Senator Bruce.

3. SENATOR BRUCE:

4. I know this is probably a very controversial bill, but  
5. what I want to know is, under what rule does one submit  
6. a Conference Committee Report, withdraw it, submit a revised  
7. one. Is there a right to...submit a revised number two or  
8. number three or number five or number twelve? At what point  
9. along the way does a revised Conference Committee Report  
10. become something new? I...I know nothing in our rules that  
11. allows for a revised Conference Committee Report to be filed.

12. PRESIDENT:

13. Senator Davidson. Oh, on this subject? Senator Egan.

14. SENATOR EGAN:

15. Yes, I would suggest that if the members of the Conference  
16. Committee have signed the report, let's act on it.

17. PRESIDENT:

18. Senator Wooten.

19. SENATOR WOOTEN:

20. No...I...I can understand you wanting to ram this through,  
21. but that's stupid. The thing is, is what we have here that  
22. is marked original, in fact, the revised? I don't think it's  
23. at all legal or proper or anything else to shift...to shift  
24. ground on a Conference Committee Report. But the question is  
25. what do we have? Well...is this it or not? It says original.  
26. Mr. President, is the revised copy marked revised? Mine is  
27. marked original. I've got original.

28. PRESIDENT:

29. All right. Wait...wait just a minute now. Senator, leave  
30. has been denied for a revisionary report. There is a report  
31. on file. Senator Geo-Karis.

32. SENATOR GEO-KARIS:

33. ...Mr. President.

1. PRESIDENT:  
2. Senator Nimrod.  
3. SENATOR NIMROD:  
4. Mr. President, it seems to me that we have set a precedent  
5. here by saying that an amendment...  
6. PRESIDENT:  
7. No, we have not. It's been withdrawn. Leave has been  
8. denied. Let's...we'll get back to that. 18...we skipped  
9. Senator Grotberg on 185. Conference Committee Report, Supplemental  
10. 2, Senate Bill 185, Senator Grotberg.  
11. SENATOR GROTBORG:  
12. Thank you, Mr. President. Conference Report on Senate  
13. Bill 185, contrary to your earlier statement, Mr. President,  
14. isn't the oldest bill, there were two oldest bills today, 1010,  
15. and for which Conference Committee Report on 185 was held hostage  
16. for about a year and a half. We now have filed with the Secretary,  
17. revised, is that correct, Mr. Secretary?  
18. SECRETARY:  
19. That's what I have filed.  
20. SENATOR GROTBORG:  
21. Right. In which we finally agree that the penalty for  
22. prisoners, the original bill, inside prison that are found  
23. with dangerous weapons will be charged with a Class 1 felony,  
24. not Class X. Also, a part of this is...I'm...I'm looking for  
25. the bills, but I can...I know it by heart. ...Also part of  
26. this is...the...the security provisions for the constitutional  
27. officers...  
28. PRESIDENT:  
29. Senator Bruce, for what purpose do you arise?  
30. SENATOR GROTBORG:  
31. ...threatening public...threatening public officials.  
32. SENATOR BRUCE:  
33. Well, this is the second one in a row. Now we have a...



1. a revised one on...on Senate Bill 185. And... and if we're  
2. going to do this all night, I think we're going to have to  
3. tell the membership that we're going to print these things on  
4. different colors of paper. You read one and you think you've  
5. read it and now it's revised 185.

6. PRESIDENT:

7. All right. I would assume that leave is not granted  
8. for the revised report. Take it out of the record. Senator  
9. Grotberg.

10. SENATOR GROTBORG:

11. Thank you, Mr. President. There is some...you're correct,  
12. there is confusion. But, Senator, revised is the...is  
13. the only one, the...~~the report you've heard about~~ was marked  
14. second revision and we've absolutely forbidden that...orders  
15. of the President. This is the one that has been revised from  
16. last year and it's before us. It never was called, has never  
17. been done anything with.

18. PRESIDENT:

19. Senator Bruce.

20. SENATOR BRUCE:

21. Well, as my legal counsel, Jim Donnewald says, it...  
22. if it's the same as it was, it hasn't been revised. My  
23. problem is, Senator, the one I have on my desk is uniquely labeled,  
24. original, revised. Now, is this the original or is it the  
25. revised original or...and all I'm trying to do is...I'm  
26. not trying to hold up anyone here, but we've never had revised  
27. reports and our rules don't speak to them...Chair can rule  
28. whatever you want to, but you read one of these things and  
29. you get a revised one. This is the only one or the second  
30. one or where are we?

31. PRESIDENT:

32. Senator Grotberg.

33. SENATOR GROTBORG:

1. This is the only one, we withdrew the second one, the one  
2. which we were sure that everyone would question, and the House  
3. has done the same thing. We're back to the...this is revised  
4. from last year's. It was filed, withdrew, I would appreciate  
5. if you would withdraw your objection. I'm sick and tired of  
6. the bill, but it...we need it. It has the threatening of  
7. public officials and the constitutional officers in it and  
8. the thing that the Department of Corrections needs so badly  
9. and that's what it's got.

10. PRESIDENT:

11. Senator Bruce.

12. SENATOR BRUCE:

13. Well, I'm not making any objection at all. A Senator does  
14. not have to ask leave to file a Conference Committee Report,  
15. that's in the rules.

16. PRESIDENT:

17. Right. That is correct.

18. SENATOR BRUCE:

19. If it's filed, it's not revised or been withdrawn, it can  
20. be considered. But I mean all I'm trying to do is establish  
21. are we...we are on the one that's marked revised, which is not  
22. revised, which is also marked original, I guess that's...that's  
23. my point. If there's...if it's properly signed and filed, it  
24. can go, I guess...if this is the one.

25. PRESIDENT:

26. Senator Grotberg.

27. SENATOR GROTBURG:

28. It is the one, by mutual agreement in both Houses.

29. PRESIDENT:

30. Senator Grotberg, you may proceed.

31. SENATOR GROTBURG:

32. Thank you. I think I've told you what it does. It has  
33. the threatening of public officials as a...as...as a...as a...

1. as a specific offense giving permission to look into the Public  
2. Health...Public...Mental Health records of those who do threat  
3. to see if we can find out who they are, whether they are inside  
4. or outside the...the institutions. And it has the weapons  
5. consideration for the prisoners that are...found with weapons  
6. upon their person, any knife, any explosive or any firearm...  
7. inmates, yeah, the...the inmates...we have found...that's the  
8. original bill which Corrections wanted so badly and all of  
9. the constitutional...not all, but the Governor and the Secretary  
10. of State have had considerable threats and there's been no  
11. way to follow up on them and that's what this adds.

12. PRESIDENT:

13. Further discussion? Senator Sangmeister.

14. SENATOR SANGMEISTER:

15. Thank you, Mr. President and members of the Senate. I  
16. rise in support of this, not only because I believe in this  
17. bill, but because I was also, of course, a member of the  
18. Conference Committee. This thing is...the biggest thing in  
19. this bill now is treatening public officials. It covers only  
20. your constitutional officers and I would say to you that if  
21. you were Governor of this State, and I think this will apply  
22. to him more than it will anyone else and if you were receiving  
23. threatening letters on yourself or your family, threatening  
24. your life, I would think that you would want to have some  
25. recourse against those people and you would also want to  
26. be able to get at the records of...of people that would...in  
27. the mental records of some people who'd be sending these kind  
28. of letters. It's something that regardless of who our Chief  
29. Executive is, we ought to give him that kind of protection.  
30. It's the whole idea behind the...the bill and I...I urge an Aye  
31. vote.

32. PRESIDENT:

33. Further discussion? Senator Bruce.

1. SENATOR BRUCE:

2. Well, must be my time, I must have had something at dinner  
3. that got me up on my feet a lot. Senator...a...a State Representative  
4. candidate in Peoria two days ago, said that if the House members  
5. don't straighten up, they ought to come down and physically  
6. attack House members. Doesn't she, under this, if this had been  
7. in effect, would that not have applied in that...that it says,  
8. great bodily harm?

9. PRESIDENT:

10. Senator Grotberg.

11. SENATOR GROTBORG:

12. It does not apply...first of all it has to be in writing,  
13. Senator. As it...for everybody, and there's been considerable  
14. objection to putting the General Assembly in because our lives  
15. are always in jeopardy, we're the most threatened of all.

16. PRESIDENT:

17. Further discussion? Senator Bloom.

18. SENATOR BLOOM:

19. Thank you, Mr. President. Senator Bruce, she's not from  
20. Peoria. From...she's from...she's from somebody else's district.

21. PRESIDENT:

22. Further discussion? If not, the question is shall the  
23. Senate adopt the Conference Committee Report on Senate Bill  
24. 185. Those in favor will vote Aye. Opposed will vote Nay.  
25. The voting is open. Have all voted who wish? Have all voted  
26. who wish? Have all voted who wish? Take the record. On that  
27. question the Ayes are 53, the Nays are none, 2 Voting Present.  
28. Senate Bill...the Senate does adopt the Conference Committee  
29. Report on Senate Bill 185, and the bill having received the  
30. required constitutional majority is declared passed. Supplemental  
31. Calendar No. 3. Conference Committee Report on Senate Bill 1404.  
32. Senator Gitz.

33. SENATOR GITZ:

1. Thank you, Mr. President and members of the Senate. The  
2. House Amendment which was added to this bill which was aimed  
3. at clearing up some of the objections, was faulty. We sent  
4. it to Conference Committee, we have a report which has been  
5. signed by all of the House members, including Representative  
6. MacDonald, Representative Getty, Representative Meyer, a  
7. number of other people who initially were very skeptical  
8. of the proposal. In its final form, Senate Bill 1404 lowers  
9. the original bill's language to five thousand in municipalities  
10. and subdivisions. It requires anyone who does seek an  
11. exemption to have a stand-by chlorination system. It requires  
12. and reemphasizes all of the normal testing presently conducted  
13. by the Environmental Protection Agency and it further requires  
14. anyone who is going to utilize this bill, that there would  
15. be three times each weekly certified samples in each of  
16. these municipalities in addition to the Environmental Protection  
17. Agency. It was an attempt to make this legislation workable  
18. and protect the public interest.

19. PRESIDENT:

20. Is there any discussion? Senator Donnewald.

21. SENATOR DONNEWALD:

22. Yes, Mr. President and members of the...the Senate. I  
23. rise in opposition to this bill in...in any form it might be  
24. in. What it does, I think if we were to pass this legislation  
25. and it did become law, we're playing with dynamite. Over the  
26. years we've...we've found that chlorination has probably saved  
27. many, many lives throughout this State and throughout the  
28. nation. And it was successful in avoiding typhoid, cholera,  
29. dysentery and many other diseases. Now let me tell you what  
30. chlorination...the reason for it. The reason for it is to  
31. take away the various forms of...of germs and so on from the  
32. pipe lines coming from the reservoir, the reservoir being  
33. the sandstone wherein the water wells have their source. I...I

1. think to...to eliminate chlorination from communities under  
2. five thousand, Ladies and Gentlemen of the Senate, is quite  
3. serious. I could go on and on and I know we haven't  
4. much time, but...I...in good conscience, I feel that I can  
5. never vote for a bill such as this and have it on my conscience  
6. if people...come down with...with...diseases such as...as  
7. typhoid or cholera or any other diseases and possible death.  
8. And I...I strongly oppose this legislation.

9. PRESIDENT:

10. Any discussion? Senator Berning.

11. SENATOR BERNING:

12. Thank you, Mr. President and members of the Senate. I  
13. reluctantly rise to disagree with my distinguished friend on  
14. the other side and concur with the comments of the sponsor.  
15. There are many small water systems which have been adequately  
16. and safely supplying the needs of a limited number of people  
17. for years and years and years. Not only that, but the cost  
18. to install and maintain a chlorination system which the  
19. people do not want would be an excessive burden, in some  
20. instances it would perhaps require that the system be shut  
21. down and the people left without water. I can't believe that  
22. that would be the objective of this Body. In those instances  
23. where people are satisfied with their water supply, there  
24. has been no health problem and no one can establish that  
25. there is a health problem, then I think it's presumptuous  
26. and dictatorial on our part to demand that expensive chlorination  
27. procedures be installed. As it...is presently incorporated in  
28. the bill, there is still an excessive burden requiring a sampling  
29. of water, three times a week. I think that is a major concession  
30. and of course the bill provides that if there is any indication  
31. of any impurity, then chlorination will be required. Three times  
32. a week is an unreal requirement, I would much prefer if it  
33. was three times a month. But I will be pleased to support the

1. bill in its present form and assure those who have any doubts  
2. that the provisions are in here to protect people, if any  
3. indication of pollution ever occurs.

4. PRESIDENT:

5. Further discussion? Senator Bloom.

6. SENATOR BLOOM:

7. Thank you, Mr. President and fellow Senators. I apologize  
8. for rising again but, you know, you read this Conference Committee  
9. Report, the bill was sold to us as preventing those smaller  
10. communities from having to make the capital expenditure for  
11. a chlorination system. Can you hear me Senator Donnewald?  
12. Could I have some order, please.

13. PRESIDENT:

14. Yes, you may. Will the Senate please be in order. The members  
15. please be in their seats. Will the Pages try to work as quietly  
16. as possible.

17. SENATOR BLOOM:

18. The bill was sold to us when it went out of the Senate  
19. as reducing or alleviating the capital expenditure burden on  
20. small communities for a chlorination system, say they don't have  
21. to have it. Now, the Conference Committee Report mandates a  
22. stand-by chlorination system. I...fail to see how we're going  
23. to be helping the smaller communities with this Conference  
24. Committee Report. That was my small point, I apologize for  
25. speaking so much.

26. PRESIDENT:

27. Further discussion? Was that a question? I didn't know,  
28. it was not a question. Senator Martin.

29. SENATOR MARTIN:

30. Well...I think this will end up a question in that  
31. same area. Senator Gitz and I are both familiar with the  
32. areas that definitely need help. Your bill requires municipalities  
33. to put in a stand-by system obviously if there are water safety

1. problems, but exempts subdivisions. I guess my question is...  
2. first of all if you have to put in the stand-by system and  
3. you ever have to put it into effect, it would destroy the system  
4. in my area that I'd be trying to help. But additionally, if  
5. it's a good idea for a stand-by system, if you accept that  
6. that should be there...and yet you exempt certain units from  
7. having it and not others, I mean either it's a good idea to  
8. have a stand-by system which perhaps is questionable, but  
9. in your bill some people have to have stand-by systems and  
10. some do not. So I'm getting lost in the verbiage of the  
11. bill, I think. Now, what was the intent of that Conference  
12. Committee to include some, to exclude some, was it the only  
13. way a compromise could be achieved and logically, does it  
14. make any sense?

15. PRESIDENT:

16. Senator Gitz.

17. SENATOR GITZ:

18. Thank you. Senator Martin, this bill is the result of  
19. compromise. It was not only sold on the basis of...of economics.  
20. Basically, what was at issue here before was the fact that many  
21. municipalities that have completely safe water supplies have  
22. been under continuing pressure by the Environmental Protection  
23. Agency to install mandatory systems, and there are only twelve  
24. states in the country that require it. Now, to get to the heart  
25. of your matter, chlorine itself, and I have a number of documents  
26. right here that I intend to quote in closing remarks, is a  
27. proven agent towards cancer. It is not a good thing to have.  
28. It is not a supposition, it's a fact, there is a consultant's  
29. report right here that was for the Pollution Control Board.  
30. Now, the reason that you use it when you're dealing with the  
31. Illinois River or where you're dealing with that, is that that  
32. is a health hazard and probably you're better off to chlorinate.  
33. The issue here is whether you should require chlorination in



1. a situation where you do have other measures and you do have  
2. a proven record of...health and safety. Now, the reason for  
3. taking the population level down, is that in the larger municipalities  
4. there is a greater danger of...of contamination just from the  
5. distribution system itself. Moreover the larger municipalities  
6. are not the ones that usually use an underground water supply.  
7. So this was felt to be legislation that everyone could agree on  
8. and which would meet some of the heart of the measures that  
9. people that do not wish, whether the economics are involved  
10. or not, to add that substance to the water supply.

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End of Reel

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1. SENATOR MARTIN:

2. Thank you for your answer. I just want to be sure the  
3. record shows that no matter what my vote, I am not necessarily  
4. going to accept evidence, even quoted in the finishing state-  
5. ment that chlorine is a carcinogen and should be ended from all  
6. water systems. I'd just like to make that clear.

7. PRESIDENT:

8. Any further discussion? Further discussion? Senator  
9. Donnewald.

10. SENATOR DONNEWALD:

11. Well, I'm sorry to speak the second time, but I want to  
12. make one point very clear. In this particular bill, they want  
13. to use chlorine in case something goes wrong with the water,  
14. but yet, in the initial statement, they say it's bad. Well, that's  
15. wrong. Now, let me...let me allude to one other thing geologically;  
16. do you realize, members of this Body, that in a matter of minutes  
17. a water reservoir can be contaminated by a vertical fracture to  
18. that sand; and if that happens, that water is contaminated to the  
19. users of that thing; all over that little municipality,  
20. immediately, and it...it's caught in three days or four days is  
21. too late, and that's my point. Thank you.

22. PRESIDENT:

23. Senator Gitz may close.

24. SENATOR GITZ:

25. Thank you, Mr. President and members of the Senate. Since  
26. it has become of issue of whether, in fact, there is a health  
27. hazard, let me quote from the Federal...Register, of Thursday,  
28. November 29th, 1979. Quote: "Chlorination of water is primarily  
29. responsible for the relatively high levels of Trichloromethanes  
30. in drinking water. Since a risk to the public exists, exposure  
31. of THM's the other chlorination by-products in drinking water...  
32. the potential for that risk should be reduced as much as techno-  
33. logically and economically feasible." I find it interesting,

1. also, that in the consultant's report to the Pollution Control  
2. Board it was stated, quote "it should be made quite clear that  
3. chlorination alone will not guarantee the integrity of a  
4. water supply system. This applies to both supplies which are  
5. currently chlorinating and those supplies where the historically  
6. pure water source, they do not chlorinate." Quote, "a compre-  
7. hensive, though not exhaustive review of the literature has  
8. demonstrated that any specific instance, where a disease outbreak  
9. has resulted from a public water supply, ceasing chlorination,  
10. is a policy decision. That the literature has not demonstrated it."  
11. Quote. Finally, I would commend to your attention, from the  
12. same report, the very treatment process that was...so successfully  
13. protected the consumer against typhoid, cholera, dysentery by  
14. killing off water-born bacteria is now being implicated as a  
15. possible factor in a number of serious human illnesses, including  
16. heart disease and cancer. Now, my point in closing arguments is,  
17. twenty states, and only twenty states in this country, required  
18. an...mandatory basis, there are four other processes. There are  
19. twenty states that have no such requirement at all. The 1962  
20. Federal Drinking Water Act only requires a level of disinfection;  
21. it requires safe water. It does not require the methodology.  
22. There are seventy-one instances, right now, of non-compliance.  
23. If the very factors that Senator Donnewald was alluding to were  
24. in operation, and we have observed today, many serious problems  
25. throughout the State, and the facts of the matter do not support  
26. it in Illinois. They have not supported it in any other states  
27. that do not comply with this legislation. I think we have arrived  
28. at a reasonable compromise in this legislation. I believe that  
29. this is legislation that the Governor himself, should have the  
30. opportunity to rule upon.

31. PRESIDENT:

32. The question is shall the Senate adopt the Conference  
33. Committee Report on Senate Bill 1404. Those in favor will vote Aye.

SB 1412  
U.S. House  
6-25-80

1. Those opposed will vote Nay. The voting is open. Have all  
2. voted who wish? Have all voted who wish? Have all voted  
3. who wish? Take the record. On that question, the Ayes are  
4. 14, the Nays are 34, none Voting Present. The Senate does  
5. not adopt the first Conference Committee Report on Senate Bill  
6. 1404, and the Secretary will so inform the House. Senator  
7. Gitz, do you request the appointment of a second Conference  
8. Committee? Senator Gitz does so request, and the Secretary will  
9. so inform the House. All right. I think we have the confusion  
10. alleviated. We'll go...with leave of the Body, we'll go to  
11. Supplemental No. 2, Conference Committee Report on Senate Bill  
12. 1812. Senator Geo-Karis.

13. SENATOR GEO-KARIS:

14. Mr. President and Ladies and Gentlemen of the Senate, Senate  
15. Bill 1812 remains in tact, except for one change. I call your  
16. attention to the last paragraph on the bill from eight...lines  
17. eight to seventeen, were deleted and the following was placed in  
18. it. If the Senate Bill 1812...is therefore amended on page  
19. four, by deleting lines eight through seventeen, and the following  
20. is inserted: Quote: "The local school districts shall receive  
21. one hundred percent reimbursement by the State of Illinois  
22. for all additional transportation costs incurred as a result of  
23. this Amendatory Act of 1980. In the first school year, or part  
24. of the school year, to which this Amendatory Act applies, such  
25. reimbursements shall be paid by the State Board of Education, on  
26. the current basis in two, approximately equal, installments."  
27. And then, it describes the installments. Further down, "the  
28. State Board of Education shall advise each school district, not  
29. later than April 15th of the maximum amount to be available  
30. for the second installment reimbursement for that district, and  
31. if such amount is less than the hundred percent reimbursement  
32. required...amount required for such transportation costs, the  
33. district may reduce or terminate such service as required

1. to avoid having costs exceeding the funds available for re-  
2. imbursement" Section Two, this Amendatory Act takes effect  
3. January 2, 1981, which puts it in the State Mandates. We've  
4. had a lot of discussion on Senate Bill 1812, and I ask for a  
5. favorable vote. I think it's a good bill, it concerns the  
6. safety of the children, it concerns the taxpayers who send  
7. their children to the non-public schools and pay taxes to the  
8. public schools, and I ask for favorable support.

9. PRESIDENT:

10. Any discussion? Senator Maitland.

11. SENATOR MAITLAND:

12. Thank you, Mr. President and Ladies and Gentlemen of the  
13. Senate. Question of the sponsor.

14. PRESIDENT:

15. Indicates she will yield. Senator Maitland.

16. SENATOR MAITLAND:

17. Senator Geo-Karis, do you know what really is considered  
18. in...in the additional cost, when they determine the cost of  
19. the extra transportation? What would we be considering here?

20. PRESIDENT:

21. Senator Geo-Karis.

22. SENATOR GEO-KARIS:

23. Senator Maitland, if you'll recall, when my bill went out  
24. of here, it was for transportation up to five miles to an adjoin-  
25. ing district. At that time, I estimated about three million  
26. dollars. I can't imagine that it would be much more, at the  
27. most, the total bill; and I have to do it, frankly, by rule of  
28. thumb. I don't believe it's more than a total of five million.

29. PRESIDENT:

30. Senator Maitland.

31. SENATOR MAITLAND:

32. Well, that doesn't exactly address my question. Within  
33. the district, what is considered as contributing to the cost of

1. the extra bussing? What items are considered?  
2. PRESIDENT:  
3. Senator Geo-Karis.  
4. SENATOR GEO-KARIS:  
5. I don't quite understand your question.  
6. PRESIDENT:  
7. Senator Maitland.  
8. SENATOR MAITLAND:  
9. For example, if we take on new...if the district has to  
10. put on new school buses, are those considered legitimate expenses?  
11. PRESIDENT:  
12. Senator Geo-Karis.  
~~13. SENATOR GEO-KARIS:~~  
14. All I can tell you is that the bill, as amended in the  
15. revised Conference Report, is that the local school district shall  
16. receive one hundred percent reimbursement, by the State of  
17. Illinois, for all additional transportation costs, incurred as  
18. a result of this Amendatory Act of 1980. I presume if that's  
19. necessary, it probably is covered. I...I am sure that the  
20. Board of Education...the State Board of Education will make rules  
21. about that to be equitable to all. That's as far as I can tell  
22. you, Sir.  
23. PRESIDENT:  
24. Senator Maitland.  
25. SENATOR MAITLAND:  
26. Well, the fact of the matter is, it...it...it...all capital  
27. expenditures will be considered, new school buses, all of those  
28. expenses will be incurred. Now, further question, could you  
29. indicate to me where the money is coming from, the additional  
30. expenses?  
31. PRESIDENT:  
32. Senator Geo-Karis.  
33. SENATOR GEO-KARIS:

1. From the State of Illinois.

2. PRESIDENT:

3. Senator Maitland.

4. SENATOR MAITLAND:

5. Are there appropriated funds?

6. PRESIDENT:

7. Senator Geo-Karis.

8. SENATOR GEO-KARIS:

9. Not as yet, but appropriation bills, it is my understanding,

10. can be filed at any time.

11. PRESIDENT:

12. Senator Maitland.

13. SENATOR MAITLAND:

14. Well, let me point out to the Body. We've got a serious,

15. serious problem here. We do say in the bill, that we will fund

16. it one hundred percent, but the fact of the matter is, these funds

17. are going to come out of the line item for Transportation Funding...

18. the formula funding; a fund that we never are able to fund

19. fully at one hundred percent. We're not doing it, and...and

20. with this in place, we're not about to be able to do it. This

21. thing can be ongoing for years, at the expense of the formula.

22. Now, every one of your school districts, every one of you without

23. exception have had your local superintendents, your local boards

24. of education telling you that we're doing a lousy job of funding

25. that formula, and we are. And, this is going to make it even

26. worse. I think a sincere attempt has been made here, Senator

27. Geo-Karis, to make this bill more palatable; but in fact, it has

28. not. And we're going to fund this at the expense of the formula,

29. and I rise in strong opposition to the bill.

30. PRESIDENT:

31. Further discussion? Senator Collins.

32. SENATOR COLLINS:

33. Question of the sponsor...Senator..Karis, I need a little

1. clarification here. Now, you specifically talk about the  
2. first year's payment and you set out how those payments are  
3. to be made. Then, I'm assuming, you're talking about, when  
4. you say the final payment by June 30th and when you move down  
5. to line thirty, you're talking about April for the succeeding  
6. year, April 15th. At that time, the State Board would notify  
7. the districts as to how much money they would see...would be  
8. receiving or could expect to receive for transportation?

9. PRESIDENT:

10. Senator Geo-Karis.

11. SENATOR GEO-KARIS:

12. According to the...the revised Conference Report, the State  
13. Board of Education shall advise each school district, not later  
14. than April 15th, Senator Collins, of the maximum amount to be  
15. available for the second installment of reimbursement for that  
16. district. And, further, if such amount is less than the hundred  
17. percent reimbursement amount required for such transportation  
18. costs, the district may reduce or terminate such service, as  
19. required, to avoid having costs exceeding the funds available  
20. for reimbursement. It's right in the Conference amendment.

21. PRESIDENT:

22. Further discussion? Senator Davidson.

23. SENATOR DAVIDSON:

24. I just rise in support of this. This has had all the  
25. debate when we sent it out of here; it's back with only one  
26. other correction that...that will be. People will be notified,  
27. and if on April 15th, there's not enough money in there, they  
28. can discontinue it. I urge an Aye vote.

29. PRESIDENT:

30. Further discussion? Senator Wooten.

31. SENATOR WOOTEN:

32. Thank you, Mr. President. I rise, of course, in opposition  
33. to this bill, and I...listening to Senator Geo-Karis and others,



1. it's obvious no one really knows, or much cares, what's in  
2. this bill. The important thing is to get the principle  
3. established in law and then tinker with it later on. I have  
4. no argument with some kind of funding for transportation for  
5. all students, public and private; but this is absolutely the  
6. wrong way to do it, to lay it on the local public school districts; it's  
7. the worst possible way that you can think of to administer the  
8. bill. You're going to have to force the Illinois Office of  
9. Education into requiring that public schools keep the...pardon  
10. me, the private schools keep the same kind of schedule as public  
11. schools, or the bill simply can't be administered, without a  
12. horrendous cost factor. There's another thing in here, Chicago  
13. is exempted; and Chicago is probably going to vote solidly for  
14. this bill, and I certainly don't blame you...you people. You're  
15. going to put us at a real disadvantage when it comes to competing  
16. for State dollars for public education. No question about it,  
17. we'll go into that competition every year now, one down; because  
18. you are definitely up on us in this category. We have to bear a  
19. load that you don't...that you are not saddled with. It's just...  
20. you know, we talk about the safety of students, that is a joke.  
21. It is a power play, pure and simple, and I certainly oppose it.

22. PRESIDENT:

23. Further discussion? Senator Newhouse.

24. SENATOR NEWHOUSE:

25. Thank you, Mr. President. I hadn't intended to speak on this  
26. bill. As a matter of fact, I almost made sort of a commitment to  
27. Senator Geo-Karis, but I feel I must. Something just happened at  
28. my desk that demanded that I do. The fact is that I have always  
29. voted against the use of public money for private purposes, and I  
30. will do so on this bill. I was just informed that there is some  
31. kind of a plot or another that...of the blacks against this bill.  
32. That's a bunch of bull. I made the decision on my own; it's always  
33. been my decision. Whoever wants to do what they want to do, go

1. ahead and do it, but don't use that excuse. I oppose this bill...

2. I'm sorry, Adeline.

3. PRESIDENT:

4. Further...further discussion? Senator Bruce.

5. SENATOR BRUCE:

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

7. hope that no one has read this amendment and thinks that the

8. State of Illinois is going to reimburse any school district in

9. the State one hundred percent. Senator Maitland, you walked all

10. the way around the issue, and that is, Senator Davidson got up

11. and said, gee whiz, don't worry it about it, guys, because on

12. April the 15th they're going to evaluate and if you don't have

13. enough money to pay for this, you can stop. Well, I don't know

14. when you start your school districts, Senator, but by the time

15. we get the notice in May, the school year is over; and you have,

16. in fact...if you don't put a dime in this bill, not the first

17. lousy, red, stinking dime in this bill, the East Richland

18. Community Unit School District will pick up one hundred percent

19. of the cost and the State picks up not one damn dime. Now, on

20. April the 15th, they'll send a letter to my little school district

21. and say, hey, by the way, we forgot to put the money in there;

22. and although it said a hundred percent, our evaluation from I.O.E.

23. says there ain't enough money. And, so, if you want to dis-

24. continue on the 1st of May, and you got until May the 28th

25. to finish school, you have to finish; and Senator Davidson, if you

26. want to dispute that, please do so, because the way your amendment

27. is written, that's exactly what it says; one hundred percent

28. reimbursement as of April the 15th, and they must provide the

29. service, and on April the 15th, if you haven't put a dime in here,

30. you send them a little letter and you say, hey, we didn't put

31. the money in, if you want to discontinue the service, you can.

32. Now, let me tell you something else you did, which makes this

33. completely inoperative, and I know you've got a lot of whiz-bang

1. guys drafting this, but...from time to time, my old English  
2. teaching comes back to me, and on line twenty-three, the word  
3. "such" should say "such total," because the amendment says, if  
4. that such, and that means one-half, is not one hundred percent  
5. reimbursement, they don't have to. Senator Geo-Karis, read  
6. through it with me, would you, please. "The second installment  
7. for reimbursement, for that district, and if such total...such  
8. amount is less than one hundred percent," and a half has  
9. got to be less than totalling one hundred percent. And that  
10. should say such total amount. And, so, you're already playing  
11. games with this; I don't know whether it's intentional or un-  
12. intentional, but the second half of the installment is going  
13. to be less than a hundred percent, and...and you're going to  
14. pro rate. Senator, you know, maybe we can argue about all...this  
15. bill, but this bill says that up to five miles outside of every  
16. district in the State of Illinois you have to transport them,  
17. and the hundred percent reimbursement is all bologna, unless the  
18. money is there. Senator Maitland, I think, caught it; I caught  
19. it; a lot of us catch it, that the hundred percent is put there  
20. to fool us. Well, it doesn't fool a lot of us. Thank you.

21. PRESIDENT:

22. Further discussion? Senator Egan.

23. SENATOR EGAN:

24. Yes, thank you, Mr. President and members of the Senate.  
25. Let me just remind you, Senator Newhouse, who you have stood on  
26. the Floor and said that you were against the use of private...  
27. of public money for private use; that this money comes from  
28. those people who use the private facility, don't forget that.  
29. Don't bite the hand that feeds you.

30. PRESIDENT:

31. Further discussion? Senator Lemke.

32. SENATOR LEMKE:

33. I move the previous question.

1. PRESIDENT:

2. Well, that request should be in order, particularly given  
3. the hour. Any member who feels strongly that they have to speak  
4. at this hour? If not, the question is shall the Senate adopt  
5. the Conference Committee Report on Senate Bill 1812. 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. Have all voted who wish? Take the record. On that question,  
9. the Ayes are 35, the Nays are 20, none Voting Present. The  
10. Senate does adopt the Conference Committee Report on Senate  
11. Bill 1812, and the bill, having received the required constitutional  
12. majority, is declared passed. Supplemental No. 4, 3034, Senator  
13. Nimrod. 3208, Senator Berning. Supplemental No. 5, 524, Senator  
14. D'Arco. 821, Senator Hall. 2823, Senator Berning. 3046, Senator  
15. Regner. On the Order of House Supplemental 5, there is a  
16. Conference Committee Report on House Bill 2823, Senator Berning.  
17. SENATOR BERNING:

18. Thank you, Mr. President and members of the Senate. I move  
19. to adopt the first Conference Committee Report. It simply pro-  
20. vides for the nonconcurrence in Senate Amendment No. 6, which was  
21. the one percent additional Inheritance Tax for the counties. The  
22. Conference Committee Report and Conference Committee agrees that  
23. this amendment should be withdrawn, so I, therefore, move for  
24. concurrence.

25. PRESIDENT:

26. The question is shall the Senate adopt the Conference  
27. Committee Report on House Bill 2823. Those in favor will vote  
28. Aye. Those opposed will vote Nay. The voting is open. Have  
29. all voted who wish? Have all voted who wish? Take the record.  
30. On that question, the Ayes are 53, the Nays are none, none  
31. Voting Present. The Senate does adopt the Conference Committee  
32. Report on House Bill 2823, and the bill, having received the  
33. required constitutional majority, is declared passed. Senator...

1. yes, Senator Hall.

2. SENATOR HALL:

3. I'm sorry, I didn't catch it when you came to 821. I'm  
4. ready to go whenever you do...

5. PRESIDENT:

6. All right. Supplemental No. 5, House Conference Committee  
7. Report on House Bill 821, Senator Hall.

8. SENATOR HALL:

9. Thank you, Mr. President and Ladies and Gentlemen of the  
10. Senate. This is the First Conference Committee Report on House  
11. Bill 821. It's the Industrial Development Authority, and the  
12. House concurs in Senate Amendment 1 and 2 and then, they in-  
13. corporated Senate Amendment 3, which was introduced by Senator  
14. Rupp, with the correction and modification which was ironed out  
15. between the Governor's staff and the Democratic staff. And, A,  
16. it retains the limitation of labor of surplus errors, originally  
17. in the Act; that is a 4.5 unemployment as certified by the  
18. Department of Commerce and Community Affairs. It restricted...it  
19. took out of the bill the section that has been deleted in  
20. Conference Committee and so it left back in it, limits to the  
21. funding of commercial facilities of one-third of the total  
22. bonds and notes authorized. The note...the Authority will still be able  
23. to fund projects in all but six counties; the important element  
24. of the legislation, they will have the ability to fund commercial  
25. facilities and to streamline this Act, which will allow the  
26. Authority to function as it was intended. And, I will defer to  
27. Senator Moore, if he's ready to speak at this time.

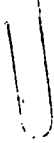
28. PRESIDENT:

29. Senator Moore.

30. SENATOR MOORE:

31. Thank you, Mr. President and members of the Senate. I had  
32. violent opposition to various parts of this bill when it was  
33. up the first time. Through the Conference Committee process, we

AB 3535  
6-20-30  
Conf. Com. Report



1. have removed the objections that I have. I want to emphasize,  
2. this is not a Wyvetter Younge bill, for the members on both  
3. sides of the aisle, but this is a bill that strengthens and  
4. will make more effective the Illinois Industrial Development  
5. Authority, and I would concur with Senator Hall to concur in  
6. Conference Committee Report No. 1 to House Bill 821.

7. PRESIDENT:

8. Further discussion? Senator Rupp.

9. SENATOR RUPP:

10. Thank you, Mr. President. I am pleased to hear that  
11. Senator Moore has indicated this is not a Wyvetter Younge  
12. bill. I would like to hear the same thing from her, and  
13. also from Senator Hall, if I might...just Senator Hall, particularly.

14. PRESIDENT:

15. Senator Hall. All right. Any further discussion? If not,  
16. the question is shall the Senate adopt the Conference Committee  
17. Report on House Bill 821. Those in favor will vote Aye. Those  
18. opposed will vote Nay. The voting is open. Have all voted who  
19. wish? Have all voted who wish? Take the record. On that question,  
20. the Ayes are 42, the Nays are 8, 2 Voting Present. The Senate does  
21. adopt the Conference Committee Report on House Bill 821, and the  
22. bill, having received the required constitutional majority, is  
23. declared passed. Senator Merlo, for what purpose do you arise?

24. SENATOR MERLO:

25. Mr. President, to respectfully ask leave of the Senate to  
26. go to the Order of...Supplementary Calendar...John, would you  
27. leave me alone, please, John...Number 6, to consider House Bill  
28. 3535.

29. PRESIDENT:

30. You have heard the request. Is leave granted? Leave is  
31. granted. On the Order of Supplemental No. 6, is House Bill 3535,  
32. Conference Committee Report, Senator Merlo.

33. SENATOR MERLO:

1. Thank you, Mr. President and members of the Senate.  
2. The First Conference Committee Report on House Bill 3535  
3. deletes everything after the enacting clause and provides  
4. many excellent provisions for many segments of the General  
5. Assembly and the Governor as well. It removes the Governor  
6. from the State Employee's Retirement System and provides for  
7. his participation in the General Assembly Retirement System  
8. on the basis, as the other Statewide elected officers. It  
9. provides credit service...service credit, up to eight years  
10. in the General Assembly. Credit for such service may be established  
11. by the normal payment of the employer's portion, the State's  
12. portion and the interest. It increases the maximum allowed  
13. annuity that a member in the General Assembly Retirement System  
14. may receive from eighty percent to eighty-five percent. It makes  
15. provision for a House of Representative and a State Chamber,  
16. permitting a Caucus Chairman to be part of a leadership. All of  
17. these changes will not cost the State a single penny. Any one  
18. diverting service credit will have to pay their share, the  
19. employer's share plus interest. I think it's an excellent piece  
20. of legislation and I ask that we concur in the First Conference  
21. Committee Report. I might say this, that every member of the  
22. Conference Committee signed this report. I ask your favorable  
23. consideration.

24. PRESIDENT:

25. Any discussion? Senator Rhoads.

26. SENATOR RHOADS:

27. Thank you, Mr. President. A question of Senator Merlo.

28. PRESIDENT:

29. Indicates he will yield, Senator Rhoads.

30. SENATOR RHOADS:

31. Senator, can you identify, for us, which portions of this  
32. Conference Committee have never at any time been in any bill  
33. before either House in the General Assembly this year? I believe

1. there are such provisions. For example, the provision dealing  
2. with the Governor buying in; that has come before us before in  
3. a Conference Committee a year ago, two years ago and three years  
4. ago. So, could you...could you point out to us which provisions  
5. are in this report that have never been in a bill before the...  
6. before us this year?

7. PRESIDENT:

8. Senator Merlo.

9. SENATOR MERLO:

10. The information that I have, Senator Rhoads, that, yes,  
11. many of these issues have been considered by the General Assembly.  
12. And at that time, I think, Governor Walker vetoed them. And,  
13. for instance, the one reverting to the Governor, that was one of  
14. the provisions that I recall. Well, the increase in the maximum  
15. allowed annuity that a member of the General Assembly Retirement  
16. System may receive from eighty-five percent to eighty-five. I  
17. don't...I don't recall that being considered, and that is new.  
18. It makes provision for a House of Representative and a member of  
19. the Senate Internal Rules permitting a Caucus Chairman to be  
20. part of leadership. This is new. Credit for Contractual Services  
21. that may be established in the General Assembly Retirement System  
22. by a member by paying into the system within six months after  
23. the effective date of this Act. I believe that's new.

24. PRESIDENT:

25. Senator Rhoads.

26. SENATOR RHOADS:

27. Well, new in what sense? New in the sense that they have  
28. never come before either Pension Committee in either House, this  
29. year? Now, for example, you mentioned the portion that was  
30. vetoed by Governor Walker; that has been around even since I have  
31. been in the General Assembly, the last three years, I believe in  
32. 1978 and again in 1979. The same thing, Senator Merlo, we had a  
33. Conference Committee at the last point with many of these provisions



1. in it, which had not been before the Pension Committee of...of  
2. either House. Now...and I think you have done a good job of  
3. identifying those things, but I think it's...it's fair to point  
4. out to the membership that there are some brand new proposals  
5. in here, which have not been before the General...before the  
6. Senate before, is that correct?

7. PRESIDENT:

8. Further discussion? Senator Merlo.

9. SENATOR MERLO:

10. Well, Senator Rhoads, all I can tell you, yes. These are  
11. new, they're newly drafted, they are provisions, perhaps, that  
12. were not considered. I may be wrong, however, I want to impress  
13. on you that this will not cost one dime to the State of Illinois,  
14. and I can't see any harm in the adoption of it.

15. PRESIDENT:

16. Further discussion? Senator Sommer.

17. SENATOR SOMMER:

18. Mr. President and members, it seems to me by quickly reading  
19. this, that this...this piece of legislation does, in fact, raise  
20. legislative pensions. You remember what happened when the  
21. General Assembly raised the pay; you can ask the members of the  
22. House what happened to them. Right now, they're...they're very  
23. concerned about their jobs over there, and perhaps, rightfully  
24. so. I think this sort of thing in the last minute, invites  
25. retaliation by the public and perhaps, the public is right. We  
26. benefit ourselves at the very last minute; we shouldn't be doing  
27. it. If we think this is necessary, perhaps, you should have  
28. study hearings, and what not; we should not raise our own pensions  
29. in the last hours or the last ten minutes of the General Assembly.  
30. It's wrong, and I oppose it.

31. PRESIDENT:

32. Further discussion? Senator DeAngelis. Further discussion?  
33. Senator Merlo may close.

1. SENATOR MERLO:

2. I would like to answer Senator Sommers' remarks there,  
3. by telling him, Senator Sommers, that we are going to pay for  
4. this. We are going to increase our contribution by one percent,  
5. which will take care of that additional increase from eighty to  
6. eighty-five percent. This puts us in the same status as the  
7. judges, and to me, it just seems wrong not to have this in  
8. effect, and I...I...I would appreciate your roll call.

9. PRESIDENT:

10. The question is shall the Senate adopt the Conference  
11. Committee Report on House Bill 3535. Those in favor will vote  
12. Aye. Those opposed will vote Nay. The voting is open. Have  
13. all voted who wish? Have all voted who wish? Have all voted  
14. who wish? Take the record. On that question, the Ayes are 32,  
15. the Nays are 21, none Voting Present. House Bill 3535, having  
16. received the required constitutional majority is declared passed.  
17. Senator Lemke, for what purpose do you arise?

18. SENATOR LEMKE:

19. Can we go to...can I have leave to go to Supplemental...  
20. No. 6 to consider 15...Senate Bill 154...4 and 1545?

21. PRESIDENT:

22. You've heard the...Senator Vadalabene.

23. SENATOR VADALABENE:

24. Yes, I requested to go Supplement..No. 5 on 3019, also.

25. PRESIDENT:

26. That is...that is correct. All right. We can go right down  
27. the line here. That...Senator DeAngelis.

28. SENATOR DeANGELIS:

29. Mr. President, someone pushed my switch on the first order  
30. of business while I was downstairs on 3160. I would like to be  
31. shown as a No rather than a Yes on that bill.

32. PRESIDENT:

33. All right. Senator DeAngelis wishes the transcript to

1. reflect a negative vote on the Conference Committee Report on  
2. 3160. So noted. Supplemental No. 5. On the Order of House  
3. Bills Conference Committee Reports, House Bill 3019, Senator  
4. Vadalabene.

5. SENATOR VADALABENE:

6. Yes, thank you, Mr. President and members of the Senate.  
7. I would like to have all of your attention on this second Con-  
8. ference Committee Report, for it could well be called "going  
9. out of business report." This is the final budget for the  
10. St. Louis Metropolitan Airport Authority to clean up their  
11. business and to close their store. We are asking for twenty-two  
12. thousand dollars so that anything that is incumbered, any additional  
13. ~~costs in~~ closing out their offices and expenses of the salary  
14. and the director, which would probably be about a month or a  
15. month and a half; I have the conferees, the...the...the Big  
16. Four have agreed to this second Conference Committee Report, and  
17. this will probably be the last time you will see me handling the  
18. budget for the St. Louis Metropolitan Airport Authority and I  
19. would like to see 54 or 55 votes up there. This should make you  
20. all very, very happy.

21. PRESIDENT:

22. Further discussion? Senator Sommer.

23. SENATOR SOMMER:

24. Mr. President and members, this small amount of money has  
25. been agreed upon to...to wipe out the deficits that the Airport  
26. Authority may have in certain small items, and we won't be back  
27. here when they run out of money; so, they are definitely out of  
28. business with this.

29. PRESIDENT:

30. The question is shall the Senate adopt the Conference  
31. Committee Report on House Bill 3019. Those in favor will vote  
32. Aye. Those opposed will vote Nay. The voting is open. Have  
33. all voted who wish? Have all voted who wish? Take the record.

1. On that question, the Ayes are 47, the Nays are 5, none Voting  
2. Present. The Senate does adopt the Conference Committee Report  
3. on House Bill 3019, and the bill, having received the required  
4. constitutional majority, is declared passed. Senator Lemke seeks  
5. leave of the Body to go to Supplemental No. 6 for 1544 and 5.  
6. Is leave granted? On the Order of Supplemental No. 6, Conference  
7. Committee Report on Senate Bill 1544, Senator Lemke.

8. SENATOR LEMKE:

9. I move to adopt Conference Committee No. 1 on Senate Bill  
10. 1544. What this bill does is tighten up the language to make  
11. sure that the employer is excluded from any liability under...on  
12. the ride sharing arrangements.

13. PRESIDENT:

14. Any discussion? Senator Nimrod.

15. SENATOR NIMROD:

16. Thank you, Mr. President. Senator Lemke is correct. We have  
17. reviewed this piece of legislation and it does strictly apply to  
18. ride sharing and it does provide the kind of limitations and  
19. protection that employers need in order to make sure they will not  
20. be liable. I would urge a Aye vote.

21. PRESIDENT:

22. The question is shall the Senate adopt the Conference  
23. Committee Report on Senate Bill 1544. Those in favor will vote  
24. Aye. Those opposed will vote Nay. The voting is open. Have all  
25. voted who wish? Have all voted who wish? Have all voted who  
26. wish? Take the record. On that question, the Ayes are 54, the  
27. Nays are none, none Voting Present. The Senate does adopt the  
28. Conference Committee Report on Senate Bill 1544, and the bill,  
29. having received the required constitutional majority is declared  
30. passed. On the Order of Supplemental No. 6, Conference Committee  
31. Report with respect to Senate Bill 1545, Senator Lemke.

32. SENATOR LEMKE:

33. I move the...adopt Senate Bill 1545, Conference Committee No. 1.

1. This is a new concept. What it is, is we have a problem where  
2. dealers are going out of business and they're not setting up  
3. reserves, and what this does is any licensed vehicle dealer  
4. that offers or provides or sells extended warranties or service  
5. contracts, other than those of the vehicle manufacturer, shall  
6. retain adequate reserves or insurance for the protection of the  
7. purchasing consumer. The Secretary of State shall provide,  
8. by rule and regulation for the implementation of this requirement.  
9. I think this is a good bill and I ask for its adoption.

10. PRESIDENT:

11. Senator Nimrod.

12. SENATOR NIMROD:

13. Thank you, Mr. President. I have no quarrel with the bill,  
14. but I think it ought to be explained to the Body that this, in  
15. fact, is a different bill than what was originally on there;  
16. and we did strike everything after the enacting clause, and...  
17. the bill was going to die, and we were asked if...if the bill  
18. could be used for a different purpose; and I think that...you  
19. ought to be aware that it's not in line with what it was before.  
20. It is an entirely new bill. I have no quarrels with the merits  
21. of the bill, but certainly it is a strange way to get a bill into  
22. the process; and, however, there is a time limit on this, and  
23. that there are dealers who are going out of business and this,  
24. in fact, is a consumer bill. What it does say is that the  
25. individual dealer, if he's going to offer a package to the  
26. consumer, then he should, at least, put back a reserve or have  
27. an insurance policy to protect him in the case he goes bankrupt.

28. PRESIDENT:

29. Further discussion? Senator Grotberg.

30. SENATOR GROTEBERG:

31. Thank you, Mr. President. Briefly, as I read this, we are  
32. insisting that somebody who is going broke, and owes everybody  
33. have a reserve; and it's...it's self-contradictory from within.

1. I don't...understand it; I can understand what you're getting  
2. at, Senator, but to me, it violates every possible procedure.  
3. If I owe General Motors a million dollars, and I owe everybody  
4. else and I'm forced out of business, there's no possible way  
5. of getting reserves. The bank wouldn't even let me accumulate  
6. them if I could. I just don't understand it. Thank you.

7. PRESIDENT:

8. Further discussion? Senator Walsh.

9. SENATOR WALSH:

10. Mr. President and members of the Senate. You know, this  
11. may be a laudable idea; although, this is the first that I've  
12. ever heard of it, but one of the problems is in setting up the  
13. reserves, how much should it be; there are no guidelines, it  
14. just states the Secretary of State shall provide by rule and  
15. regulation, for the implementation of this requirement. I...I  
16. don't know that he's in that...in that position now, with regard  
17. to the operation of his office. I think it's setting up a  
18. whole new program; a bill that hasn't...hasn't been heard before  
19. committee, and it seems to me at this late hour, it probably should  
20. be deferred.

21. PRESIDENT:

22. Further discussion? Senator Bowers.

23. SENATOR BOWERS:

24. I have a parliamentary inquiry, Mr. President.

25. PRESIDENT:

26. State your inquiry.

27. SENATOR BOWERS:

28. I notice the...the Conference Committee strikes the title,  
29. strikes everything of the bill, and I'm just curious about the  
30. constitutional requirement that requires a bill to be read by  
31. title three times.

32. PRESIDENT:

33. The bewitching hour is upon us. Yes, Senator Bowers, the

1. Chair will rule that 1545, as introduced and read on three  
2. separate days by title, was an amendment to the Illinois Vehicle  
3. Code, which is the exact amendment and is...is there further  
4. discussion? The question is shall the Senate adopt the Conference  
5. Committee Report on Senate Bill 1545. Those in favor will vote  
6. Aye. Those opposed will vote Nay. The voting is open. Have  
7. all voted who wish? Have all voted who wish? Have all voted  
8. who wish? Take the record. On that question, the Ayes are 29,  
9. the Nays are 19, 2 Voting Present. The Senate does not adopt  
10. the Conference Committee Report on Senate Bill 1545 and the  
11. Secretary shall so inform the House. Senator Lemke, do you  
12. request a second Conference Committee? That request is in order  
13. and the Secretary will so inform the House.

14.

(End of reel)

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