

81ST GENERAL ASSEMBLY

REGULAR SESSION

NOVEMBER, 21, 1980

1. PRESIDENT:

2. The hour of nine having arrived, the Senate will please
3. come to order. Will the members please be at their desks. Will
4. our guests in the gallery please rise. Prayer this morning by
5. Reverend Eugene A. Frost, Cherry Hills Baptist Church, Springfield.

6. REVEREND EUGENE A. FROST:

7. (Prayer given by Reverend Frost)

8. PRESIDENT:

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

10. SENATOR JOHNS:

11. Mr. President, I move that reading and approval of the Journals
12. of November the 19th, and November the 20th, in the year 1980 be
13. postponed pending arrival of the printed Journals.

14. PRESIDENT:

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

18. SECRETARY:

19. Senate Resolution 704, offered by Senators Rock and Jerome
20. Joyce, and it's a death resolution.

21. PRESIDENT:

22. Consent Calendar. Resolutions.

23. SECRETARY:

24. Senate Resolution 705, offered by Senator Savickas and all
25. Senators, and it's congratulatory.

26. PRESIDENT:

27. Consent Calendar. With leave of the Body, if you'll turn
28. to page 3 on the Calendar on the Order of Secretary's Desk, Resolutions,
29. as a matter of fact on the top of page 4, Senate Resolution 654.
30. On the Order of Secretary's Desk, Resolutions, top of page 4 on the
31. Calendar, Senate Resolution 654. Senator Vadalabene.

32. SENATOR VADALABENE:

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

1. Resolution 654 is a resolution naming an overpass on Route 143
2. and 3 in the...in the Wood River vicinity after Phoebe Goldberg
3. Overpass. If there was ever anyone who could rightly be named
4. Mrs. Wood River it was Phoebe Goldberg who devoted practically her
5. entire life for civic duties and for thirty to forty years was
6. the pusher of the...or of the overpass at Wood River. She passed
7. away and never did see the day that this would become a reality
8. and I would...since there is no expenditure of funds, it would be
9. a great tribute to a great public servant in naming this overpass
10. the Phoebe Goldberg Overpass.

11. PRESIDENT:

12. Any discussion? Senator Vadalabene has moved the adoption of
13. Senate Resolution 654. Is there any discussion? If not, all in
14. favor signify by saying Aye. All opposed. The Ayes have it. The
15. resolution is adopted. Senator Knuppel, do you wish to pursue...
16. yes. Turn to the top of page 4...middle of page 4, Senate Joint
17. Resolution 131. Mr. Secretary. Senator Knuppel.

18. SENATOR KNUPPEL:

19. Senate Joint Resolution 131 is a bill to commemorate the
20. Havana Illinois River Bridge in the name of Scott W. Lucas Memorial
21. Bridge. Scott W. Lucas having lived in Havana, Illinois and having
22. been one of the great leaders from this State who served as Senate
23. Majority Leader for a time during Harry Truman's administration,
24. and as far as I know there's nothing named for him in the State
25. of Illinois, and I'd appreciate a favorable roll call.

26. PRESIDENT:

27. Any discussion? Senator Knuppel has moved the adoption of
28. Senate Joint Resolution 131. If there's no discussion, all in
29. favor signify by saying Aye. All opposed. The Ayes have it.
30. The resolution is adopted. On the Order of the Secretary's Desk
31. Resolutions, the middle of page 4 is Senate Joint Resolution 132,
32. Senator Knuppel.

33. SENATOR KNUPPEL:

1. Senate Joint Resolution 131 is to commemorate the Beardstown
2. Bridge on the Illinois River...

3. PRESIDENT:

4. 132.

5. SENATOR KNUPPEL:

6. 132, I'm sorry, in the name of William H. Dietrich. William
7. H. Dietrich was also a United States Senator from that city who
8. served in the United States Senate for a number of years and he's
9. probably the most distinguished Gentlemen to ever come from
10. that community. I would appreciate a favorable roll call.

11. PRESIDENT:

12. The question is the adoption of Senate Joint Resolution 132.
13. Any discussion? If not, all in favor signify by saying Aye. All
14. opposed. The Ayes have it. Senate Joint Resolution 132 is adopted.
15. If you'll turn to the top of page 2, Senate Bills on 3rd reading.
16. 2028, Senator Regner. 2029. 2030, Senator Grothberg. 2029?
17. All right, on the Order of Senate Bills 3rd reading, Senate Bill
18. 2029. Read the bill, Mr. Secretary.

19. SECRETARY:

20. Senate Bill 2029.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Regner.

25. SENATOR REGNER:

26. Yes, Mr. President, and members. This bill does three things
27. now after yesterday's amendment. The first and original part of the
28. bill, it amends the Department of Administrative Services Fiscal
29. Year '81 Appropriation Act to provide that the appropriation for
30. moving expenses in the director's office may be used for moving and
31. remodeling expenses. There's no dollar or fund change. Senator
32. Bruce put an amendment on which appropriates three hundred and
33. sixty-seven thousand dollars of common school funds to the State

1. Board of Education for apportionmentsto local school districts
2. in FY'81. There's still a substantive bill that would affect
3. this, if the subsyantive bill does not pass,this amendment will
4. be taken off in the House. And the second amendment that was
5. put on yesterday was by Senator Rock, and appropriates 1.9 million
6. dollars of Capital Development Funds to the Capital Development
7. Board for the State Board of Education for the purchase of the
8. Deaf-Blind Center at Glen Ellyn, and I'd ask for a favorable roll
9. call. The total fiscal impact is two million two hundred and sixty-
10. seven thousand dollars.

11. PRESIDENT:

12. Is there any discussion? Senator Mitchler.

13. SENATOR MITCHLER:

14. Just to ask the sponsor a question. I notice this...

15. PRESIDENT:

16. He indicates he will yield. Senator Mitchler.

17. SENATOR MITCHLER:

18. ...indicates there's moving here. Is this the Medley Mover's bill?

19. PRESIDENT:

20. Senator Regner.

21. SENATOR REGNER:

22. No, it's the Stratton Office Building movement.

23. PRESIDENT:

24. Further discussion? If not, the question is, shall Senate Bill
25. 2029 pass. Those in favor will vote Aye. Those opposed will vote
26. Nay. The voting is open. Have all voted who wish? Have all voted
27. who wish? Have all voted who wish? Take the record. On that question,
28. the Ayes are 49, the Nays are none, none Voting Present. Senate
29. Bill 2029, having received the required constitutional majority is
30. declared passed, and the bill having received the affirmative vote
31. of three-fifths of the members elected is effective immediately
32. upon its becoming a law. 2030, Senator Grotberg. Senator Grotberg
33. with us this morning? On the Order of Senate Bills 3rd reading, is

1. Senate Bill 2030. Read the bill, Mr. Secretary.

2. SECRETARY:

3. Senate Bill 2030.

4. (Secretary reads title of bill)

5. 3rd reading of the bill.

6. PRESIDENT:

7. Senator Grotberg.

8. SENATOR GROTEBERG:

9. Thank you, Mr. President, and fellow Senators. This is
10. the better Grotberg bill to allow...we have to appropriate to
11. allow the Department of Rehab Services to use the unclaimed race
12. track bets. And their original bill came in for a million four
13. I believe, we've reduced it to one million one hundred and twenty-
14. four thousand dollars, the estimated actual amount that they will
15. be getting. And I would ask for a favorable roll call.

16. PRESIDENT:

17. Is there any discussion? If not, the question is, shall
18. Senate Bill 2030...2030 pass. Those in favor will vote Aye. Those
19. opposed will vote Nay. The voting is open. Have all voted
20. who wish? Have all voted who wish? Have all voted who wish?
21. Take the record. On that question, the Ayes are 44, the Nays are
22. 1, none Voting Present. Senate Bill 2030, having received the
23. required constitutional majority is declared passed, and the
24. bill having received the affirmative vote of three-fifths of the
25. members elected is effective immediately upon its becoming a law.
26. Senator Moore, 2031. On the Order of Senate Bills 3rd reading,
27. top of page 2, is Senate Bill 2031...2031. Read the bill, Mr.
28. Secretary.

29. SECRETARY:

30. House Bill 2031.

31. (Secretary reads title of bill)

32. 3rd reading of the bill.

33. PRESIDENT:

1. Senator Moore.

2. SENATOR MOORE:

3. Thank you, Mr. President, and members of the Senate. This
4. is a transfer bill in the appropriation bill for the Illinois
5. Department of Public Aid. The bill transfers four million dollars
6. from the Cuban Refugee Line Item to the Indo-Chinese Refugee Line
7. Item. I would appreciate a favorable roll call.

8. PRESIDENT:

9. Is there any discussion? If not, the question is shall
10. Senate Bill 2031 pass. Those in favor will vote Aye. Those opposed
11. will vote Nay. The voting is open. Have all voted who wish? Have
12. all voted who wish? Take the record. On that question, the Ayes
13. are 45, the Nays are none, 1 Voting Present. Senate Bill 2031,
14. having received the required constitutional majority is declared
15. passed, and the bill having received the affirmative vote of three-
16. fifths of the members elected is effective immediately upon its
17. becoming a law. Senator Nimrod. On the Order of Senate Bills 3rd
18. reading, is Senate Bill 2032. Read the bill, Mr. Secretary.

19. SECRETARY:

20. Senate Bill 3...2032.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Nimrod.

25. SENATOR NIMROD:

26. Thank you, Mr. President, and Ladies and Gentlemen of the
27. Senate. The Senate Bill 2032 amends the Arts Council Appropriation
28. Act by breaking out three operational cost expense lines and
29. transferring the funds from the related grant line items. It
30. also creates a separate line item for travel and meeting expenses for
31. the Arts Council and the panel members. There are no dollar
32. changes or...in the fund and I would ask for a favorable roll call.

33. PRESIDENT:

1. Is there any discussion? If not, the question is, shall
2. Senate Bill 2032 pass...oh, I beg your pardon, Senator Regner.

3. SENATOR REGNER:

4. Just...just a little addendum to what Senator Nimrod said.
5. There is no dollar change, but if the bill does not pass then they
6. won't be able to spend some of the money they are allocated. So,
7. I think it would be a good idea to beat it.

8. PRESIDENT:

9. The question is, shall Senate Bill 2032 pass. Those in favor
10. will vote Aye. Those opposed will vote Nay. The voting is open.
11. Have all voted who wish? Have all voted who wish? Have all voted
12. who wish? Have all voted who wish? Take the record. Senator Nimrod
~~13. requests that further consideration be postponed. 2033, Senator~~
14. Nimrod. On the Order of Senate Bills 3rd reading, is Senate Bill
15. 2033. Read the bill, Mr. Secretary.

16. SECRETARY:

17. Senate Bill 2033.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Nimrod.

22. SENATOR NIMROD:

23. Yes, this is a Environmental Protection Agency Bill. It is
24. amended to provide for a supplemental appropriation of three hundred
25. and twelve thousand six hundred dollars of Federal money, and
26. this is for waste water provisions in the Federal funds, and also
27. for fifty-seven thousand...five fifty-seven for the packs in
28. order to...of General Revenue Funds, it's matching funds, for
29. a total of three hundred and seventy thousand, five fifty-seven.
30. If there are no questions, I'd ask for a favorable roll call.

31. PRESIDENT:

32. Is there any discussion? If not, the question is, shall
33. Senate Bill 2033 pass. Those in favor will vote Aye. Those opposed

1. will vote Nay. The voting is open. Have all voted who wish?
2. Have all voted who wish? Have all voted who wish? Take the
3. record. On that question, the Ayes are 44, the Nays are 4,
4. none Voting Present. Senate Bill 2033, having received the
5. required constitutional majority is declared passed, and the
6. bill having received the affirmative vote of three-fifths of
7. the members elected is effective immediately upon its becoming a
8. law. 2034. On the Order of Senate Bills 3rd reading, the middle
9. of page 2, is Senate Bill 2034. Read the bill, Mr. Secretary.
10. SECRETARY:

11. Senate Bill 2034.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.

14. PRESIDENT:
15. Senator Schaffer.

16. SENATOR SCHAFFER:
17. This bill transfers the guardian ad litem, I believe it's
18. pronounced, program from the courts to the Guardianship and
19. Advocacy Commission, four hundred and forty-five...forty thousand
20. dollars was transferred from the courts and four hundred and
21. thirty-two five was transferred to the Guardianship and Advocacy
22. Commission. I believe thirty-two thousand of it is administrative
23. costs, the rest is contractual stuff for guardian ad litem if I'm
24. pronouncing that correctly.

25. PRESIDENT:
26. Any discussion? Senator Keats.

27. SENATOR KEATS:
28. I just wanted to ask the sponsor if he would yield..a question?

29. PRESIDENT:
30. He indicates he will yield. Senator Keats.

31. SENATOR KEATS:
32. By shifting this four hundred some thousand, how much money
33. does that give this commission in total?

1. PRESIDENT:
2. Senator Schaffer.
3. SENATOR SCHAFFER:
4. Approximately 3.5 million.
5. PRESIDENT:
6. Senator Keats.
7. SENATOR KEATS:
8. One of our commissions has 3.5 million dollar budget?
9. PRESIDENT:
10. Rhetorical, I'm sure. Any further discussion? If not, the
11. question is, shall Senate Bill 2034 pass. Those in favor will
12. vote 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. Senator Schaffer requests that further
15. consideration of 2034 be postponed. 2035, Senator Moore. Yes,
16. Senator Moore.
17. SENATOR MOORE:
18. Thank you, Mr. President. I would like leave to return Senate
19. Bill 2034 back to the Order of 2nd reading for the purpose of an
20. amendment by Senator Carroll...
21. PRESIDENT:
22. 35.
23. SENATOR MOORE:
24. 2035.
25. PRESIDENT:
26. 2035.
27. SENATOR MOORE:
28. The board is still 4.
29. PRESIDENT:
30. All right, Senator Moore requests leave of the Body to return
31. 20...Senate Bill 2035 to the Order of 2nd reading for purposes of
32. an amendment. Is leave granted? Leave is granted. On the Order
33. of Senate Bills 2nd reading, is Senate Bill 2035. Mr. Secretary.

1. SECRETARY:

2. Amendment No. 2 offered by Senator Carroll.

3. PRESIDENT:

4. Senator Carroll.

5. SENATOR CARROLL:

6. Thank you, Mr. President, and Ladies and Gentlemen of the
7. Senate. We are adding some twelve thousand dollars in what had
8. been otherwise lapsed funds of the Joint Condominium Study Committee,
9. so that they can do their annual report. They thought they would
10. have had it done by now, they didn't, they lapsed the funds and
11. now we have to, in effect, reappropriate them. I would move adoption
12. of Amendment No. 2.

13. PRESIDENT:

14. Senator Carroll has moved the adoption of Amendment No. 2 to
15. Senate Bill 2035. Is there any discussion? If not, all in favor
16. signify by saying Aye. All opposed. The Ayes have it. The
17. amendment's adopted. Are there further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDENT:

21. 3rd reading. 2036, Senator Regner. All right, Senator Regner
22. seeks leave of the Body to return Senate Bill 2036 to the Order
23. of 2nd reading for purposes of an amendment. Is leave granted?
24. Leave is granted. On the Order of Senate Bills 2nd reading, is
25. Senate Bill 2036. Mr. Secretary.

26. SECRETARY:

27. Amendment No. 2 offered by Senators Regner and Vadalabene.

28. PRESIDENT:

29. Senator Regner.

30. SENATOR REGNER:

31. Yes, Mr. President, and members. There's three hundred and
32. twenty-six thousand dollar appropriation in this amendment request
33. from the Road Fund from the...for the Illinois State Police District

1. #11 Headquarters, in Maryville. They've had a mine subsidence
2. there and the radio tower is falling in, and there's...possibly
3. going to be some building damage too. The appropriation is a
4. dollar for dollar transfer from the CDB project for an addition
5. to the District #11 Headquarters, which will be utilized for
6. expenses incurred by the agency in handling the subsidence issue.
7. And I'd move the adoption of Amendment No. 2.

8. PRESIDENT:

9. Senator Regner has moved the adoption of Amendment No. 2 to
10. Senate Bill 2036. Any discussion? Senator Gitz.

11. SENATOR GITZ:

12. ...question of the sponsor.

13. PRESIDENT:

14. Indicates he'll yield. Senator Gitz.

15. SENATOR GITZ:

16. What is the source of funding?

17. PRESIDENT:

18. Senator Regner.

19. SENATOR REGNER:

20. It's Road Fund money, Senator Gitz, but the total dollar
21. won't change because they're using the monies that were already
22. appropriated in Capital Development for the Police District
23. Headquarters in District #11 at Maryville.

24. PRESIDENT:

25. Senator Gitz.

26. SENATOR GITZ:

27. I understand that, but I think you and I and a number of
28. other people in the very beginning had some questions about the
29. source of funding. So, before we vote on the amendment, would
30. you clarify to the Body why it has to remain in the Road Fund.

31. PRESIDENT:

32. Senator Regner.

33. SENATOR REGNER:

1. Well, as you know, Senator Gitz, when we passed the...the
2. bill in the fall the diversion amendment that some of us offered
3. was defeated and these kinds of projects were allowed to be
4. continued to pay...to be paid out of Road Fund monies.

5. PRESIDENT:

6. Further discussion? Senator Demuzio.

7. SENATOR DEMUZIO:

8. I'd just like to ask the sponsor a question.

9. PRESIDENT:

10. Indicates he'll yield. Senator Demuzio.

11. SENATOR DEMUZIO:

12. Do you think if the Maryville State Police Headquarters falls
13. apart we might move it to Carlinville.

14. PRESIDENT:

15. Senator Regner.

16. SENATOR REGNER:

17. I think you'll have to talk to Senator Vadalabene about that
18. Senator Demuzio.

19. PRESIDENT:

20. Senator Vadalabene.

21. SENATOR VADALABENE:

22. Definitely, it will not move to Carlinville.

23. PRESIDENT:

24. The question is, the adoption of Amendment No. 2 to Senate
25. Bill 2036. Any further discussion? If not, all in favor signify
26. by saying Aye. All opposed. The Ayes have it. The amendment's
27. adopted. Are there further amendments?

28. SECRETARY:

29. Amendment No. 3 offered by Senator Carroll.

30. PRESIDENT:

31. Senator Carroll.

32. SENATOR CARROLL:

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

1. As we had discussed yesterday there needed to be some clarification
2. and correction to the ILEC supplemental. This amendment would do
3. that which we had discussed in committee and it provides for the
4. following grants that had been requested, and one is the Promise
5. System, Prosecutors, Management Information System, the PIM System,
6. Police Information Management, the Sexually Dangerous Offenders
7. Program in the Department of Correction, and assistance to local
8. prosecutors under the Attorney General. It still allows for
9. the technical changes required by the Comptroller, and clarifies the
10. 4C-JC issue. I would move adoption of Amendment No. 3.

11. PRESIDENT:

12. Senator Carroll has moved the adoption of Amendment No. 3 to
13. Senate Bill 2036. Any discussion? If not, all in favor signify
14. by saying Aye. All opposed. The Ayes have it. The amendment's
15. adopted. Are there further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDENT:

19. 3rd reading. Senator Regner are you ready now on 2028, top
20. of the page? On the Order of Senate Bills 3rd reading, is Senate
21. Bill 2028. Read the bill, Mr. Secretary.

22. SECRETARY:

23. Senate Bill 20...2028.

24. (Secretary reads title of bill)

25. 3rd reading of the bill.

26. PRESIDENT:

27. Senator Regner.

28. SENATOR REGNER:

29. Yes, Mr...Mr. President, and members. This bill does two
30. things, it provides three hundred and seventy thousand dollars
31. for Galesburg in an initial phase of a five and a half million
32. dollar capital expenditure of that facility. And also, two hundred
33. and seventy-eight thousand for IDAA which replaces funds borrowed

1. from the grant funding for the developmentally disabled compliance
2. plan that we did last spring. I'd ask for a favorable roll call.

3. PRESIDENT:

4. Is there any discussion? Senator Buzbee.

5. SENATOR BUZBEE:

6. A question of the sponsor. What happened to...to our meeting
7. with the Governor's representative on IDAA? We were...we were going
8. to have that meeting before we passed this bill.

9. PRESIDENT:

10. I beg your pardon, Senator. Senator Regner.

11. SENATOR REGNER:

12. It was held, Senator Buzbee, while you were a little late
13. for the meeting. It took place about five after nine here in the
14. well. Senator Carroll, your seatmate attended in your place.

15. PRESIDENT:

16. Senator Buzbee.

17. SENATOR BUZBEE:

18. Well, I was told we were going to have the meeting yesterday
19. afternoon, and I kept awaiting the phone call from the Governor's
20. Office, and from Senator Schaffer, and the phone call never came.
21. Why are we passing money for IDAA?

22. PRESIDENT:

23. Senator Regner.

24. SENATOR REGNER:

25. I think Senator Schaffer was the one that was spearheading
26. that meeting, Senator Buzbee, and possibly he could take care
27. of you better.

28. PRESIDENT:

29. Senator Schaffer.

30. SENATOR SCHAFFER:

31. Well, what I had in mind...sort of...sound like spearheading
32. yes. IDAA, for those of you who don't know, it is a duplicate agency
33. which we, many of us here feel should be phased-out with the creation of the

1. Guardianship and Advocacy Commission. It...it's kind of like
2. Count Dracula, it keeps rising from the coffin, and the purpose
3. for the meeting which we wanted to hold with the representative
4. of the Governor's Office was to get some assurance that someone
5. would finally drive that wooden stake through the aforementioned
6. agency's heart and nail the coffin lid down and stop duplicating
7. the taxpayers' money. We..unfortunately, the key Gentleman was
8. in Chicago, he was back today, we got him up here promptly as we
9. went into Session. I stopped down in your office earlier this
10. morning, and then when I couldn't find you, as we went into Session
11. immediately, I asked your staff and Senator Carroll to bear witness
12. to the, what I believe is the final and lasting pledge that this
13. particular agency will cease to exist July 1. We have those assurances,
14. I believe we could get them in writing. The assurances were given
15. to a bi-partisan group of interested Senators. I think they will
16. have a hard time reneging in any way on that. And I believe
17. this agency will at last be laid to rest.

18. PRESIDENT:

19. Senator Buzbee.

20. SENATOR BUZBEE:

21. I suggest we can drive the wooden stake this morning with
22. a No vote on this bill.

23. PRESIDENT:

24. Further discussion? Senator Rhoads.

25. SENATOR RHOADS:

26. Senator Schaffer, I'm inclined to agree with Senator Buzbee,
27. but did you...did you say that the Governor's Office assured you,
28. and you have a commitment. that the agency will terminate by when?

29. PRESIDENT:

30. Senator Schaffer.

31. SENATOR SCHAFFER:

32. Well, there's two facts that should be made, the agency will
33. terminate July 1. I should tell you that in all candor, Senator

1. Buzbee, the defeat or passage of this bill will not affect
2. that agency in any great extent simply because they are now
3. running on Federal dollars. Now, if my amendment which is not
4. on the bill were on the bill, the effect you wish could happen.
5. The important thing is, that the money we are placing back in the
6. Department of Mental Health is not IDAA money, it is community
7. grant money needed for the compliance program that was spent
8. for IDAA, instead of being spent on community grants. If we kill
9. this bill, we in effect, will prevent that money, which has been,
10. I believe, at least in some degree, committed to the community
11. organizations around the State from being spent where it should
12. have been spent in the first place, on the community. So, we are
13. not voting on IDAA money, we are voting on replacing the money that
14. IDHA spent out of a community grant line item.

15. PRESIDENT:

16. Did he answer your question, Senator Rhoads? Senator Rhoads.

17. SENATOR RHOADS:

18. Yes, Senator, thank you. It was on my time, but let's...
19. let's just say it a third time for the record, that Senator
20. Schaffer, Senator Carroll, Senator Regner, have understandings with
21. the Governor's Office, that IDAA will end by July 1. Now, let's
22. be honest, the real issue here is...has to do with the level of
23. pay that certain top management people get at IDAA that they can't
24. get at the Guardian and Advocacy Commission. That's the real bottom
25. line issue, but one way or the other the wooden stake either goes
26. down today or July 1, but let's all remember because I'm the kind
27. of person who digs out these transcripts and I'll get the transcript
28. for today.

29. PRESIDENT:

30. Senator Schaffer.

31. SENATOR SCHAFFER:

32. I believe we have a solid, irrevocable, unquestionable, un-
33. debatable, commitment that this agency ceases to exist July 1, and

1. I believe everyone that participated in that discussion would
2. agree with me.

3. PRESIDENT:

4. Any further discussion? Senator Regner, do you wish to
5. close? The question is, shall Senate Bill 2028 pass. Those in
6. favor will vote Aye. Those opposed will vote Nay. The voting
7. is open. Have all voted who wish? Have all voted who wish?
8. Have all voted who wish? Take the record. On that question, the
9. Ayes are 42, the Nays are 2, 1 Voting Present. Senate Bill 2028,
10. having received the required constitutional majority is declared
11. passed, and the bill having received the affirmative vote of three-
12. fifths of the members elected is effective immediately upon its
13. becoming a law. ~~2038, Senator DeAngelis.~~ On the Order of Senate
14. Bills 3rd reading is Senate Bill 2038. Read the bill, Mr. Secretary.

15. SECRETARY:

16. Senate Bill 2038.

17. (Secretary reads title of bill)

18. 3rd reading of the bill.

19. PRESIDENT:

20. Senator DeAngelis.

21. SENATOR DeANGELIS:

22. Thank you, Mr. President, and Ladies and members of the Senate.
23. This is the supplemental appropriation for the Illinois State
24. Scholarship Commission. And the bill yesterday was amended to
25. bring that amount to five million two hundred and eighty-seven
26. thousand dollars which is the recommended level of the State Board
27. of Higher Education. In addition there is an amendment on there
28. of five hundred and eight thousand dollars to take care of Fiscal'80,
29. unfunded obligations. I know the Governor gave a rather eloquent
30. plea last Wednesday, urging us to use restraint, and I know that
31. this was one of the first bills called afterwards, and I somewhat
32. felt like a man who'd walked out of the confessional into a massage
33. parlor. But I do tell you that I think that...this is a difficult

1. vote, and this is a vote to give an opportunity to some children
2. who are currently in school to remain there, and those who will
3. be going in January an opportunity to be there. And I don't perceive
4. that kind of a situation as being dichotomous with fiscal restraint.
5. I urge your favorable approval.

6. PRESIDENT:

7. Is there any discussion? Senator Martin.

8. SENATOR MARTIN:

9. Well, Senator, I would suggest that a No vote on this
10. will allow you to go from the message parlor to the confessional
11. rather than the reverse. This particular group will spend money,
12. will ask for more money, they're no more responsible than they were
13. last June. Had the Governor not asked for fiscal restraint we
14. should still turn this down. The dear children that supposedly
15. are being hurt, this is an agency that won't put limits on itself,
16. that won't define times, and this is a No vote not just because of
17. fiscal responsibility, but because this agency does not do what
18. it is supposed to do in the manner it should do it, and everybody
19. should be voting No.

20. PRESIDENT:

21. Further discussion? Senator Geo-Karis.

22. SENATOR GEO-KARIS:

23. Mr. President, and Ladies and Gentlemen of the Senate. I
24. might heartily concur with the remarks of the prior Senator, however,
25. if we...this agency is not doing the job then we should pass a
26. resolution to investigate the agency and throw out the leader
27. of that agency. But I don't think we should penalize the private
28. colleges that need the help and they do need the help, and I've
29. got three of them in my district, four in my county, and I would
30. urge a Yes vote. And I certainly am going to investigate it myself
31. if I have to, the Illinois State Scholarship Commission, the complaints
32. you've enumerated here. But I don't think we should penalize the
33. ...the schools that really need the help for the students that really

1. need the help.

2. PRESIDENT:

3. Further discussion? Senator Newhouse.

4. SENATOR NEWHOUSE:

5. Thank you, Mr. President. Everyone who's spoken thus far
6. is absolutely right. The problem that we have here is not one
7. ...rather is not one of punishing an agency, it's...there are some
8. students involved here, and students that have some serious needs.
9. Let me tell you what's happening here, the students by and large
10. who are caught in this trap, and it is a trap, are mostly adults,
11. minorities, poor. They're caught in a trap because, for one thing,
12. they did not register until the very last minute. The reasons they
13. didn't register until the very last minute is because they had
14. some serious economic juggling to do to determine whether or not
15. they would be able to afford, be able to afford a higher education.
16. Having made that decision, and having made that commitment, and
17. having qualified, as a matter of fact, for the grant, a second
18. thing happened. Some institutions of higher learning...some...
19. some institutions of higher learning took a gamble, they abated
20. tuition, relying upon the probability that these funds would
21. be made available and that the youngsters would be able to go
22. to school. So, there's...there's two hurts to be administered here,
23. one is those youngsters and...and young adults who will be washed
24. out of school and probably will not be able ever to go back again.
25. The second is those institutions who have provided them with that
26. opportunity. It's a duel...it's a two head sword, that's the
27. damage that will be done. Now, about the agency itself, its had
28. some problems in the past, but we've gotten a new director, the
29. new director apparently has satisfied everyone concerned that
30. the figures that we've gotten are accurate and honest. BOB looks
31. at these figures, they don't go along with it, but they say they're
32. honest and reasonable figures. The BHE made a recommendation that
33. we reduce the amount that was requested, and we did just that.

1. So, we do have in effect, a kind of approval by both BHE, by
2. the Scholarship Commission...that is of the amounts by
3. BOB. I would urge a favorable roll call so that these
4. young people can continue their college education. It's
5. an investment that's worth it Gentlemen, let's do it.

6. PRESIDENT:

7. Further discussion? Senator Maitland.

8. SENATOR MAITLAND:

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

10. PRESIDENT:

11. Indicates he'll yield. Senator Maitland.

12. SENATOR MAITLAND:

13. Senator DeAngelis you made a statement that this...this
14. money would allow those students already in school to remain in
15. school, and I assume you mean for the rest of the year?

16. PRESIDENT:

17. Senator DeAngelis. Senator DeAngelis. Senator DeAngelis.

18. SENATOR DeANGELIS:

19. Yes, Sir.

20. PRESIDENT:

21. Senator Maitland. Senator Maitland.

22. SENATOR MAITLAND:

23. Well, it was my understanding that all of those who were
24. in school now had...had been notified that...that they would be
25. given a grant, would get the grant for the...for both semesters,
26. and if I...what I gather from what you say is they may not get
27. it for a second semester. I don't think that's a true statement.

28. PRESIDENT:

29. Senator DeAngelis.

30. SENATOR DeANGELIS:

31. The grants were cut off as of August 28th. There are students
32. in school who did not...the grants were cut off on 8/28. There are
33. students in school right now in the first semester who are not

1. receiving anything. In the second semester they would receive
2. ...for those who apply through 2/15 which would include part of
3. that group, and when I refer to those I'm saying there are those
4. students in school right now who did not receive it because the
5. cutoff date was 8/28, who would then be eligible for the second
6. semester.

7. PRESIDENT:

8. Senator Maitland.

9. SENATOR MAITLAND:

10. Then for further clarity then, those who are now in school under
11. the grant are assured that they will get the grant for the total
12. year?

13. PRESIDENT:

14. Senator DeAngelis.

15. SENATOR DeANGELIS:

16. Those who have received prior to 8/28, yes.

17. PRESIDENT:

18. Senator Maitland. Further discussion? Senator Berning.

19. SENATOR BERNING:

20. A question of the sponsor.

21. PRESIDENT:

22. Indicates he'll yield. Senator Berning.

23. SENATOR BERNING:

24. Senator DeAngelis, not having the bill in front of me, so I'm
25. not sure just what is spelled out in it other than the appropriation.
26. Would you care to clarify for me, at least, whether the funds under
27. discussion here are for outright scholarship grants or are they
28. part of the loan program.

29. PRESIDENT:

30. Senator DeAngelis.

31. SENATOR DeANGELIS:

32. They're only for grants, Senator Berning.

33. PRESIDENT:

1. Senator Berning.

2. SENATOR BERNING:

3. They are for outright grants. Very well. Then my question
4. is, have you by any chance been given any understanding by the
5. commission as to what results they are achieving in the liquidation
6. of the millions of dollars outstanding on loan program awards which
7. are in default?

8. PRESIDENT:

9. Senator DeAngelis.

10. SENATOR DeANGELIS:

11. Well, Senator Berning, I happen to serve on the Legislative
12. Audit Commission and they have appeared before us on several
13. occasions, and they have done several things. First of all, they've
14. reupdated their records in terms of the defaults. Secondly, they've
15. gone out, and there are people working with the banks in the field
16. to help out in the situation. Right now I think there are eighteen
17. hundred lawsuits filed, about eighteen hundred against those
18. students who are in default who have not paid. To summarize it
19. on a bottom line basis, they have taken a much more aggressive
20. posture in not only determining who these people are, but going
21. after them.

22. PRESIDENT:

23. Senator Berning.

24. SENATOR BERNING:

25. Including State employees?

26. PRESIDENT:

27. Senator DeAngelis.

28. SENATOR DeANGELIS:

29. Not only including State employees, but two members of the
30. commission as well whose children were in default.

31. PRESIDENT

32. Further discussion? Senator Regner.

33. SENATOR REGNER:

1. Well, I'm going to start at the end. Senator DeAngelis,
2. the commission hasn't done a darn thing on updating their
3. records on defaults, it was due to the action of the Appropriations
4. Committee, and this Senate action. The two members of their own
5. commission that they found that were on default that they finally
6. got them paying, the only reason they did it is because we got
7. on their tails this past year, and pointed them out to them
8. that they had...actually it wasn't two, it was actually three,
9. it was two the year before, and we pointed out to them, they
10. did such a good job in the last fiscal year that they went up
11. to three defaults within their own employees. But anyway, the
12. other items about the job that they're doing, and something that
13. Senator Newhouse said, for Fiscal Year 1980 there was an 8.7
14. million dollar supplemental that we passed, included in this bill
15. is another five hundred thousand dollars that they didn't even
16. get in that supplemental, so it's two year old money, so it's the
17. second supplemental for Fiscal Year '80. That's how efficient
18. they are. Over the years the Board of Higher Education found
19. that the total funds available for student financial assistance
20. has increased...or increased twenty-six percent in Fiscal Year
21. '80, and still they had two supplementals and another five
22. hundred...or one last year and another five hundred thousand dollars
23. included in this bill that we beat, once as a separate bill, but
24. it was included in an amendment yesterday. But the other item is
25. about kids, somebody said they'll drop out of school, they won't
26. be able to finish or they don't get this five hundred thousand
27. dollars, did anybody ever think of the students working like most
28. of us did to go through school. I urge the defeat of the bill.

29. PRESIDENT:

30. Further discussion? Senator Nimrod.

31. SENATOR NIMROD:

32. Thank you, Mr. President. It seems to me this is an appropriate
33. time to remind us that we ought to start considering on scholarships,

1. that everyone ought to be able to take out a loan first instead
2. of having just those who are paying the tax bill take out the loan.
3. And that we ought to do away with all scholarships, and make every
4. child who's attending a university, go ahead and take out their own
5. loans, and on that basis when they graduate they don't ask them
6. if they're poor or rich or indifferent, you...whatever you graduate
7. with...your money, and it seems foolish to me that the
8. children of those who have been paying the bills, carrying the
9. tax load are the ones that have to be paying back loans. Now,
10. I think the second thought behind here that disturbs me with
11. this particular proposal is this, is that instead of saying that
12. we got so much money that we're going to have available for scholar-
13. ships, what we're really saying is that we determine how many people
14. want...are eligible for it, then we come back and say that the
15. open-end pocketbooks got to provide all the money for it. And
16. that makes it a far more difficult problem, and you can't do
17. business that way. I think there ought to be a cutoff, there
18. ...there ought to be a fixed amount, and that's what they ought to
19. be able to appropriate and divide up. I'm a strong supporter of
20. the private schools, and I find out that...I think what we need
21. to do is get some major change and direction in this whole
22. scholarship funding program.

23. PRESIDENT:

24. Further discussion? Senator Mitchler.

25. SENATOR MITCHLER:

26. Mr. President, and members of the Senate. Just briefly, I
27. received a letter from Aurora College, Sally Floyd who's Director
28. of the Financial Aid asking my support of this bill, and in her
29. argument in support of it, she indicated that many students were
30. not made aware of the change in the application deadline for
31. this year. Now, I don't...I don't understand why the students that
32. are eligible or making applications are not advised of an application
33. deadline extension, or cutoff date. And she indicated that many of

1. the students applied after the Scholarship Commission ran out
2. of funds in August, and in her closing argument she said that
3. the students would suffer for lack of administrative ability
4. on the part of the Scholarship Commission. Now, you know if
5. you keep picking up and solving the problems and...and...for
6. the Scholarship Commission which I have personally had no trouble
7. with, but I understand many of my colleagues are critical of the
8. Illinois State Scholarship Commission. It's true that they have
9. a new director and administrator, but if you keep picking up the
10. mistakes, and I believe this bill is some nine million dollars,
11. nine million dollars, you can't pick up mistakes like that for
12. poor administration. Maybe whoever's in charge of this Scholarship
13. Commission Advisory Board or something, maybe better take a good
14. look, and if they're not administering, and they cost nine million
15. dollar mistakes and all this hardship on students, maybe you better
16. go up there and clean house rather than come down here and pick
17. up the tab. It just doesn't seem right. If you were in business
18. you...you just couldn't exist in doing that. I see no justification
19. for doing this,, and therefore I'm going to cast a negative vote,
20. and have to tell the people at Aurora College that they better
21. get in touch with the Scholarship Commission and alert us ahead
22. of time to the poor administrative ability of that commission. So,
23. I'm going to vote No.

24. PRESIDENT:

25. Further discussion, brief or otherwise? Senator DeAngelis,
26. do you wish to close? Senator Ozinga, I beg your pardon.

27. SENATOR OZINGA:

28. You know, this is one where you're...the decision you make
29. on this bill is between a sweat and a sweat, there's no...no
30. question about it that this department or agency has been run
31. with a hit or miss reaction. Now, we heard this agency in the
32. Audit Commission, we raised all kinds of havoc with regard to it,
33. but there's more to it than just lackadaisical attitude. During the

1. last six months there have been four new members put on the
2. commission, there have been the resignation...there has been
3. the resignation of the executive director. It was truly honestly
4. a mess, M-E-S-S, and I'm telling you this was really a time when
5. a lot of these students are going to the colleges with a question
6. mark as to their continued existence. Now, these students knew
7. this, their first portion of their tuition was paid, but they're at
8. the institutions now as high as two and three hundred of them
9. at any institution and with the smaller higher education in-
10. stitution there's twenty to thirty to forty at each one. Now,
11. the real question is, are we going to penalize these students
12. that are already paid for with their first portion, their
13. second portion is a question mark, and as far as the situation
14. is concerned right now, the last part is positively out unless
15. this money is...does come in. Now...this...so that you don't
16. make any mistakes on it, this does not in anyway, shape or form
17. affect the loan program, is that right, Senator? It does not
18. affect the loan program.

19. PRESIDENT:

20. Senator DeAngelis.

21. SENATOR DeANGELIS:

22. Yes.

23. PRESIDENT:

24. Senator Ozinga.

25. SENATOR OZINGA:

26. Okay, with that thought in mind you're caught with two decisions.
27. Are you going to penalize the kids because of the lackadaisical and
28. inefficiency of the Scholarship Commission or are you going to take
29. a chance, and it's strictly a chance that the new executive director
30. is going to straighten out the mess that they are in. Now, I don't
31. know, I agree with Senator Mitchler when he just said that he's
32. going to not vote for it. He heard all of this stuff the same
33. as I did, but I...I don't quite see penalizing these kids that

1. are already in there. Now, they probably can subsidize themselves
2. by way of a loan through the financial institutions, and there are
3. a lot of them in existence. I don't know just what to tell you
4. on this one but that's the situation as it stands, a mess with the
5. Scholarship Commission with a new director on board for only four
6. months. It's...this is not an override, this is a bill, am I
7. not right? This is a bill to supplement the amount of money that
8. was going. Now, a lot of you have heard with reference to the
9. override, but this is a new bill, it's not one that has crossed the
10. Governor's Desk, although it goes along with the line of his
11. thinking, and therefore I don't know what your conscience...let
12. you conscience be your guide on this one.

13. PRESIDENT:

14. Further discussion? Senator DeAngelis, do you wish to close?

15. SENATOR DeANGELIS:

16. Yes. Just very quickly, I'd like to correct the record on
17. a couple of things. First, Senator Mitchler, it is not .877 million,
18. that amended yesterday to 5.27 million. Secondly, this agency
19. came in last year and asked for ten million dollars more than it
20. was given, and I'm sure there was strong justification for not
21. giving them the money they requested, but I don't think you can
22. sit here and fault an agency totally when you reduce an appropriation
23. request by ten million dollars when they come in for a supplemental.
24. It's a little bit like blaming the bathroom scale for being over-
25. weight. Now, second thing, in the face of that cut, there are
26. ten thousand more applicants this year than last year because of
27. the recession effect, and in addition to that, those applicants
28. are showing a much higher need. Now, to say that this agency
29. has acted irresponsibly, let me tell you some of the things they've
30. done in the face of that. They have increased the self-help, they
31. have not added anything in for tuition increases, they have, in
32. fact, frozen the grants as of 8/28. And Senator Mitchler, you
33. might want to call that bad administration, but what they said,

1. this is all the money we have. Now, normally the dates go to
2. October 15th. Now, if they would have gone ahead and processed
3. through October 15th, I think that would have been far more
4. irresponsible. Well, I think we could debate this, I think every-
5. body knows where they're at. I just ask for a favorable roll call.
6. Thank you.

7. PRESIDENT:

8. The question is, shall Senate Bill 2038 pass. Those in favor
9. will vote Aye. Those opposed will vote Nay. The voting is open.
10. Have all voted who wish? Have all voted who wish? Have all voted
11. who wish? Take the record. Postponed? The sponsor requests that
12. further consideration be postponed. So ordered.

13.

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(END OF REEL)

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33.

1. On the Order of Senate Bills 3rd reading is Senate Bill 2040...
2. 2040. Mr. Secretary, read the bill, please.

3. SECRETARY:

4. Senate Bill 2040.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDENT:

8. Senator Bruce.

9. SENATOR BRUCE:

10. Thank you, Mr. President and members of the Senate. Senate
11. Bill 2040, as amended deals with only four colleges...community
12. colleges in the State, and they are for...the appropriation is for the
13. correction of construction defects at four community colleges at
14. Danville, for underground pipes; at Eastern Illinois Community
15. College, for a problem with the heating and ventilating system;
16. for Rend Lake for remodeling and heating-cooling system and at
17. Triton College for flooring, ceiling, walls, doors, windows,
18. mechanical and electrical system at the Surnan Space Center.
19. That mainly is the heating problem. I think that CDB and the
20. Illinois...the BHE have all agreed on these four projects. We've
21. been working since June to get an agreement to which projects should
22. move forward. It's agreed that these four should move and I would
23. ask for your favorable...support.

24. PRESIDENT:

25. Any discussion? Senator Berning.

26. SENATOR BERNING:

27. Thank you, Mr. President. A question of the sponsor.
28. What, Senator Bruce, is Lake County College in or out?

29. PRESIDENT:

30. Senator Bruce.

31. SENATOR BRUCE:

32. Lake College is out. The...

33. PRESIDENT:

34. Senator...

1. SENATOR BRUCE:

2. ...the four are Danville, Illinois Eastern, Rend Lake and
3. Triton.

4. PRESIDENT:

5. Senator Berning.

6. SENATOR BERNING:

7. Well, thank you, Mr. President and members of the Senate.
8. That makes it just a little easier for me to take a position in
9. opposition. And, I want to point out...I want to point out to
10. the Body what appears to me to be a gross inequity as far as our
11. fellow citizens are concerned. We are called upon, here, and
12. undoubtedly will be called upon for...in the future for those
13. ~~institutions which have~~ temporarily been stricken from con-
14. sideration by the amendment. We're called upon to consider re-doing
15. work which was done improperly or shoddily by certain construction
16. and architectural entities in the State of Illinois. Now, it
17. seems to me, grossly unfair for our taxpayers to, in good conscience,
18. through this General Assembly's appropriation, pay for a con-
19. struction project and then have to turn around and re-do it and
20. pay for it. There isn't anything, insofar as I can see, which
21. justifies that. Now, what do we do about it, other than re-con-
22. struct so as to protect the balance of the investment. I think,
23. Mr. President, we have the obligation, on behalf of our citizens,
24. to, in some fashion, provide for a public censor of the organizations
25. responsible for the dilemma. Those who created the problem, at
26. least ought to forever bear the stigma of improper, unethical,
27. unprofessional workmanship and be forever barred from ever again
28. being granted a contract by the State of Illinois. If we can do
29. that, Mr. President, I would respectfully suggest that some kind
30. of Executive Order from the President of the Senate be utilized
31. for this kind of control for the future.

32. PRESIDENT:

33. Senator Demuzio, for what purpose do you arise?

1. SENATOR DEMUZIO:

2. Thank you, Mr. President. I apologize for interrupting the
3. proceedings, but we have visiting with us today a group of
4. students. I'd like to introduce Bill Redleman and his students
5. from North Green in my district, from White Hall. They're seated
6. in the gallery in the back.

7. PRESIDENT:

8. Will our guests please rise and be welcomed. Welcome.
9. Further discussion? Senator Geo-Karis.

10. SENATOR GEO-KARIS:

11. Will the sponsor yield for a question?

12. PRESIDENT:

13. He indicates he will yield. Senator Geo-Karis.

14. SENATOR GEO-KARIS:

15. My understanding was that the College of Lake, from where I
16. come, was in your list to be helped. Can you tell me why it was
17. eliminated?

18. PRESIDENT:

19. Senator Bruce.

20. SENATOR BRUCE:

21. Yes, and also to answer, sort of Senator Berning's question,
22. I don't make the decision on these. There is a guy named Thompson
23. who appoints the CDB, that kind of decides which are in or out;
24. and I put in all eight of those, at the request of the Community
25. College Trustees Association and the ICCB. They met...again with
26. Lake College and with...the Lake County and Joliet schools; they
27. are meeting with their architects in the next two or three weeks
28. to see the final numbers. They will be in their recommendation
29. for the coming fiscal year, and there is no one being left out;
30. it's a...it's a problem that we have four of them ready to go, that
31. deal with heating systems, that over the wintertime we cannot stand
32. to let...let a sixteen million dollar building rupture all the
33. pipes for an expenditure of, maybe, nine hundred thousand. So,

1. Senator, I assure you that I have not forgotten about Lake County
2. College. They are in my recommendations; we are working with them
3. to get their architects just as Senator Sangmeister understands
4. about Joliet, and they will be in next year's recommendation; the
5. CDB says that, but these four are ready. They have met with
6. architects, their feasibility studies are done, they are ready to
7. go to contract, in many instances, almost immediately. So, I...
8. Senator Berning, we haven't forgotten about your college either.
9. It is on the recommendation list for CDB for this spring.

10. PRESIDENT:

11. Further discussion? Senator Johns. Senator Gitz.

12. SENATOR GITZ:

13. Mr. President and members of the Senate. I have a couple
14. of questions of the sponsor.

15. PRESIDENT:

16. Indicates he'll yield. Senator Gitz.

17. SENATOR GITZ:

18. Senator Bruce, it is three million dollars for projects in
19. this bill?

20. PRESIDENT:

21. Senator Bruce.

22. SENATOR BRUCE:

23. That is correct.

24. PRESIDENT:

25. Senator Gitz.

26. SENATOR GITZ:

27. I find your comment that the failure to do this work would
28. aggravate and, indeed, intensify the cost in the future. It's
29. very persuasive. I think what bothers some of us, however, can
30. we look forward to the prospect that the same people who,
31. apparently, are going to be pursued by the Capital Development
32. Board to rectify these inadequacies that these may be the same
33. contractors that do the work that we're going to lay out another

1. three million dollars for?

2. PRESIDENT:

3. Senator Bruce.

4. SENATOR BRUCE:

5. Well, all of you in this Body, I think, have passed out
6. a unanimously approved legislation last year, because we are
7. having these construction deficiencies which require, by law,
8. that each community college pursue, through the courts, the
9. contractor and any and all money recovered has to be paid into
10. the State Treasury. And, that is...all this money is contingent
11. upon the fact that they must pursue, and one of the things that
12. CDB requires before this money will be released, is that they are
13. making progress toward a suit to recover this money. All this
14. money will be advanced and then returned, if there is recovery
15. against the contractors. We have some real problems with some of
16. the construction projects around the State of Illinois.

17. PRESIDENT:

18. Senator Gitz.

19. SENATOR GITZ:

20. When you went through this list to the Capital Development
21. Board, how did they decide who would do the work? Is this going
22. to be bid; will we have new people doing it, or are we going to
23. be rewarding the same people that gave us the problem to begin
24. with?

25. PRESIDENT:

26. Senator Bruce.

27. SENATOR BRUCE:

28. In the colleges, the four that are involved, I think, at
29. least three of them have...have retained new architects, and
30. the contracting firms, obviously, that they are suing are not
31. bidding on the new projects for the rehabilitation and repair. So,
32. in most instances, you have different contractors and in three of
33. the four instances, I think, you even have a different architect.

1. PRESIDENT:

2. Further discussion? Senator Gitz.

3. SENATOR GITZ:

4. Two other quick questions. Number one, I get the feeling
5. from the comments and debate that this is only part of an
6. emerging list that we can look forward to this coming year, is
7. that true?

8. PRESIDENT:

9. Senator Bruce.

10. SENATOR BRUCE:

11. I would say that that is...it is an ongoing problem, and
12. that is why two years ago we started the policy before the
13. Community College Board and the CDB to decide exactly which of
14. these projects should go in June; some of the colleges thought
15. we should have given the money. We said...or the CDB said, "no,
16. you are going to have to give us hard figures on why we should
17. go back into the State Treasury and repair them." Only four of
18. the thirty-nine colleges were successful in convincing the CDB
19. that they actually had a construction deficiency that the State
20. ought to repair, but the list is getting bigger and, you know,
21. I don't say that this will be the last time. We've got three
22. colleges that will be here in the spring again.

23. PRESIDENT:

24. Senator Gitz.

25. SENATOR GITZ:

26. One last question and then a closing comment. How much is
27. the estimated damages in these projects, if this bill would fail
28. to be approved and we left this to litigation?

29. PRESIDENT:

30. Senator Bruce.

31. SENATOR BRUCE:

32. Well, I...I just know...I met with the Rend Lake College
33. Board recently, you're involved with about sixteen million dollars

1. worth of buildings on that one campus. And, if we allow the
2. heating system to go down, then, it's just a matter of rupturing
3. all the pipes and the whole building would be devastated. I suppose
4. that you're talking over a hundred million dollars worth of
5. construction would be damaged by an...and they would be saved by
6. an appropriation of about two million six or three million one.

7. PRESIDENT:

8. Senator Gitz.

9. SENATOR GITZ:

10. My comment, Mr. President. I'm not thrilled about this bill,
11. I'm sure a lot of us are not. I, obviously, would not like to see
12. the taxpayers hit for an even bigger bill in the future, but I
13. hope Senator Bruce and everyone else will take a close look at
14. just how vigorous that litigation has pursued to recover those
15. funds. I'm not completely confident that just leaving this in
16. the hands of community colleges, on the condition that they pursue
17. a suit, means that they are going to be real anxious to recover
18. that money for us once their problem is taken care of. And, if
19. that is, indeed, the case, maybe we better look even closer at that
20. problem to avoid this being a repetitious cycle that we can look
21. forward every time we're down here. Thank you.

22. PRESIDENT:

23. Further discussion? Senator Johns.

24. SENATOR JOHNS:

25. Thank you. Just a few comments. On Rend Lake, one within
26. my district, I have inspected that, personally; I've worked with
27. Senator Bruce on it and I know of the damages that are being done,
28. that have been done. One of the problems there is the water table.
29. There is a Rend Lake nearby and the water table, for example, is
30. about four feet from the surface; and the engineering people that
31. put the waterlines in and so forth, didn't take that into consider-
32. ation. They followed the...the direction of the CDB and on the
33. pursuit of the revenues that...from the firms that are...are forth-
34. coming or should be forthcoming, if that comes back,

1. it's my understanding; and, Senator Bruce maybe
2. you can help me here and any others, that if we do
3. recover that money, it goes into General Revenue Funds, and so,
4. the expense of ignoring this is tantamount to chaos and destruction
5. of the university...I mean the college. I urge a favorable vote
6. on this. I don't think it's a bad precedent. I think it's...that
7. we need to look at the procedures followed by CDB and what they
8. demand of the colleges when they're being built.

9. PRESIDENT:

10. Further discussion? Senator Bruce, do you wish to close?

11. SENATOR BRUCE:

12. Well, I would just ask for a favorable support on this
13. legislation. This money will be recovered, and to Senator Gitz
14. and the others in the appropriations process, Don Glickman in
15. CDB is...is tight-fisted with this money, and there are a lot of
16. colleges that would like to have rehabilitation construction done
17. who have been refused; and it is only for the colleges who have
18. come forward with the necessary data, the architectural plans,
19. the feasibility studies, the construction costs that he has approved,
20. and I can assure you that each one of these colleges will have to
21. pursue, not just a phony suit, but vigorously prosecute a suit
22. against the people who have made these construction deficiencies
23. appear. And, CDB is adamant that they are not going to just pay
24. for a building, then pay for the rehabilitation, then pay for the
25. rehabilitation of the rehabilitation. We are in serious trouble
26. in many of our campuses. This bill starts and completes projects
27. that need to be completed this year to save buildings from the
28. ravages of...of freezing pipes, but don't let anyone think that just
29. because you have a construction deficiency you can run to the
30. State. It has taken me, the Community College Board and the Board
31. of Higher Education more than six months just to get the approval
32. of the Capital Development Board on these four relatively small
33. projects. So, we are not just throwing away money. We are very

1. close and watching it very closely to make sure that every
2. community college pursues this...the contractors and gets the
3. money back into the State Treasury.

4. PRESIDENT:

5. The question is shall Senate Bill 2040...2040 pass. Those
6. in favor will vote Aye. Those opposed will vote Nay. The voting
7. is open. All voted who wish? Have all voted who wish? Have
8. all voted who wish? Take the record. On that question, the
9. Ayes are 40, the Nays are 6, none Voting Present. Senate Bill
10. 2040, having received the required constitutional majority, is
11. declared passed; and the bill, having received the affirmative
12. vote of three-fifths of the members elected, is effective
13. immediately upon its becoming a law. 2041, Senator Wooten.
14. On the Order of Senate Bills 3rd reading, the bottom of page 2
15. is Senate Bill 2041. Read the bill, Mr. Secretary.

16. SECRETARY:

17. Senate Bill 2041.

18. (Secretary reads title of bill)

19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Wooten.

22. SENATOR WOOTEN:

23. Thank you, Mr. President. In the midst of what is generally
24. conceded to be a very good move, the Nursing Home Reform Act, there
25. was a problem, and I sure...I am sure that many of you have heard
26. from your constituents on it; and that is some confusion about the
27. contract which must be executed between a resident of a nursing
28. home and the licensee in some cases. I think, quite frankly, the
29. Department of Public Health has not handled this properly. We are
30. having individuals writing bitterly about the legal fees that they're
31. going to have to encounter. It is the feeling ever...of everyone
32. concerned that this can be cleared up with a little clarifying
33. language. What we need to do is just back off the deadline from

1. January 1. Senator Daley suggested that we make it July 1st,
2. rather than January 1 of '82, and I don't think the exact date
3. is all that important as long as we take some time to get this
4. worked out; otherwise, we're going to be saddling some people
5. with legal fees they need not incur. And, that's all the bill
6. does, just changes the date and I urge your approval.

7. PRESIDENT:

8. Further discussion? Senator McMillan.

9. SENATOR McMILLAN:

10. Mr. President and members of the Senate, I would also rise
11. in support of the bill. I don't believe there is anybody in
12. this Body or anybody in the Legislature that wants to do anything
13. that is going to take away some of the protection that has been
14. provided for a person in a nursing home or someone who needs to
15. go. But the bill as it is presently being interpreted has caused
16. a great deal of concern by older couples and older individuals who
17. look forward to someday having to be placed in a nursing home.
18. They believe that they have already made arrangements that are
19. going to provide for someone to adequately take care of them and
20. the uncertainty connected with the way this present law is being
21. implemented causes them a great deal of concern, and I do believe
22. that the delay will allow us to solve the problems and have a
23. system that both protects the people that we want to protect without
24. imposing an undue hardship and an undue financial burden upon them.

25. PRESIDENT:

26. Further discussion? Senator Wooten, you wish to close?
27. The question is shall Senate Bill 2041 pass. Those in favor will
28. vote Aye. Those opposed will vote Nay. The voting is open. Have
29. all voted who wish? Have all voted who wish? Have all voted who
30. wish? Take the record. On that question, the Ayes are 47, the
31. Nays are none, none Voting Present. Senate Bill 2041, having re-
32. ceived the required constitutional majority, is declared passed;
33. and the bill, having received the affirmative vote of three-fifths

1. of the members elected, is effective immediately upon its
2. becoming a law. On the Order of Senate Bills 3rd reading,
3. Senate Bill 2035, Senator Moore. Read the bill, Mr. Secretary,
4. please.

5. SECRETARY:

6. Senate Bill 2035.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDENT:

10. Senator Moore.

11. SENATOR MOORE:

12. Thank you, Mr. President and members of the Senate. This
13. bill transfers funds for the Legislative Advisory Committee on
14. Public Aid, the Pension Laws Commission and the Energy Resources
15. Commission. There are no dollar changes. By the amendment that
16. we put on earlier this morning it provides for twelve thousand
17. dollars for the Joint Condominium Study Commission. That money
18. did lapse and they need this money in order to finish the publication
19. of their report which is due in February. I'd appreciate a
20. favorable roll call.

21. PRESIDENT:

22. Any discussion? Senator Grotberg.

23. SENATOR GROTBORG:

24. Thank you, Mr. President and Ladies and Gentlemen of the
25. Senate. I wanted to ask the sponsor a key question. We all know
26. this is his last bill, but knowing Don Moore, I want to hear from
27. you is it your last amendment?

28. PRESIDENT:

29. Senator Moore.

30. SENATOR MOORE:

31. This will be the last bill and the last amendment, Senator.

32. PRESIDENT:

33. Further discussion? If not, the question is shall Senate Bill

1. 2035 pass. Those in favor will vote Aye. Those opposed will
2. vote Nay. The voting is open. Have all voted who wish? Have
3. all voted who wish? Have all voted who wish? Take the record.
4. On that question, the Ayes are 44, the Nays are 2, none Voting
5. Present. Senate Bill 2035, having received the required
6. constitutional majority, is declared passed; and the bill, having
7. received the affirmative vote of three-fifths of the members
8. elected, is effective immediately upon its becoming a law. 2036,
9. Senator Regner. Pardon me just a minute, Senator Regner. Mr.
10. Secretary, WAND-TV in Decatur has requested permission to film
11. silently. Is leave granted? Leave is granted. On the Order of
12. Senate Bills 3rd reading is Senate Bill 2036. Read the bill, Mr.
13. Secretary.

14. SECRETARY:

15. Senate Bill 2036.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDENT:

19. Senator Regner.

20. SENATOR REGNER:

21. Mr. President and members, this is a supplemental appropriation
22. to the Illinois Law Enforcement Commission, ILEC, and it provides
23. for additional authorization to spend Federal funds for several
24. new grants. And, also, it provides three hundred and twenty-six
25. thousand dollars for replacement of the District 11, State Police
26. Headquarters towers. I ask for a favorable roll call.

27. PRESIDENT:

28. Any discussion? If not, the question is shall Senate Bill
29. 2036 pass. Those in favor will vote Aye. Those opposed will vote
30. Nay. The voting is open. Have all voted who wish? Have all voted
31. who wish? Have all voted who wish? Take the record. On that
32. question, the Ayes are 43, the Nays are 1, none Voting Present.
33. Senate Bill 2036, having received the required constitutional

1. majority, is declared passed; and the bill, having received the
2. affirmative vote of three-fifths of the members elected, is
3. effective immediately upon its becoming a law. If you turn to
4. the top of page 5, on the Order of Total Vetoes. On the Order
5. of Total Vetoes, the middle of page 5, there's a motion filed
6. with respect to House Bill 3166. Mr. Secretary, read the motion,
7. please.

8. SECRETARY:

9. I move that House Bill 3166 Do Pass, the veto of the Governor
10. to the contrary notwithstanding. Signed, Senators Donnewald and
11. Weaver.

12. PRESIDENT:

13. Senator Donnewald.

14. SENATOR DONNEWALD:

15. Yes, Mr. President. I won't take much time of the Body to
16. go into a long dissertation about this bill. It's...it's been
17. argued before...in both Houses. The bill was overridden in the
18. House by 109 votes, and it does affect county officials, such as
19. County Recorders, County Clerks, County Treasurers, Sheriffs and
20. Auditors. The purpose of the bill is to entice people to run for
21. the office and I think we all realize that we're losing...we're
22. losing many, many qualified people because they...the compensation
23. is not adequate for the...for the services that are demanded. So,
24. I would ask that the Body override the Governor's veto on House
25. Bill 3166.

26. PRESIDENT:

27. Any discussion? Senator Weaver.

28. SENATOR WEAVER:

29. Thank you, Mr. President. Well, this only affects the small
30. counties which have minimums of between twelve and fourteen
31. thousand, and it would only increase it by fifteen hundred dollars
32. at most; and I, too, stand in support. They've had no raises since
33. 1974 and I think it behooves us to raise these minimums.

1. PRESIDENT:

2. Further discussion? Senator Maitland.

3. SENATOR MAITLAND:

4. Thank you, Mr. President and Ladies and Gentlemen of the
5. Senate. I rise in opposition to House Bill 3166, as I did last
6. spring. My remarks will not be as long as they were at that
7. time, but it just seems to me; and Senator Weaver, you made the
8. point well, it affects those small counties. I just ask you,
9. what right does a Legislature have to sit here in their infinite
10. wisdom and cast those additional expenses upon those particular
11. counties? It would seem to me that if County Boards are elected
12. by the people, and they are, and are intelligent people, and most
13. of them are, if those county officials are underpaid, and some of
14. them are, then they should make that point to that County Board
15. and that County Board should realize their responsibility. I
16. simply don't believe this is the place for the Legislature and
17. I would urge the defeat of this override.

18. PRESIDENT:

19. Any further discussion? Senator Donnewald, do you wish to
20. close?

21. SENATOR DONNEWALD:

22. Well, only to comment, very briefly, about the comments from
23. the Senator from McLean County. I think he's right. It should be
24. left to the County Boards, initially; but if they don't perform,
25. I think it's our duty, and let me say this, if there's a Democratic
26. County Board and a Republican County Clerk, they're not going to
27. help him out and conversly, it's the same way if there's a Re-
28. publican Board and a Democratic officeholder. So, I think...I think
29. it's incumbent upon us to pass and override this particular veto
30. to get and maintain and keep qualified people.

31. PRESIDENT:

32. The question is shall House Bill 3166 pass, the veto of the
33. Governor to the contrary notwithstanding. Those in favor will vote

1. Aye. Those opposed will vote Nay. The voting is open. Have
2. all voted who wish? Have all voted who wish? Have all voted
3. who wish? Take the record. On that question, the Ayes are 33,
4. the Nays are 9, none Voting Present. The motion fails. 3167,
5. Mr. Secretary.

6. SECRETARY:

7. I move that House Bill...

8. PRESIDENT:

9. 31...3167.

10. SECRETARY:

11. Yeah. I move that House Bill 3167 Do Pass, the veto of the
12. Governor to the contrary notwithstanding. Signed, Senators

13. ~~Donnewald and Weaver.~~

14. PRESIDENT:

15. Senator Donnewald.

16. SENATOR DONNEWALD:

17. It's the same speech again, and this has to be...if it's
18. going to be effective, it has to be done today, and if it isn't
19. done today, it's not effective; because those particular people
20. will be taking office on December 1. I would urge your support.

21. PRESIDENT:

22. Any discussion? Senator Maitland.

23. SENATOR MAITLAND:

24. Thank you, Mr...President and Ladies and Gentlemen of the
25. Senate. Same objection.

26. PRESIDENT:

27. Further discussion? If not, the question is shall House
28. Bill 3167 pass, the veto of the Governor to the contrary notwith-
29. standing. 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? Have all voted who wish? Take the record. On
32. that question, the Ayes are 36, the Nays are 9, none Voting
33. Present. House Bill 3167, having received the required three-

1. fifths vote is declared passed, the veto of the Governor to the
2. contrary notwithstanding. 1239, Senator D'Arco and Merlo. 1457,
3. Senator Sangmeister. 1543, Senator Lemke. 1750, Senator Coffey.
4. 1810, Senator Davidson. Senator Merlo. On the Order of Total
5. Vetoes is Senate Bill 1239. Read the motion, Mr. Secretary.
6. Senate Bill 1239.

7. SECRETARY:

8. I move that Senate Bill 1239 Do Pass, the veto of the
9. Governor to the contrary notwithstanding. Signed, Senator Merlo.

10. PRESIDENT:

11. Senator Merlo.

12. SENATOR MERLO:

13. Thank you, Mr. President and Ladies and Gentlemen of the
14. Senate. This is the Renter's Tax Relief Bill, and with the
15. override the...of the total veto, the renter would be allowed to
16. deduct thirty percent of their annual rent from the Illinois
17. State Income Tax at the time of filing. The Governor, however,
18. with his signatures has shattered the hopes of one million, four
19. hundred thousand renter householders in the State of Illinois.
20. Homeowners, of course, do have the opportunity of writing off their
21. Property Tax as well as their mortgages, and the renter's do not.
22. The rentals do...just don't have this advantage and this is most
23. unfortunate. However, in his message, the Governor points out
24. that senior citizens would reap double tax relief with the Renter's
25. Tax Relief Bill. And, there, of course, he was referring to the
26. Circuit Breaker, which allows tax relief for senior citizens with
27. an income under twelve thousand five hundred dollars. However,
28. senior citizens qualify for the Circuit Breaker if they own their
29. own home; and all we're asking here, is that the renters receive
30. their same benefit. The loss of revenue, of course, would be
31. somewhere in approximately thirty million dollars. There has been
32. a precedent set, ten other states do have legislation of this type,
33. our neighboring states Wisconsin and Indiana just recently passed

1. legislation. I certainly hope that I can have the support on
2. the override of this veto.

3. PRESIDENT:

4. Any discussion? Senator McMillan.

5. SENATOR McMILLAN:

6. Mr. President and members of the Senate, I rise to oppose
7. the override, primarily for one reason. We cannot support it;
8. had we thirty to thirty-two million dollars to spend, there are
9. many other proposals which would take priority. If we had the
10. money we would fund, without fail, the kinds of faculty salaries,
11. or the kinds of increases in faculty salaries which we painfully
12. failed to fund yesterday. Had we the money available, the House
13. would have easily overridden the veto on increase in pensions for
14. retired teachers. There are many other things as worthy as this
15. is that we probably would have given a positive vote to, if we
16. had the money. The money simply is not there. We cannot afford
17. it at this time.

18. PRESIDENT:

19. Further discussion? Senator Merlo, you wish to close?

20. SENATOR MERLO:

21. Thank you, Mr. President. Of course, as to whether there
22. is available funds, this is debatable, as we all well know; no one
23. knows what the end result of this Session is going to bring.
24. However, we must remember that we are affecting those that are
25. at moderate and middle income; who have never had the opportunity
26. to buy a home of own...of their own and have always been renters,
27. and certainly, we in this State of Illinois should take cognizant of
28. this and of course, help where we possibly can. I ask, again, for
29. your favorable consideration.

30. PRESIDENT:

31. The question is shall Senate Bill 1239...1239 pass, the
32. veto of the Governor to the contrary notwithstanding. Those in
33. favor will vote Aye. Those opposed will vote Nay. The voting

1. is open. Have all voted who wish? Have all voted who wish?
2. Have all voted who wish? Take the record. On that question,
3. the Ayes are 16, the Nays are 24, 3 Voting Present. The motion
4. fails. Are there further motions on the Order of Total Vetoes,
5. Mr. Secretary? All right. On the Order of Total Vetoes, the
6. only remaining motion that appears a member wishes to call is
7. a motion with respect to House Bill 3166. Read the motion,
8. Mr. Secretary.

9. SECRETARY:

10. I move that House Bill 3166 Do Pass, the veto of the
11. Governor to the contrary notwithstanding. Signed, Senators
12. Weaver and Donnewald.

13. PRESIDENT:

14. Senator Weaver.

15. SENATOR WEAVER:

16. Thank you, Mr. President. I think the only thing that was
17. maybe left unsaid on 3166 was that if we don't act on this today,
18. also, that these few county officers who are in counties of under
19. sixty thousand will not receive any increase, as they haven't
20. received for...since 1974. I hope you would reconsider this and
21. give us a positive vote on this.

22. PRESIDENT:

23. Any discussion? The question is shall House Bill 3166 pass,
24. the veto of the Governor to the contrary notwithstanding. Those
25. in favor will vote Aye. Those opposed will vote Nay. The voting
26. is open. Have all voted who wish? Have all voted who wish?
27. Have all voted who wish? Thirty-six affirmative votes are required.
28. Have all voted who wish? Take the record. On that question, the
29. Ayes are 32, the Nays are 12, 1 Voting Present. The motion fails.
30. On the Order of Item Vetoes, the bottom of page 5. 1605, Senator
31. Savickas. 1619, Senator Davidson. 1629, Senator Regner. 1635,
32. Senator Coffey. 1639, Senator Schaffer. 1665, Senator Sommer.
33. There's a motion on Senate Bill 1665, Senator Buzbee. You wish

1. to pursue that, is my question.

2. SENATOR BUZBEE:

3. Yes.

4. PRESIDENT:

5. All right. Read the motion, Mr. Secretary. Top of page 6,
6. on the Order of Item Vetoes, a motion filed with respect to
7. Senate Bill 1665. Read the motion, Mr. Secretary.

8. SECRETARY:

9. I move that the item on page 31, lines 4 through 7 of Senate
10. Bill 1665 Do Pass, the item veto of the Governor to the contrary
11. notwithstanding. Signed, Senator Buzbee.

12. PRESIDENT:

13. Senator Buzbee.

14. SENATOR BUZBEE:

15. Thank you, Mr. President. This override motion addresses the
16. ten million six hundred sixty-seven thousand dollars of School
17. Bond Construction Funds that was vetoed by the Governor. You'll
18. recall that during the Session, we had five projects, the Carbondale
19. High School, the Beardstown Junior High School, the Watseka Gym,
20. the Oglesby School District and the La Salle County School that
21. came in and asked for the same consideration that had been given to
22. numerous other school districts across this State several years
23. ago. You'll recall that, I think, in 1973 we passed the legislation
24. that provided school bonding assistance...school construction
25. assistance from the State to local school districts, simply because
26. we were seeing all across this State school buildings, in some
27. cases, literally falling down, and yet, school districts were not
28. able to pass referendum...referenda to...to build the buildings,
29. or to make the repairs and so forth. So, we passed the legislation
30. that said the State will give assistance. As I recall, I think the
31. assistance is seventy-thirty; where the State will pay seventy per-
32. cent and the school district, then, has to provide thirty percent
33. We provided some for the Chicago School District, and then we

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1. provided some for the downstate school districts. A year later,
2. the other school districts who had just passed bond issues came
3. back to us and said, look it's not fair; we just passed a bond
4. issue, but we have already built our school building. We concurred,
5. yes, you're right. That is not fair. So, we added another category,
6. a third category, besides the Chicago School District and the
7. downstate school districts. We added the category of those
8. school districts that have already passed their bonding referendum
9. and have built their building; we will now go back and give you
10. some assistance on the repayment of your bonded indebtedness. What
11. happened was that we have expended, totally, the downstate school
12. district portion of the School Construction Bonds. We have not
13. expended totally the Chicago School District portion, but,
14. surprisingly, what happened that third category, there was very...
15. there were very few applications from school districts who had
16. already passed referenda...yes, referenda; very few applications
17. from them to come back and...and...and ask for financial assistance.
18. So, there is a considerable amount of authorization still alive in
19. that category. So, what we have done is we have asked that these
20. five school districts would have the ability to tap those particular
21. funds for those school projects. Now, I know that in this era of
22. austerity, et cetera, that this is not a popular sort of thing to
23. bring up; but at some...point, folks, we've got to start addressing
24. this problem again, and I would submit to you that now is as good
25. a time as any, and, so, I would ask for an affirmative vote on
26. this...on this measure.

27. PRESIDENT:

28. Further discussion? Senator Philip.

29. SENATOR PHILIP:

30. Thank you, Mr. President. Will the sponsor yield for a
31. question?

32. PRESIDENT:

33. Indicates he will yield. Senator Philip.

1. SENATOR PHILIP:

2. Thank you. Senator, does this pertain to all school districts...
3. out the entire State of Illinois now?

4. PRESIDENT:

5. Senator Buzbee.

6. SENATOR BUZBEE:

7. No, Senator. I...I named the five school districts; Carbon-
8. dale High School, Beardstown Junior High School, Watseka, Oglesby
9. and La Salle County are the only five, but...let me...let me say,
10. specifically, 'cause those school districts are not named in the
11. legislation, and, as a matter of fact, that was the only reason the
12. Governor gave for...for vetoing it. He said, "we don't know which
13. school districts you're talking about." Well, we all knew, because
14. we'd sent a letter, a combined letter signed by every Legislator
15. from those districts to the State Board of Education, to the new
16. Superintendent, saying, these are the school districts that we
17. have...that we have in mind, and we...we took the names of the
18. school districts out of the bill, because the Capital Development
19. Board recommended that we do that.

20. PRESIDENT:

21. Senator Philip.

22. SENATOR PHILIP:

23. Yeah. I'm sorry, maybe you didn't understand my...my question.
24. I guess my question, is would, in the future, every school district
25. in the State of Illinois be entitled to the same consideration?

26. PRESIDENT:

27. Senator Buzbee.

28. SENATOR PHILIP:

29. Or, are we just specifically talking about those in your area,
30. or...

31. PRESIDENT:

32. Senator Buzbee.

33. SENATOR BUZBEE:

1. No. First of all, out of the five, there's only one that's
2. in my area; the others are not anywhere close to my area. And,
3. what we are doing here is to...is attempting to give the same
4. consideration to these five school districts that we have given to
5. numerous other school districts in the past eight years. We have
6. not done anything in the last two years, but my guess is, there
7. are school districts in your area that...that partook of this same
8. pot of honey a few years ago to build new school buildings; but
9. this year, we're only talking about these five school districts;
10. this year, that's it.

11. PRESIDENT:

12. Senator Philip.

13. SENATOR PHILIP:

14. Well, of course, you didn't answer my question. To my
15. knowledge, there has not been a school district in our county,
16. DuPage County, that has ever made any request. In fact, the
17. responsibility of remodeling and building schools has, unfortunately,
18. fell on local taxpayers. Now, you're coming in here and saying
19. we ought to bail your school districts out of their financial
20. problems; but, yet, we, locally, in DuPage County, we'll have to
21. repair ours and build more schools. I really, quite frankly,
22. Senator, think that's grossly unfair.

23. PRESIDENT:

24. Further discussion? Senator Regner.

25. SENATOR REGNER:

26. Well, Mr. President and members, unlike other items on item
27. vetoes, or if we do override them, the money is spent; there is
28. no way we can cram this down the Governor's throat, because if
29. he doesn't sell the bonds, the money isn't available. So, it's
30. just never going to happen. And, just another reminder in closing,
31. remember for every dollar of bond money that we do approve, it's
32. actually two dollars and ten cents, so we're not voting on ten
33. million dollars here; we're voting on twenty-one million.

1. PRESIDENT:

2. Any further discussion? Senator Berning.

3. SENATOR BERNING:

4. A question of the sponsor on this point.

5. PRESIDENT:

6. Indicates he'll yield. Senator Berning.

7. SENATOR BERNING:

8. Senator Buzbee, we just had a serious discussion on...
9. supplemental appropriations for the reconstruction and re-
10. habilitation or repair of several of the junior colleges; all
11. of which initially were under the direction and control and
12. supervision of the Capital Development Board. Now, as I under-
13. stand it, you are asking here for some additional dollars for the
14. Capital Development Board to do essentially the same kind of
15. construction work for high schools that they could not do satis-
16. factorily for colleges. Would it not be better to leave these
17. things in the hands of the local areas, as Senator Philip indicated,
18. and keep the Capital Development Board out of this area, so that
19. we don't have to come back next year, or two years hence, and
20. re-do by new appropriations the faulty work?

21. PRESIDENT:

22. Further discussion? Senator Buzbee, you wish to close?

23. SENATOR BUZBEE:

24. Well, I...I think, first of all that Senator Berning asked me
25. a question.

26. PRESIDENT:

27. I beg your pardon. I didn't...Senator Buzbee.

28. SENATOR BUZBEE:

29. My...my...my...my response is that, you know, we...whatever
30. we get, even shoddy workmanship would be better than what we've
31. got now. But, the Capital Development Board is, in fact, in my
32. opinion gotten very much on top of that problem that existed when
33. we built those community college buildings eight, ten years ago,

1. when there was a lot of shoddy construction work done, a lot of
2. incompetent architectural work done. The Capital Development
3. Board is very much on top of that now, in my opinion. This...this
4. same type of funding was done for the high school that is my
5. alma mater a few years ago in...in an area that's not in my
6. Legislative District, and they have a beautiful facility...as I
7. said, I think it's seventy percent ...seventy percent State
8. funding and thirty percent local funding. School districts all
9. over this State did that, and...when we passed the legislation to
10. allow it, but I...your question is...is one that...that I'm not
11. real concerned about, because I'm...I have a lot of faith and
12. confidence in the Capital Development Board's technical expertise
13. now. Now, I...if I'm...if I'm closing, Mr. President...

14. PRESIDENT:

15. Well, I piously hope so.

16. SENATOR BUZBEE:

17. I wasn't aware you were ever pious, Mr. President.

18. PRESIDENT:

19. Once in awhile. Particularly on Friday afternoon.

20. SENATOR BUZBEE:

21. I would like to address Senator Philip's response if...or
22. his question or his comment if...if he's listening. You said I
23. wasn't listening to you; Senator, you weren't listening to me
24. either, because school districts all over this State have done
25. exactly this same thing through legislation this General Assembly
26. passed, which was passed since you've been a member of this General
27. Assembly, because it was passed the same time that...while...while
28. I've been a member, and I know you've been here at least as long,
29. if not longer, than me. So, we've done this all over the State.
30. We haven't done it in the last couple or three years. That's the
31. only difference, and I'm going to check and see, I'm sure there...
32. there...to find out if there were any DuPage County schools that...
33. that took advantage of this. I don't know, but we'd like for these

1. five school districts to have the opportunity to take advantage
2. of it now, that's why I'm asking for an affirmative vote.

3. PRESIDENT:

4. The question is shall the item on page 31, lines 4 to 7 of
5. Senate Bill 1665 pass, the item veto of the Governor to the
6. contrary notwithstanding. Those in favor will vote Aye. Those
7. opposed will vote Nay. The voting is open. Have all voted who
8. wish? Have all voted who wish? Have all voted who wish? Take
9. the record. On that question, the Ayes are 15, the Nays are 28,
10. none Voting Present. The motion fails. Channel 20 has requested
11. permission to shoot some silent film. Is leave granted? Leave
12. is granted. On the Order of Item Reductions on page 6 on the
13. Calendar, ~~1571, Senator Buzbee.~~

14. SENATOR BUZBEE:

15. Thank you, Mr. President.

16. PRESIDENT:

17. Read the motion, Mr. Secretary. Senator...

18. SECRETARY:

19. I move that...

20. PRESIDENT:

21. ...Senator, wait a minute...wait a minute. Senator Buzbee.

22. SENATOR BUZBEE:

23. We took a run at 1573 yesterday, and I indicated yesterday
24. evening that I was going to try another run today at it. However,
25. given the fact that some of my affirmative votes from yesterday
26. have...have dwindled off into never, never land, I think that...
27. that I'll take the...the wise attitude of reconsidering, and change
28. my position and not call these motions.

29. PRESIDENT:

30. You are truly grand.

31. SENATOR BUZBEE:

32. Thank you. Thank you.

33. PRESIDENT:

HB 2777
3rd Reading

1. 1572, Senator Weaver. Did anybody have any motions on
2. Item Reductions they wish called? All right. How about House
3. Bills 3rd? 2777, Senator Ozinga, you wish to handle that? Now,
4. these needn't be done today, you understand. Do it anyway. All
5. right. On the Order of House Bills 3rd reading is House Bill
6. 2777. Read the bill, Mr. Secretary.

7. SECRETARY:

8. House Bill 2777.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDENT:

12. Senator Ozinga.

13. SENATOR OZINGA:

14. Yeah. Mr. President and members of the Senate, this is the
15. ordinary revisionary bill that has been handled and...and been up
16. and down, up and down during the whole Session, and all that it
17. does now is make some corrective changes that were necessary and
18. has to be passed today. I would accept a favorable roll call.

19. PRESIDENT:

20. Any discussion? If not, the question is shall House Bill 2777
21. pass. Those in favor will vote Aye. Those opposed will vote Nay.
22. The voting is open. Have all voted who wish? Have all voted who
23. wish? Have all voted who wish? Take the record. On that question,
24. the Ayes are 45, the Nays are none, none Voting Present. House
25. Bill 2777, having received the required constitutional majority,
26. is declared passed, and the bill, having received the affirmative
27. vote of three-fifths of the members elected, is effective immediately
28. upon its becoming a law. Any other bills on House Bills 3rd?
29. Senator Grotberg. On the Order of House Bills 3rd reading is House
30. Bill 3103. Read the bill, Mr. Secretary.

31. SECRETARY:

32. House Bill 3103.

33. (Secretary reads title of bill)

34. 3rd reading of the bill.

1. PRESIDENT:

2. Senator Grotberg.

3. SENATOR GROTBORG:

4. Thank you, Mr. President and fellow Senators. These two
5. amendments that are now on this bill were debated, rather thoroughly,
6. yesterday. I would only remind everyone that in these trying
7. times we have a deadline for the Yorkville Amendment that will
8. capture some three hundred and twenty-five thousand dollars of
9. private funding for the Yorkville Library on this bill. The other
10. one that had as much debate, or more, was the St. Charles School
11. District transfer from the State of Illinois Department of
12. Corrections. In both of these cases I would remind you, Ladies
13. and Gentlemen, that it does not cost the...general taxpayers of
14. Illinois any funds. This is all locally...initiated funding
15. transfer of the St. Charles eighty-six acres, at one hundred
16. thousand dollars of cash, plus multiple considerations that in
17. a very brief time will run the cost to the local citizens up well
18. within the range of any given appraisal. The...one appraisal we
19. have is forty-six hundred dollars per acre. In the case of the
20. Yorkville Amendment, we have a flat agreement, and the money
21. contracts all arranged so that upon enabling legislation like
22. this, both of the local communities can go to work with the
23. Department of Administrative Services and make the arrangements
24. which cost the general taxpayers of Illinois nothing. It will
25. enhance the General Revenue coffers of Illinois for some hundred
26. and twenty-eight thousand dollars, and I urge your favorable
27. passage of this bill. We do need thirty-six votes.

28. PRESIDENT:

29. Any discussion? Senator Wooten.

30. SENATOR WOOTEN:

31. Thank you, Mr. President. I would like to repeat all my
32. objections of yesterday, and I well understand the impulse to do
33. a colleague a favor; but Ladies and Gentlemen, please consider

1. that, as I said yesterday, with both of the amendments on this
2. bill, it's just about everything wrong that you can imagine with
3. a conveyance of land. Let me point out to you some things that
4. we haven't heard. First of all, the eighty-six acres involved
5. is classified, according to the appraiser, to the best of their
6. knowledge, as virgin farmland, that has always been used for
7. agricultural purpose; the crop this year is corn. And, it is
8. the stated policy of Illinois, demonstrated by a proclamation...
9. or an...Executive Order signed by the Governor, that farmland
10. in the State is to be maintained. Further, look at the amendment.
11. It says that the school district must use this land for the
12. purposes they decide, on the date that this becomes law. That
13. means, no matter what is said now, if this becomes law, the day
14. it's signed; whatever decision they make that day, if they decide
15. to use it for housing development or whatever, that's okay. It's
16. perfectly all right. Also, if you look at the appraisal process,
17. remember those battles we had a few years ago about how we go about
18. this. There has been one appraisal taken by the school district,
19. which comes in at a value of about four thousand some per acre.
20. If you look at land in that neighborhood, the value ranges from a
21. low of twenty-five hundred an acre to over fourteen thousand
22. dollars an acre. And, I submit to you that the one hundred thousand
23. dollars we're being offered, doesn't even come close to meeting that
24. one estimate; and please remember, we haven't had two estimates.
25. We haven't had independent estimates. I simply say that the impulse
26. is to do a colleague a favor; I understand that, I sympathize with
27. it, but think of the price we pay to try to straighten this whole
28. messy process out. We set up rules to follow. If you pass this,
29. this whole process will not have a hearing in the House. They
30. will simply concur in our action. Remember that this idea has
31. been defeated and rightly so. We told Senator Grotberg come back,
32. follow the process, get the independent assessments and we'll take a
33. look at it, and I...I simply say, that hasn't been done. We have

1. not complied with the processes we, ourselves, suggested should be
2. followed. As regards to the Yorkville property of...I certainly
3. am a little more sympathetic toward the idea, but once again, a
4. department has made an arrangement without any legislative sanction.
5. They're seeking that sanction now, after the city has already
6. invested about thirty-eight thousand dollars in this. I say that
7. project doesn't look too bad, but my suggestion is that we defeat
8. this; that we bring both of them back, separate items, and con-
9. sider them in the proper arena. The only reason I make that...
10. I don't have any big objection to Senator Grotberg as an individual
11. or his actions; but as Chairman of the Executive Committee, I got
12. into a lot of this, and I simply suggest to you that we do not
13. do ourselves a service by throwing out all of the safeguards we
14. established for dealing with this process, and that's exactly what
15. this legislation does.

16. PRESIDENT:

17. Further discussion? Senator Mitchler.

18. SENATOR MITCHLER:

19. Thank you, Mr. President and members of the Senate. The bill
20. before us has a very important transfer of property in my 39th
21. Legislative District. This involves the transfer of property now
22. under the jurisdiction of the Department of Conservation, known
23. as the Glenn D. Palmer Game Farm, located on Game Farm Road in the
24. City of Yorkville. And this land would be transferred from the
25. Department of Conservation of the State of Illinois to the City of
26. Yorkville for the purposes of constructing a community center, a
27. library, a parking lot, open lands to serve the community. This
28. has the approval of the Department of Conservation and the Office
29. of the Governor. The Governor will approve the bill as it is sent
30. to him. The appraisal of this property was conducted through the
31. Land Acquisition Section of the Department of Conservation, through
32. the Done Appraisal Service that has headquarters in St. Louis,
33. Missouri, but also has offices at 444 West Galena Blvd. in Aurora.

1. The property was appraised at six thousand five hundred dollars per
2. acre. We are talking about 3.947 acres from the Department of
3. Conservation to the City of Yorkville. I want to point out that
4. this came about by a joint agreement between the Yorkville District
5. Library, the City of Yorkville and others concerned to create this
6. community center and library in the location they desire to put it.
7. Now, the City of Yorkville is going to provide thirty-eight thousand
8. dollars of construction work, removing the pheasant pens from the
9. East side of Game Farm Road, where they presently exist to the
10. West side of Game Farm Road, where the Department of Conservation
11. desires to have the consolidation of their pheasant pens. They
12. would also put in sewer line connections, and this all totals with
13. other emoluments to amount of about thirty-eight thousand dollars.
14. The urgency and the need for this legislation to be enacted upon
15. by the Senate and House and approved by the Governor this year,
16. rather than wait until we would introduce new legislation next
17. year is necessary because the City of Yorkville was provided in a
18. will of a deceased person an amount of money that is to be used
19. in a community building in a community center, and that community
20. center must be constructed no later than December of 1981; and
21. that does not give them a sufficient time if we are to go into
22. legislation next year. There is absolutely nothing wrong with
23. the manner in which this transfer of property is taken. I would
24. have preferred to have it go through the regular channels, but
25. because of the urgency and the necessity to bring it for you in
26. the Veto Session, we have amended a bill...a House bill and if
27. this is approved, it can go back to the House, can be acted upon
28. before we adjourn on June...rather on December 5th. I would ask
29. for you to give favorable consideration to this legislation. It's
30. important in my district; it's important for the people that they
31. would have a good library, a good community center and it would
32. be located properly adjacent to the high school and grade school
33. of the Yorkville...School District. I don't know of any other

1. arguments. I'll be glad to answer any questions you may have.
2. The conveyance of the property is all aboveboard; there's nothing
3. being hidden, I assure you of that, on my honor that it's all in
4. good order. So, I certainly would ask for a favorable roll call.
5. Thank you.

6. PRESIDENT:

7. Further discussion? Senator Geo-Karis.

8.

9. (End of reel)

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1. SENATOR GEO-KARIS:

2. Just one question of the sponsor, if he'll yield.

3. PRESIDENT:

4. Indicates he'll yield.

5. SENATOR GEO-KARIS:

6. If the purpose for which this land is being sought is not
7. followed through by a school district it goes back to the State,
8. does it not?

9. PRESIDENT:

10. Senator Grotberg.

11. SENATOR GROTBORG:

12. Yes, I was going to deal that...within closing. The reverted
13. clauses were in both of these amendments. Everything goes back
14. to the State if there are any failures to get together.

15. PRESIDENT:

16. Senator Geo-Karis.

17. SENATOR GEO-KARIS:

18. Mr. President, and Ladies and Gentlemen of the Senate. I
19. urge favorable consideration because we're not going to lose
20. by it. If it's going to be used for a good purpose fine, if it's
21. not it's going to come back to the State. And at the same time
22. if they use it they're going to save the State a lot of money too.

23. PRESIDENT:

24. Further discussion? Senator Gitz.

25. SENATOR GITZ:

26. A question of Senator Grotberg.

27. PRESIDENT:

28. Senator Grotberg. Indicates he'll yield. Senator Gitz.

29. SENATOR GITZ:

30. Senator, why is it that there is only one appraisal that has
31. been done by the school district which has a direct interest in it?
32. I mean, since this has been kicking around a little, it would seem
33. that we would have had time to have some other appraisals.

1. PRESIDENT:

2. Senator Grotberg.

3. SENATOR GROTEBERG:

4. A very good question. Senator Gitz, last spring we were going
5. to go the three appraisal route. The St. Charles School District
6. has one hundred thousand dollars in cash to invest in this im-
7. mediately. All of the conditions of the sale that are outlined
8. in this...or incorporated in the concept of the St. Charles
9. School System taking over at approximately fifty thousand dollars
10. a year through the City of St. Charles, the operation of the
11. sewage treatment plant for the people of the State of Illinois in-
12. side the fence, that's on a different property, is a consideration
13. that's way above...we got a forty-six hundred dollar an acre in-
14. dependent appraisal, Senator Wooten, for the property, private
15. independent appraisal, and we got that one. If we need more the
16. State will get them. This only allows the Administrative Services
17. to get contractually together so the people of Illinois get a
18. chance to get their money's worth out of this property.

19. PRESIDENT:

20. Senator Gitz.

21. SENATOR GITZ:

22. I realize that there are other burdens that they're assuming,
23. but I'm still not sure that answered the question of why in this
24. time we don't have different appraisals, which has been one of
25. the chief objections.

26. PRESIDENT:

27. Senator Grotberg.

28. SENATOR GROTEBERG:

29. I thought I told you. If...if we get three more...if it's
30. five thousand dollars an acre, that's a half a million dollars.
31. If we get bound into the existing Statute, then the trade-outs mean
32. nothing, we've got to come up with a half a million dollars in cash.
33. And it just isn't in the cards, there's no room for negotiations.

1. If we weren't down here every year changing some of these laws
2. we wouldn't need any rules and regulations.

3. PRESIDENT:

4. Senator Gitz.

5. SENATOR GITZ:

6. I notice in the conveyance papers, it says for the purposes
7. authorized by the school district. Now, if this is pinned down
8. in terms of a park and a complex, et cetera, why isn't all that
9. spelled out in the way the language reads, why is it so open-
10. ended?

11. PRESIDENT:

12. Senator Grotberg.

13. SENATOR GROTBORG:

14. That is included in the deed that the State...the kind of
15. people that we have in St. Charles are kind of different. Colonel
16. Edward Baker gave the State of Illinois eight hundred acres of land
17. to build the school on and it has to stay in public purpose in
18. perpetuity as part of the conveyance to the State in the first
19. place. This is all for the public, we're not talking about a
20. gas station or housing or supermarkets or a development, we're
21. talking about public purposes. And the burden is going to be on
22. the local taxpayers to make good faith deals with the public
23. representatives of the State of Illinois.

24. PRESIDENT:

25. Is there any further discussion? Senator Gitz.

26. SENATOR GITZ:

27. One last question. In light of Senator Wooten's statements,
28. what grievous harm happens, right now if this question is held
29. over till December or January when there's further information?
30. I mean is there a particular reason why this thing has to move
31. today, or Chicken Little's right, the world comes to an end?

32. PRESIDENT:

33. Senator Grotberg.

1. SENATOR GROTBORG:

2. It's the tail end of a Session that we've been dealing with
3. it now for almost a year. And through the co-operation of Leader-
4. ship, the State Department of Corrections, the Governor's for it,
5. the State Department of Corrections is for it, Local Government
6. is for it. Development costs are going up ten or twelve percent
7. a year. I'm here to tell you that money is hard to get, Senator
8. Gitz. Maybe it isn't out in your territory but in our territory
9. it's tough. We want to make a deal, live with it, and spend more
10. money probably getting ready for future sites for St. Charles
11. schools. By the time you get through city council you've gone
12. through another year of grief. This is the groundwork for what
13. I think is one of the better deals for the taxpayers of Illinois,
14. and the local taxpayers of St. Charles. And that's the urgency
15. connected to an absolute deadline on Senator Mitchler's amendment
16. for Yorkville that if we don't close the deal we lose three
17. hundred and twenty-five thousand dollars which for Yorkville is
18. like ten million on a bequest that has to be done.

19. PRESIDENT:

20. Further discussion? Senator Wooten.

21. SENATOR WOOTEN:

22. I'm sorry to speak for the second time, but I want to make
23. clear there are two separate questions here, and the Yorkville
24. situation is the more defensible of the two. They have not
25. followed proper procedures at all, but it is somewhat more
26. defensible. I simply point out to you, that I think Senator
27. Grotberg is being straightforward. They haven't taken other
28. estimates because it would be too glaring, a giveaway for
29. the State. The people of Illinois will not benefit from this,
30. the people of Illinois would benefit if you keep that land
31. in agricultural use, if you rent the land, if you make money
32. from it. I don't know why a school district needs eighty-six
33. acres, and the fact is it is not pinned down, this land is in the

1. hands of the Department of Corrections. It has not been turned
2. over to Administrative Services, we have not had a chance to
3. review to see if it can be used for other State purposes. And
4. that is simply the fact. And to try to get around that, I...I
5. certainly understand why you might want to do your school district
6. a favor. But you are going to do the people of Illinois a great
7. disservice if you circumvent a proper look at this whole trans-
8. action. And Senator, you've had enough time for those...to
9. follow proper courses of action. I can understand why you haven't
10. because it would simply look like too much of a giveaway. And
11. I really think that we ought to vote this down, divide the
12. issue and get back to the Yorkville proposition.

13. PRESIDENT:

14. Further discussion? Senator Ozinga.

15. SENATOR OZINGA:

16. I was just going to ask, if there aren't any other questions,
17. otherwise to move the previous question.

18. PRESIDENT:

19. Senator Knuppel.

20. SENATOR KNUPPEL:

21. Mr. Speaker...or Mr. President. I have a question, as I
22. understood it, they're going to pay the appraised value?

23. PRESIDENT:

24. Senator Grotberg.

25. SENATOR GROTBORG:

26. They're going to pay a hundred thousand dollars outright and
27. operate the sewer system at some fifty thousand dollars a year
28. at the school's expense and the City of St. Charles' expense as a
29. trade-out. I grant you, Senator Wooten, we're probably talking
30. about a half a million dollar property. We haven't got a half
31. a million dollars, but over the years we will spend that and
32. more.

33. PRESIDENT:

1. Senator Knuppel.

2. SENATOR KNUPPEL:

3. Well, I...I'm not enamored to this, but there's just one
4. thing I wanted to correct, Senator Wooten. I agree with you on
5. just about everything you say, I'll probably vote the other way.
6. But one thing's for sure, that you can't make more money farming
7. the damn thing, that...that I'm sure of. Now, it reminds me
8. here recently of the story of the farmer who's going in the hardware
9. store, you know, and buying hammers for a dollar apiece, and he went
10. out on the street and sold them for seventy-five cents. And some-
11. body said, well, you can't do that he said it sure as hell beats farming.
12. So...

13. PRESIDENT:

14. Any further discussion? Senator Grotberg may close.

15. SENATOR GROTEBERG:

16. Well, thank you. It's been a good debate. This is Senator
17. Mitchler's last bill after fourteen years in the General Assembly
18. or more, I think sixteen. And I appreciate joining with him in
19. this joint effort for our communities. I seek a favorable roll call.

20. PRESIDENT:

21. The question is, shall House Bill 3103 pass. Those in favor
22. will vote Aye. Those opposed will vote Nay. The voting is open.
23. Have all voted who wish? Have all voted who wish? Have all
24. voted who wish? Have all voted who wish? Take the record. On
25. that question, the Ayes are 36, the Nays are 4, none Voting Present.
26. House Bill 3103, having received the required constitutional majority
27. is declared passed, and the bill having received the affirmative
28. vote of three-fifths of the members elected is effective immediately
29. upon its becoming a law. Senator Wooten, for what purpose do you
30. arise?

31. SENATOR WOOTEN:

32. I'll play the bill unto the end, verification.

33. PRESIDENT:

SB 1726
Specific Recommendation
of the Senate
11-21-80

- 1. All right, will the members please be in their seats.
- 2. Senator Wooten has requested a verification of the affirmative
- 3. roll call. Will the members please be in their seats. The
- 4. Secretary will read the affirmative votes.
- 5. SECRETARY:

6. The following voted in the affirmative: Becker, Berman, Berning,
 7. Bloom, Bowers, Bruce, Buzbee, Davidson, DeAngelis, Donnewald,
 8. Friedland, Geo-Karis, Grotberg, Keats, Knuppel, Maitland, McMillan,
 9. Merlo, Mitchler, Moore, Nash, Newhouse, Nimrod, Ozinga, Philip,
 10. Regner, Rhoads, Rupp, Sangmeister, Savickas, Schaffer, Shapiro,
 11. Vadalabene, Walsh, Weaver, Mr. President.

12. PRESIDENT:

~~13. Senator Wooten.~~

14. SENATOR WOOTEN:

15. Senators Merlo and Rhoads.

16. PRESIDENT:

17. Senator Rhoads on the Floor? Senator Rhoads on the Floor?
 18. Strike his name, Mr. Secretary. The sponsor requests that further
 19. consideration of House Bill 3103 be postponed. So ordered.
 20. On the Order of...if you'll turn to page 7 on the Calendar, on
 21. the Order of Specific Recommendations for Change. Are there
 22. any motions filed, Mr. Secretary? On 1552, Senator Joyce.
 23. 1726, is there a motion filed, Mr. Secretary? Read the motion.

24. SECRETARY:

25. I move to accept the Specific Recommendations of the Governor
 26. as to Senate Bill 1726, in the manner and form as follows. Signed,
 27. Senators Donnewald and DeAngelis.

28. PRESIDENT:

29. Senator Donnewald.

30. SENATOR DONNEWALD:

31. Well, Mr. President, and members of the Senate. 1726, of
 32. course, deals with the Unemployment Insurance Laws, and of course,
 33. there was another bill that was passed. The...I say quote "the

1. agreed bill," but now I see that the Governor and those in the
2. particular division of the department see some good things in
3. 1726. I was somewhat reluctant to do anything with the bill, but
4. for the good of the people of the State of Illinois, I would
5. recommend that we...we accept the recommendations.

6. PRESIDENT:

7. Further discussion? If not, the question is, shall the
8. Senate accept the Specific Recommendations of the Governor as
9. to Senate Bill 1726 in the manner and form just stated by Senator
10. Donnewald. Those in favor will vote Aye. Those opposed will
11. vote Nay. The voting is open. Have all voted who wish? Have
12. all voted who wish? Have all voted who wish? Take the record.
13. On that question, the Ayes are 43, the Nays are none, none
14. Voting Present. The Specific Recommendations of the Governor
15. as to Senate Bill 1726, having received the required constitutional
16. majority vote of Senators elected are declared accepted. Are
17. there any other members who have motions they wish to be heard?
18. PRESIDING OFFICER: (SENATOR BRUCE)

19. House Bill 3166, Mr. Secretary have any motions been filed?
20. SECRETARY:

21. I move that House Bill 3166 Do Pass, the veto of the Governor
22. to the contrary notwithstanding. Signed, Senator Rock.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Rock is recognized on...motions on House Bill 3166.
25. SENATOR ROCK:

26. Thank you, Mr. President, and Ladies and Gentlemen of the
27. Senate. As we've heard before this motion is absolutely an
28. emergency because these folks take office December 1st. Its been
29. pointed out that the elected county officials that are affected
30. are the Recorder Clerks, the County Treasurers, the Sheriffs, and
31. the Auditors, and the only counties that are truly affected by
32. House Bill 3166 are Edwards, Franklin, Hardin, Hamilton, Henderson,
33. Jasper, Lawrence, Massac, and Wayne. Does not apply to the County

1. of Cook. I would urge a favorable vote.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there discussion? Is there discussion? The question
4. is, shall House Bill 1...3166 pass, the veto of the Governor to
5. the contrary notwithstanding. Those in favor vote Aye. Those
6. opposed vote Nay. The voting is open. Have all voted who wish?
7. Have all voted who wish? Have all voted who wish? Take the
8. record. On that question, the Ayes are 39, the Nays are 5,
9. 1 Voting Present. House Bill 3166, having received three-fifths
10. majority vote is declared passed, the veto of the Governor to
11. the contrary notwithstanding. Further business Mr...Mr. Secretary?
12. Messages from the House.

13. SECRETARY:

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

15. Mr. President - I am directed to inform the Senate the
16. House of Representatives has adopted the following joint resolutions
17. in the adoption of which I am instructed to ask concurrence of
18. the Senate, to-wit:

19. House Joint Resolution 111 and 112.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. For what purpose does Senator Rock arise? That...that
22. was Executive Committee. Senator Rock.

23. SENATOR ROCK:

24. I just wish the board would be cleared, and then before
25. everybody starts taking off, let me just suggest, we have some
26. Messages from the House. There will be a motion to suspend with
27. respect to the administration appropriation bills so that
28. they can get into our committee system when we return here on
29. December...December 3rd. I have a schedule which calls for the
30. Appropriations Committee to meet on the morning of December
31. 3rd and calls for all of us to come into Session at noon on
32. December 3rd. We will be here December 3, 4, and 5. We are
33. constrained because the House just went into Session at eleven

1. o'clock, to keep the Session open to await the House Messages.
2. But Senator Shapiro and I will, as usual, handle that. So, as
3. soon as we finish with the Messages from the House we are effectively...
4. and the resolutions, we are effectively finished for the...this week.
5. I wish everybody a happy Thanksgiving.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. For what purpose does Senator Grotberg arise?

8. SENATOR GROTEBERG:

9. An inquiry of the Chair. Mr. President, the...the...the
10. bill that is on Postponed Consideration. I have negotiated successful
11. language with Senator Wooten that will allow us to still do this
12. but clarify everything, put in three appraisals, but negotiated
13. considerations, am I correct Senator Wooten? Now, Mr. President
14. I ask you, if when we come back in December, if that Order of
15. Postponed could be heard early enough to get it over to the
16. House for concurrence? May I have that assurance?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Rock.

19. SENATOR ROCK:

20. From me or from Senator Wooten?

21. SENATOR GROTEBERG:

22. Both. Both of you.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Rock.

25. SENATOR GROTEBERG:

26. Let's call it early.

27. SENATOR ROCK:

28. As a matter of fact, there are still three Senate Bills that
29. were put on Postponed Consideration, and I would wish that the
30. membership would afford those members an opportunity to give those
31. another run.

32. SENATOR GROTEBERG:

33. I'd be glad to have them join us.

1. SENATOR ROCK:

2. 2032, 2034, and 2038.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Schaffer...

5. SENATOR ROCK:

6. Your's is a House Bill, Senator Grotberg, we can handle that
7. in December, yes.

8. SENATOR GROTEBERG:

9. Yes.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Schaffer's already indicated that he wishes to
12. proceed with 2034. The sponsors of 2032 or 38...all right. Message
13. from 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 the
17. House of Representatives has passed bills with the following titles
18. in the passage of which I am instructed to ask concurrence of the
19. Senate, to-wit:

20. House Bills 3625, 3626, 3629, 3631, 3634, and 3638.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Rock.

23. SENATOR ROCK:

24. Thank you, Mr. President. We have identified five of these
25. bills as administration appropriation bills. They are 3631, 3634,
26. 3625, 3626, and 3629. I would move that we suspend the appropriate
27. rules for the purpose of having these bills read a first time and
28. sent to the Committee on Assignment of Bills.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. You've heard the motion. Discussion? All in favor say Aye.
31. Opposed Nay. The Ayes have it. The bills just listed are...the
32. rules are suspended and the Secretary will read the bills a first
33. time after which they will be referred to the Committee on Assignment

1. of Bills. Read the bills, Mr. Secretary, please.
2. SECRETARY:
3. House Bill 3626, Senator Schaffer is the Senate sponsor.
4. (Secretary reads title of bill)
5. 1st reading of the bill.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Assignment of Bills.
8. SECRETARY:
9. House Bill 3625, Senator Keats is the Senate sponsor.
10. (Secretary reads title of bill)
11. 1st reading of the bill.
12. House Bill 3629, Senator Schaffer is the Senate sponsor.
13. (Secretary reads title of bill)
14. 1st reading of the bill.
15. House Bill 3631, Senator Bruce is the Senate sponsor.
16. (Secretary reads title of bill)
17. 1st reading of the bill.
18. House Bill 3634, Senator Nash is the Senate sponsor.
19. (Secretary reads title of bill)
20. 1st reading of the bill.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Committee reports.
23. SECRETARY:
24. Senator Donnewald, Chairman of Assignment of Bills Committee
25. assigns the following House Bills to committee:
26. Appropriations I - House Bill 3631 and 3634.
27. Appropriations II - House Bills 3625, 3626, and 3629.
28. PRESIDING OFFICER: (SENATOR BRUCE)
29. Resolutions.
30. SECRETARY:
31. Senate Joint Resolution 133, introduced by...or offered by
32. Senator Rock.
33. (Secretary reads SJR 133)

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Rock.

3. SENATOR ROCK:

4. This is a joint resolution, Senate Joint Resolution 133,
5. which is the adjournment resolution. It calls for us at the
6. close of business today to return to Springfield at noon on
7. Wednesday, December the 3rd. And I would move for its immediate
8. adoption.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The motion is for the immediate consideration and adoption
11. of the...of Senate Joint Resolution 133. Is there discussion?
12. All in favor say Aye. Opposed Nay. The Ayes have it. Senate Joint
13. Resolution 133 is adopted. Resolutions.

14. SECRETARY:

15. Senate Resolution 706⁴ introduced by...or offered by Senators
16. Coffey, Shapiro, and all Senators, and it's congratulatory.

17. Senate Resolution 707, offered by Senator McLendon, and it's
18. congratulatory.

19. Senate Resolution 708, offered by Senator Newhouse and all
20. Senators, and it's a death resolution.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Is there leave to add the last three resolutions just read
23. to the Resolutions Consent Calendar? Leave is granted. Is there
24. leave to go to the Order of Resolutions Consent Calendar? Leave
25. is granted. Mr. Secretary, have any objections been filed to
26. any resolution placed upon the Resolution Consent Calendar?

27. SECRETARY:

28. No objections have been filed, Mr. President.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Rock moves the adoption of the Resolution Consent
31. Calendar. Discussion? All in favor say Aye. Opposed Nay. The
32. Ayes have it. The Resolution Consent Calendar is deemed adopted.
33. Is there leave to return to the Order of Postponed Consideration?

1. Senator Nimrod, do you wish to proceed on 2032? Senate Bill 2032,
2. which has been read a third time is on the Order of Postponed
3. Consideration. Senator Nimrod is recognized.

4. SENATOR NIMROD:

5. Thank you, Mr. President. Since this is no money, and what
6. the Arts Council has done is done what we've asked them to do to
7. break out these items so that they can be identified in their
8. administrative process. And if we wanted to take away their
9. money we had a chance to do it, and I would ask that we reconsider
10. this and pass this bill. Thank you.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Discussion? The question is, shall House...Senate Bill 2032
13. pass. Those in favor vote Aye. Those opposed vote Nay. The
14. voting is open. Have all voted who wish? Have all voted who
15. wish? Have all voted who wish? Take the record. On that question,
16. the Ayes are 26, the Nays are 9, none Voting Present. Senate Bill
17. 2032, having failed to receive the required constitutional majority
18. is declared lost. Senator Schaffer, you ready to proceed on 2034?
19. All right, Senator Schaffer, the bill has been read a third time.
20. 2034. Senator Schaffer.

21. SENATOR SCHAFFER:

22. Mr. President, there was, I think, some confusion on this
23. bill when I called it earlier, and I apologize to the Body for
24. not explaining it a little more clearly. This is a transfer bill for
25. a non-legislative commission reacting to a mandate for State law.
26. It's actually a slight reduction in total State spending. I don't
27. believe there's any real opposition to it, it will provide for the
28. orderly compliance by the State with some Federal regulations that
29. we regretably need to do to qualify for some twelve million dollars
30. of State money. I would very much appreciate a favorable roll call.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Discussion? Senator Keats.

33. SENATOR KEATS:

1. Yes, I was just going to state, earlier I had objected to
2. this bill, and the Senate followed that...what little wisdom
3. I showed, and supported me. We were a hundred percent correct
4. in what we did, there's only one problem. Due to some idiotic
5. judges, we'll lose the twelve million dollars. We're right and
6. the judges are wrong, but it will cost the State and people
7. who...at least they will help themselves, twelve million bucks.
8. So, we're right, the judge's wrong, but if we don't do it we're
9. hurting people who are least able to care for themselves.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further discussion? The question is, shall Senate Bill
12. 2034 pass. Senator Walsh, did you wish to comment? The question
13. is, shall Senate Bill 2034 pass. Those in favor vote Aye. Those
14. opposed vote Nay. The voting is open. Have all voted who wish?
15. Have all voted who wish? Take the record. On that question,
16. the Ayes are 45, the Nays are none, none Voting Present. House...
17. Senate Bill 2034, having received the required constitutional
18. majority is declared passed. Senator DeAngelis, are you ready
19. to proceed? Senator DeAngelis. No. Senate Bill 2038 will be
20. held. Is there any further business to come before the Senate?
21. Senator Rock.

22. SENATOR ROCK:

23. Well, we...we are again, awaiting House action on at least
24. two administration bills and we have some messages. So, I would
25. suggest we stand in recess. Senator Shapiro and I will be here
26. until two o'clock, let's say. I hope they're finished by then.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. The motion is to recess...

29. SENATOR ROCK:

30. Yes.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The motion is to recess subject to the call of the Chair.
33. On that motion all in favor say Aye. Opposed Nay. The Ayes have it.

1. The Senate stands in recess subject to the call of the Chair.

2. RECESS

3. AFTER RECESS

4. PRESIDENT:

5. The Senate will be in order. Messages from the House.

6. SECRETARY:

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

8. Mr. President - I am directed to inform the Senate the
9. House of Representatives has passed bills with the following titles
10. in the passage of which I am instructed to ask concurrence of the
11. Senate, to-wit:

12. House Bills 3627, 3633, and 3636.

13. PRESIDENT:

14. Senator Davidson.

15. SENATOR DAVIDSON:

16. Mr. President, I ask for the appropriate suspension of the
17. appropriate rule for these administration bills, for these bills
18. to be assigned to Committee of Assignment...on Committee of Bills.

19. PRESIDENT:

20. All right, you've heard the motion. Any discussion? If not,
21. all in favor signify by saying Aye. Aye. The rules are suspended.
22. House Bills 1st reading.

23. SECRETARY:

24. House Bill 3627, Senator Regner is the Senate sponsor.

25. (Secretary reads title of bill)

26. 1st reading of the bill.

27. House Bill 3633.

28. (Secretary reads title of bill)

29. 1st reading of the bill.

30. PRESIDENT:

31. Committee reports.

32. SECRETARY:

33. Senator Donnewald, Chairman of Assignment of Bills Committee

1. assigns the following House Bills to committee:

2. Appropriations I - House Bill 3627 and 3633.

3. PRESIDENT:

4. Messages from the House.

5. SECRETARY:

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

7. Mr. President - I am directed to inform the Senate the
8. House of Representatives has passed bills...passed a bill with
9. the following title, the veto of the Governor notwithstanding in
10. the passage of which I am instructed to ask concurrence of the
11. Senate, to-wit:

12. House Bill 3542, together with the Governor's objections.

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

14. Mr. President - I am directed to inform the Senate the
15. House of Representatives has passed the item which is attached
16. in a bill with the following title, the veto of the Governor
17. notwithstanding, in the passage of which I am instructed to ask
18. concurrence of the Senate:

19. House Bill 3027, together with the Governor's objections.

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

21. Mr. President - I am directed to inform the Senate the
22. House of Representatives has accepted the Governor's Specific
23. Recommendations for Change which are attached to bills with the
24. following title...titles in the adoption of which I am instructed
25. to ask concurrence of the Senate, to-wit:

26. House Bills 1009, 10...1522, 1673, 2227, 2876, 2997,
27. 3007, 3070, 3179, 3264, 3271, and 3401.

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

29. Mr. President - I am directed to inform the Senate the
30. House of Representatives has passed a bill with the following title,
31. the Governor's Specific Recommendation for Change notwithstanding,
32. in the passage of which I am instructed to ask concurrence of the
33. Senate, to-wit; together with the Governor's Specific Recommendation;

1. House Bills 2351 and 3614.

2. PRESIDENT:

3. Further business to come before the Senate? If not, Senator
4. Davidson moves that the Senate stand adjourned until December 3,
5. at the hour of noon. Senate stands adjourned.

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