

82ND GENERAL ASSEMBLY

REGULAR SESSION

MARCH 24, 1982

PRESIDING OFFICER: (SENATOR DONN WALD)

The hour of twelve having arrived the Senate will come to order. Will the guests in our galleries please rise. Prayer by Reverend Eugene L. Bungay of St. John's Church at Dahlgren, Illinois.

REVEREND EUGENE L. BUNGAY:

(Prayer given by Reverend Eugene L. Bungay)

PRESIDING OFFICER: (SENATOR DONNEWALD)

Thank you, Father. For the information of the Body, I want you to know that Father Gene and I, before he got the call to the cloth, shared an apartment in Springfield, and I guess that's one of the reasons he went for the cloth. Reading of the Journal...Hall.

SENATOR HALL:

Mr. President, I move that reading and approval of the Journals of Tuesday, March 23rd in the year of 1982, be postponed pending arrival of the printed Journal.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Heard the motion. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries. Committee reports.

ACTING SECRETARY: (MR. FERNANDES)

...Pursuant to Amended Rule 5, the Rules Committee met at ten o'clock a.m., March 24, 1982 and makes the following report: By unanimous vote the committee ruled that the following bills be considered in this Session of the Senate:

Senate Bills 1350, 1351, 1352, 1353, 1354, 1355, 1356, 1357, 1358, 1359, 1360, 1361, 1362, 1363, 1364, 1370 and 1374. The foregoing bills were ordered to be sent to the Committee on Assignment of Bills. Signed, Philip J. Rock, Chairman.

Senator Donnewald, Chairman of the Committee on Assignment of Bills, reports the following assignments:

To the Committee on Appropriations I - Senate Bills 1350,

1351, 1362, 1363, 1370, 1374; the Committee on Appropriations II - Senate Bill 1352, 1353, 1354, 1355, 1356, 1357, 1359, 1361 and 1364; the Committee on Education and Higher Education - Senate Bill 1358, 1360.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Resolutions.

ACTING SECRETARY: (MR. FERNANDES)

Senate Resolution 427 by Senator Becker. It's congratulatory.

Senate Resolution 428 by Senator Becker, congratulatory.

Senate Resolution 429 by Senator Etheredge, congratulatory.

Senate Resolution 430 by Senator Egan, congratulatory.

Senate...Resolution 431 by Senator Egan, congratulatory.

Senate Resolution 432 by Senators Nash, Rock, Savickas and all members. It's a death resolution.

Senate Joint Resolution No. 71 by Senators Rock, Philip, and all members. It's congratulatory.

Senate...Senate Joint Resolution No. 72 by Senator Rock.

PRESIDING OFFICER: (SENATOR BRUCE)

Executive Committee. Introduction of bills.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1375 by Senators Bloom, Weaver, Coffey, Dawson, Philip, Nega, Nedza and Chew.

(Secretary reads title of bill)

Senate Bill 1376 by Senator Savickas.

(Secretary reads title of bill)

Senate Bill 1377 by Senator Savickas.

(Secretary reads title of bill)

Senate Bill 1378 by Senator Jerome Joyce.

(Secretary reads title of bill)

Senate Bill 1379 by Senator Jeremiah Joyce.

(Secretary reads title of bill)

Senate Bill 1380 by Senator DeAngelis.

(Secretary reads title of bill)

Senate Bill 1381 by Senator Degnan.

(Secretary reads title of bill)

Senate Bill 1382 by Senator Collins.

(Secretary reads title of bill)

1383 by Senator Collins.

(Secretary reads title of bill)

1384 by Senators Rock and Nedza.

(Secretary reads title of bill)

1385 by Senators Rock and Philip.

(Secretary reads title of bill)

1386 by Senators Rock, Donnewald, Savickas, Bruce, Hall  
and Johns.

(Secretary reads title of bill)

1387 by Senators Rock, Sangmeister and others.

(Secretary reads title of bill)

1388 by Senator Vadalabene.

(Secretary reads title of bill)

1389 by Senator Vadalabene.

(Secretary reads title of bill)

1390 by Senators Sommer, Philip, Weaver, Grotberg and  
DeAngelis.

(Secretary reads title of bill)

1391 by Senators Mahar, Philip, Weaver, Grotberg and  
DeAngelis.

(Secretary reads title of bill)

Senate Bill 19...1392 by Senators Sommer, Philip, Weaver,  
Grotberg and DeAngelis.

(Secretary reads title of bill)

1393 by Senators Schaffer, Philip, Weaver, Grotberg and  
DeAngelis.

(Secretary reads title of bill)

...1394 by Senators Thomas, Philip, Weaver, Grotberg and  
DeAngelis.

(Secretary reads title of bill)

1395 by Senators DeAngelis, Philip, Weaver and Grotberg.

(Secretary reads title of bill)

1396 by Senators Sommer...Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1397 by Senators Davidson, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1398 by Senators Maitland, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1399 by Senators Weaver, Philip, Grotberg and DeAngelis.

(Secretary reads title of bill)

1400 by Senators Sommer, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1401 by Senators Weaver, Philip, Grotberg and DeAngelis.

(Secretary reads title of bill)

1402 by Senators Sommer, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1403 by Senators Coffey, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1404 by Senators Kent, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1405 by Senators Mahar, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1406 by Senators Etheredge, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1407 by Senator Weaver...Philip, Simms, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1408 by Senators Maitland, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1409 by Senators Schaffer, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1410 by Senators Bloom, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1411 by Senators Davidson, Weaver...Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1412 by Senators Bloom, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1413 by Senators Becker, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1414 by the...Senators Schaffer, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1415, Senators Coffey, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1416, Senators Thomas, Weaver, Philip, Grotberg and DeAngelis.

(Secretary reads title of bill)

1417 by Senator Schaffer, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1418 by Senators Rupp, Philip, Weaver, Grotberg and

DeAngelis.

(Secretary reads title of bill)

1419 by Senators Etheredge, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1420 by Senators Sommer, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1421 by Senators Mahar, Weaver, Philip, Grotberg and DeAngelis.

(Secretary reads title of bill)

1422, Senator Schaffer, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1423 by Senators Bloom, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1424, Maitland, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1425, Bloom...by Senators Bloom, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1426 by Senators Davidson, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1427 by Senator Kent, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1428 by Senators Davidson, Philip, Weaver, Grotberg and DeAngelis.

(Secretary reads title of bill)

1429 by Senators Davidson, Sommer, Donnewald, Etheredge, Weaver, Jeremiah Joyce and Bowers.

(Secretary reads title of bill)

1430 by Senator Gitz.

(Secretary reads title of bill)

1431 by Senator Gitz.

(Secretary reads title of bill)

1432 by Senator Berman.

(Secretary reads title of bill)

1st reading of the bills.

PRESIDING OFFICER: (SENATOR BRUCE)

For what purpose does Senator Newhouse arise? May we have some order, please. Senator Newhouse.

SENATOR NEWHOUSE:

Mr. President, I'd like to seek leave of the Body to have added to the...all the Higher Education appropriation bills the names of Senator Newhouse and Senator Johns.

PRESIDING OFFICER: (SENATOR BRUCE)

Yes, can you give us...the numbers sometime this morning? Okay, the Secretary indicates he can locate those. Is there leave? Leave is granted. Is there leave to go to the Order of Motions in Writing? Leave is granted. Motions in Writing. Mr. Secretary, have any motions in writing been filed?

ACTING SECRETARY: (MR. FERNANDES)

...Yes.

PRESIDING OFFICER: (SENATOR BRUCE)

Read the motion, please.

ACTING SECRETARY: (MR. FERNANDES)

Motion in writing. I move to exempt House Bill 1373 from the provisions of Senate Rule 5. I further move that Senate Insurance, Pensions and Licensed Activity Committee be discharged from further consideration of House Bill 1373 and that the bill be re-referred to the Senate Revenue Committee. Signed, Senator James "Pate" Philip.

PRESIDING OFFICER: (SENATOR BRUCE)

Is Senator Philip on the Floor?

SENATOR PHILIP:

Right over here, Mr. President.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the administration's proposal regarding changing the way we collect tax on alcoholic beverages. And it takes it from the Insurance and Pension and Licensed Activity Committee and puts it in the Revenue Committee where it should be. I've talked to Senator Rock and he's in full agreement.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock...may we have your attention, Gentlemen and Ladies. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. Senator Philip accurately stated that this bill is, in fact, the Governor's liquor tax proposal and it rightfully belongs in a Senate Revenue Committee, and I would agree with this motion and urge your support.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to remove House Bill 1373 from the Committee on Pensions and have it re-referred to the Committee on Revenue. On the motion all...discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Motion prevails. Leave to go to the Order of Resolutions? Resolutions.

ACTING SECRETARY: (MR. FERNANDES)

Senate Resolution 433 offered by Senator Geo-Karis. It's congratulatory.

Senate Resolution 434, Senator Geo-Karis. It's congratulatory.

Senate Resolution 435 by Senators Bloom and all members of the Senate. It's congratulatory.

Senate Resolution 436 by Senators Hall, Rock and all mem-

bers. And it's congratulatory.

PRESIDING OFFICER: (SENATOR BRUCE)

Consent Calendar. For what purpose does Senator Rock rise?

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the...Senate. If I can have the members attention for just a moment. We have distributed the April schedule for the balance of the month of April. As you know, we will be here next week on the 30th and 31st, and then due to the Jewish Holidays and Holy Week, we will break for Easter and return to Springfield on April 13th, which is a Tuesday. The schedule for the balance of this week, the House will be in Session tomorrow, I am told. The Senate will...when we adjourn today, will reconvene tomorrow at 9:00 a.m., but it will be a nonsubstantive Session. And we will return to Springfield on Tuesday, the 30th day of March, at the hour of two o'clock for Session, and the Rules Committee will meet at noon on the 30th, and then we will be in the 30th and 31st, and then break until the 13th of April. Today we would...we're going to seek leave to consider Senate Bills on 3rd reading, Senate Bill 734, after the proper motion is made to suspend the appropriate rule. It is an emergency measure that was delivered to Senator Dawson from the Office of the Governor. And then I'm going to ask that the Secretary read for the first time Senate Joint Resolution 36, which is a...proposed Constitutional Amendment and that will about do it for business today.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch.

SENATOR NETSCH:

Thank you. Because Senator Rock has indicated that we will go in Session at 9:00 a.m., I would like to make it clear that the Revenue Committee will meet tomorrow. It was

originally scheduled at night...9:00 a.m., we will meet immediately after adjournment, which I would gather would be probably be no later than nine fifteen, and we will have a fairly important substantive hearing on the problem of definition of realty and personalty for the future, a rather controversial issue. So, I would urge members, please, to plan to be here for that.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, that's what I was just going to find out about and I thank Senator Netsch.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nash.

SENATOR NASH:

Mr. President and Ladies and Gentlemen of the Senate, the Committee on Public Health, Welfare and Corrections will meet at twelve noon tomorrow. On the schedule it is listed as 1:00 p.m., we're moving it up to...twelve noon in Room 212. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sangmeister.

SENATOR SANGMEISTER:

Yes, Senator Gitz requests, and it's fine with me, that he be a co-sponsor of my Senate Bill 1302. Senator Gitz, co-sponsor on Senate Bill 1302. Ask leave.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave, as a joint co-sponsor? Leave is granted. Senator Ozinga.

SENATOR OZINGA:

As long as we've got peace and quiet and everybody listening, there will be a Republican Caucus immediately following the adjournment today in Senator Philip's Office.

PRESIDING OFFICER: (SENATOR BRUCE)

AB 734  
2nd Reading

Senator Demuzio.

SENATOR DEMUZIO:

Yes, Mr. President, I'd like to ask a parliamentary question. Senator Rock had announced that the Rules Committee would meet on March the 30th. I noticed that the Rules Committee was...someone told me was scheduled for yesterday at three o'clock, and it was canceled, and it was moved up 'till today, are...is that the regular procedure? I mean, we're going to put them on...the Rules Committee on the Calendar or are we just going to meet subject to the call of...an agreement with the leadership? How...how are we going to know when the Rules Committee meets, by...simply by announcement?

PRESIDING OFFICER: (SENATOR BRUCE)

Why don't you turn around and talk to Senator Rock, perhaps he can explain it to you.

SENATOR DEMUZIO:

Well, then I have another request then. Senate Bill 1313, I would like to add Senator Gitz and Senator Degnan as co-sponsor.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, is there leave? Leave is granted. We have one bill on Senate Bills 3rd reading to take up for consideration today. Is there leave to go to the Order of Senate Bills 3rd reading, on page 2 of your Calendar? Leave is granted. Senate Bill 734...Senator Dawson.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, I move to waive Senate Amended Rule 5 so that Senate Bill 734 can be heard in this Session of the Senate today.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to...suspend Rule 5 as it relates to Senate Bill 734 that it might be considered today. Is there...on the motion to suspend the rule, is there discussion? All in

*SJR 36 CA  
1st Reading*

favor say Aye. Opposed Nay. The Ayes have it. The rule is suspended. Mr. Secretary, read the bill a third time, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 734.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, what Senate Bill 734 does now, it allows the Chicago Regional Port District Board to designate the number of stevedoring companies to be operating on the docks at any given time. Being at the present time they have two designated for that function, there's not adequate business for two of them to operate and one of the docks is sitting empty. And I ask for a favorable role call.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there discussion? Is there discussion? The question is, shall Senate Bill 734 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 45, the Nays are 1, none Voting Present. Senate Bill 734 having received the required constitutional majority is declared passed. All right. (Machine cutoff)...leave to go to the Order of Secretary's Desk Resolutions? Leave is granted. Senate Joint Resolution 36.

ACTING SECRETARY: (MR. FERNANDES)

Senate Joint Resolution 36.

(Secretary reads SJR 36)

1st reading of the resolution.

PRESIDING OFFICER: (SENATOR BRUCE)

For what purpose does Senator Jerome Joyce arise?

SENATOR JEROME JOYCE:

Yes, leave to have Senator Gitz added to 1258, 1259 and 1260 bills.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave? Leave is granted. For what purpose does Senator Totten arise?

SENATOR TOTTEN:

Mr. President, I wonder if I can have leave to have Representative Harlan Rigney added to all the bills that Senator Gitz is being co-sponsor on.

PRESIDING OFFICER: (SENATOR BRUCE)

We'll check the rules and get back to you. Introduction of bills.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1433 by Senators Bloom, Walsh and Geo-Karis.

(Secretary reads title of bill)

1434 by Senator Gitz.

(Secretary reads title of bill)

1435 by Senators Gitz and Demuzio.

(Secretary reads title of bill)

1436 by Senator Gitz.

(Secretary reads title of bill)

1437 by Senator Chew.

(Secretary reads title of bill)

1st reading of the bills.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave to go to resolutions?...Resolutions.

ACTING SECRETARY: (MR. FERNANDES)

Senate Resolution 437 by...offered by Senator Buzbee, and it's a death resolution.

PRESIDING OFFICER: (SENATOR BRUCE)

Consent Calendar. Is there leave to go to the Order of Committee Reports? Leave is granted. Committee reports.

ACTING SECRETARY: (MR. FERNANDES)

Senator Jerome Joyce, Chairman of the Committee on Agriculture, Conservation and Energy, reports Senate Bills 1259 and 1260 with the recommendation the bills Do Pass.

PRESIDING OFFICER: (SENATOR BRUCE)

Any further business to come before the Senate? Senator Rock moves that the Senate stands adjourned until the hour of nine o'clock tomorrow. On the motion to adjourn, is there discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Senate stands adjourned until 9:00 a.m. Senator Buzbee. Senator Buzbee.

SENATOR BUZBEE:

Well, Mr. President, I had a death resolution in that I...well, I... I just feel like...that this particular death resolution ought to be read by the Secretary, if you could get the members attention, because this...this is something that...that we all, I'm sure, would want to take place today if possible.