

82ND GENERAL ASSEMBLY

REGULAR SESSION

April 27, 1982

PRESIDING OFFICER: (SENATOR BRUCE)

The hour of noon having arrived the Senate will come to order. Prayer today will be by Reverend Anthony Tzortzis of St. Anthony's Hellenic Orthodox Church of Springfield, Illinois. And will our guests in the galleries please rise.

REVEREND ANTHONY TZORTZIS:

(Prayer given by Reverend Tzortzis)

PRESIDING OFFICER: (SENATOR BRUCE)

Reading of the Journal.

ACTING SECRETARY: (MR. FERNANDES)

Tuesday, April 20, 1982; Wednesday, April 21, 1982;  
Thursday, April 22, 1982.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Newhouse.

SENATOR NEWHOUSE:

Mr. President, I move that the Journals just read by the Secretary be approved unless some Senator has additions or corrections to offer.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there additions or corrections? The motion is to approve. Those in favor say Aye. Opposed Nay. The Ayes have it. The Journals listed are approved. Messages from the House.

ACTING SECRETARY: (MR. FERNANDES)

A Message from the House by Mr. Leone, Clerk.

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

House Bills 665, 1108, 1162, 1317 and 1351 passed the House April 22, 1982. Anthony J. Leone, Clerk of the House.

A Message from the House by Mr. Leone, Clerk.

Mr. President - I am directed to inform the Senate

that the House of Representatives has concurred with the Senate in the passage of bills with the following titles:

Senate Bill 250 together with the following amendments, in the adoption of which I am instructed to ask concurrence of the Senate, to-wit:

House Amendments No. 2 and 4.

Senate Bill 647 with House Amendment No. 1.

Senate Bill 623 with House Amendments No. 1 and

2.

Senate Bill 730 with House Amendments No. 1 and

3.

Senate Bill 740 with House Amendments No. 1 and

2.

Senate Bill 1028 with House Amendments No. 1

and 2.

Senate Bill 1029 with House Amendments No. 2

and 3.

Senate Bill 1070 with House Amendment No. 1.

Senate Bill 1180 with House Amendment No. 1.

Senate Bill 1186 with House Amendment No. 7.

Senate Bill 1193 with House Amendments 3, 4 and

9.

PRESIDING OFFICER: (SENATOR BRUCE)

Secretary's Desk. Is there leave to go to the Order of House Bills 1st Reading? Leave is granted. House Bills 1st reading.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 608, Senator Berman.

(Secretary reads title of bill)

1st reading of the bill.

House Bill 1060, Senator Marovitz.

(Secretary reads title of bill)

1st reading of the bill.

House Bill 1078, Senator Marovitz.

(Secretary reads title of bill)

1st reading of the bill.

House Bill 1120, Senator Berman.

(Secretary reads title of bill)

1st reading of the bill.

House Bill 1254, Senator Egan.

(Secretary reads title of bill)

1st reading of the bill.

House bill 1296, Senator Netsch.

(Secretary reads title of bill)

1st reading of the bill.

1607, Senator Netsch.

(Secretary reads title of bill)

1st reading of the bill.

House Bill 1655, Senator Vadalabene.

(Secretary reads title of bill)

1st reading of the bill.

House Bill 1873 by Senator J.J. Joyce.

(Secretary reads title of bill)

1st reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Rules Committee. If I might have the attention of the Body. With your leave, we will go to Senate bills on 2nd reading and run right through the list. So I would alert Senators Philip, Schuneman, Denuzio, Sangmeister, Rock, Taylor, Savickas, Vadalabene, Sommer and Carroll et al that they have bills on 2nd reading, and if there are amendments that they would like to have considered. Senate Bill 1243, Senator Philip. Senate Bill 1274, Senator Schuneman. Read the bill, Mr. Secretary, please. For what purpose does Senator Schuneman arise? May we have some order please. Senator Schuneman.

SENATOR SCHUNEMAN:

Mr. Speaker, Senator Berman has the first amendment, and

I understand the copies are quite...not quite ready. Could we come back to this in just a few minutes?

PRESIDING OFFICER: (SENATOR BRUCE)

It is a Committee amendment so that...okay...alright. Read the bill a second time please, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1274.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Elementary and Secondary Education offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

Amendment No. 1 was adopted in committee, but there was a word that was erroneously placed in there. That's been corrected by Amendment 2, so at this time I would move to Table Committee Amendment No. 1, and I will later move to adopt Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to Table Committee Amendment No. 1. All in favor say Aye. Opposed Nay. The Ayes have it. The motion to Table prevails. Further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 2 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman is recognized.

SENATOR BERMAN:

Thank you. This is the same as Committee Amendment No. 1. What it does is to provide that the difference in the amount of State aid that the school district would have

SB 1298  
2nd reading

received shall be appropriated through the Department of Commerce and Community Affairs. I move the adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 2. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Further Floor amendments?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 3 offered by Senator Schuneman.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Schuneman is recognized.

SENATOR SCHUNEMAN:

Thank you, Mr. President. Amendment No. 3 merely corrects the bill...corrects an oversight in the original drafting of the bill, in that this includes the gifted and transportation programs for reimbursement and I would offer...or move the adoption of the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 3. Discussion of the motion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Further Floor amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. May we have some order please. Is Senator Demuzio on the Floor? Senate Bill 1298. Mr. Secretary, read the bill please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1298.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

AB 1330  
2nd Reading

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senate Bill 1302, Senator Sangmeister.  
Senate Bill 1330, Senator Rock. Exemptions on interest.  
Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1330.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Financial and  
Credit Regulations offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock on Committee Amendment No. 1.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the  
Senate. Senate Bill 1330 plugs a...a gap which was glaring  
when we last year removed the ceiling on interest rates, we  
forgot those loans that are made by an employer to his  
employee. It was an oversight on...on our part. This bill  
attempts to correct that, and by Amendment No. 1...Committee  
Amendment No. 1, we are making it clear that it has to be a  
legitimate business enterprise, so that one can't go into  
business just for the purpose of allegedly making a loan to  
his employers. So the amendment provides that a sole  
proprietorship, partnership or corporation may make a loan at  
a rate to any employee for the purpose of transferring such  
employee to another office. But the amendment makes it clear  
that it's a legitimate business. I know of no objection. I  
readily accept the committee amendment and move it's adop-  
tion.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Committee Amendment No. 1.  
Discussion of the motion? All in favor say Aye. Opposed  
Nay. The Ayes have it. Committee Amendment No. 1 is

adopted. Are there further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the floor?

ACTING SECRETARY: (MR. FERNANDES)

No amendments from the floor.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. We'll be skipping the appropriation bills.

Senate Bill 1377, Senator Savickas. Senator Savickas.  
Paramedics. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1377.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the floor?

ACTING SECRETARY: (MR. FERNANDES)

No amendments from the floor.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senate Bill 1389, Senator Vadalabene. Read  
the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1389.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Insurance, Pen-  
sions and Licensed Activity offers two amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Vadalabene on Committee Amendment No. 1.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate.  
Committee Amendment No. 1 to Senate Bill 1389 amends the  
Podiatry Act, and it changes language from quote "any person"  
to quote "any physician licensed to practice podiatric medi-

cine" and...that's on Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Committee Amendment No. 1. Discussion of the motion? All in favor say Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President. Amendment No. 2 to Senate Bill 1389 amends the Podiatry Act which changes the language regarding standards to be adhered to in the advertising of podiatrists from "ethical and truthful" to "truthful and not misleading." This is an R and E amendment and the change was made in the language so that the bill would use the same language as the United States Supreme Court used in its recent decisions regarding advertising by other professionals, and I move for its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Committee Amendment No. 2. On the motion to adopt, is there a discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No amendments from the Floor.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senate Bill 1452, Senator Carroll. Senate Bill 1518, Senator Rock. School code on primary health care.



Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1518.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senate Bill 1519, Senator Walsh. Metal piercing bullets, Senator Walsh. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate bill 1519.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senate Bill 1575, Senator Rock. Bail and bail...and recognition, recognizance. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1575.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No amendments from the Floor.

PRESIDING OFFICER: (SENATOR BRUCE)

SB 1652  
2nd reading

3rd reading. Senate Bill 1652, Senator Bloom. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1652.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senate Bill 1656, Senator Maitland. Senate Bill 1657, Senator Bloom. Senate Bill 1685, Senator Nimrod. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1685.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1 offered by Senator Nimrod.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nimrod is recognized.

SENATOR NIMROD:

Thank you, Mr. President. Amendment No. 1 is a technical amendment which was sent up by the Legislative Reference Bureau to correct errors discovered by Enrolling and Engrossing, and I would move for the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 1. Discussion of the motion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further Floor amend-

ments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. For what purpose does Senator D'Arco arise?

SENATOR D'ARCO:

Mr. President, I rise on a point of personal privilege. We have in the President's gallery the general manager of the greatest symphony in the world, the Chicago Symphony and his...we are honored to have him here. Mr. John Edwards, would you please rise and be acknowledged by the Senate.

PRESIDING OFFICER: (SENATOR BRUCE)

Would our guest please rise and be recognized. Is there leave to go to the Order of Resolutions? Leave is granted. Resolutions.

ACTING SECRETARY: (MR. FERNANDES)

Senate Resolution 485 offered by Senator Thomas.

PRESIDING OFFICER: (SENATOR BRUCE)

Executive Committee. Is Senator Nash on the Floor? Senator Nash, are you ready to go on the concurrence on Senate Bill 59? Is there leave to go to the Order of Secretary's Desk? Leave is granted. Secretary's Desk. On the Secretary's Desk on Page 6 of your Calendar is Senate Bill 59 with House Amendment No. 3. Senator Nash is recognized. Senator Nash.

SENATOR NASH:

Mr. President and Ladies and Gentlemen of the Senate, I move that we concur with House Amendment No. 3 on Senate Bill 59.

PRESIDING OFFICER: (SENATOR BRUCE)

We are on the...on the Order of Concurrences, and Senator Nash has made a motion that we concur with House Amendment No.3 to Senate Bill 59. Is there discussion? Is there discussion? Senator Grotberg.

SENATOR GROTBORG:

For those of us, Mr. President and members of the Body, that...many of us have bills that accomplish some of the goals of this bill, would Senator Wash or one of his handlers just explain in one paragraph what happened to the interest rates under this bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Yes, and...and it would help if we...if we could get some order. Senator Wash.

SENATOR NASH:

This amendment addresses the very serious problem...confronting the non-home rule municipalities, counties and special districts that have virtually brought a halt to the issuance of bonds to finance the operation of local governments. The problem lies with the State statutory interest ceiling applicable to these kinds of bond sales. The current ceiling is based on the prime rate, the short-term indebtedness which since this...last fall has...constrained the sale of local government bonds which generally are written for a long term, twenty to thirty years. This amendment does not remove the statutory interest ceiling. Rather, it establishes a new index that will provide the flexibility needed to allow local government to finance their projects. The new ceiling proposed by this amendment is based on a twenty year general obligation bond index of average municipal bond yields as published weekly in The Bond Buyer, the highly respected publication specializing in the municipal bond industry, established in 1904. That entire industry, including municipal and county trade associations, bond counsels and banking associations, to name a few, are supporting this approach. And the amendment makes a couple of other corrective changes with respect to bond interest rates...provides conformity between the municipal code and the County and Township Act.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Grothberg.

SENATOR GROTHBERG:

Thank you. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield, Senator Grothberg.

SENATOR GROTHBERG:

Senator Nash, my concern for this is that, is everybody in it? Or have we got pieces of, you know, fire protection districts, industrial bonds, special industrial bonds, all municipalities, units of local government, no matter what they want to do, they are now free to go to the marketplace under these conditions. Is that generally what this bill does?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nash.

SENATOR NASH:

To my understanding, everybody's included.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Walsh.

SENATOR WALSH:

Will the Gentleman yield for a question?

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield. Senator Walsh.

SENATOR WALSH:

Senator, when this bill passed the Senate by a vote of 37 to 15, it had...although it originally, apparently, a validating act, the Senate Amendment No. 1 was...would authorize, I believe, seven million dollars in working cash fund bonds for the Forest Preserve District of Cook County. Is that provision still in the bill or was that deleted with the House amendment?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nash.

SENATOR NASH:

Can you take it out of the record for a second so I can check it?

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave to take it out of the record? Leave is granted. Senator Nash, for what purpose do you arise?

SENATOR NASH:

Can we go back to Senate Bill 59?

PRESIDING OFFICER: (SENATOR BRUCE)

Have you and Senator Walsh resolved your...Senator Nash, may I make this suggestion, we have...Senator Lemke has...is Senator Lemke on the Floor? Senator Rock, for what purpose do you arise?

SENATOR ROCK:

Well, my understanding of House Amendment No. 3, in answer to Senator Walsh's question, is, in fact, it struck everything after the enacting clause so that there is...the provision about which he inquired is no longer extent.

PRESIDING OFFICER: (SENATOR BRUCE)

The forest preserve is mentioned and it...reading by the Chair, but it is only mentioned in light of the fact that their bonds are covered by this provision, but there is no change in the amount of bonds that they might issue. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, if the...Senator Walsh's query was on the forest preserves, I can assure you they're covered here, because my forest preserve has asked me to support the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Alright. Is there leave to go back to the Order of Secretary's Desk Concurrence? Leave is granted. Can we get back to Senate Bill 59? Leave is granted. Senator Nash. Senate Bill 59 on your concurrence. We're back to that order

of business. Senator Nash.

SENATOR NASH:

Alright, then we answered Senator Walsh's questions. If there are no more questions, I would ask for an Aye vote.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Walsh. Any further discussion? Any further discussion? The question is on the concurrence. The question is, shall the Senate concur on House Amendment No. 3 to Senate Bill 59. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 47, the Nays are None, 3 Voting Present. The Senate does concur in House Amendment No. 3 to Senate Bill 59, and the bill having received the required constitutional majority is declared passed. (Machine cut-off)... next bill on the Order of Concurrence is Senate Bill 423. Senator Grothberg to explain House Amendments No. 1 and 2 on Page 6 of your Calendar. Senator Grothberg.

SENATOR GROTHBERG:

Thank you, Mr. President and fellow members. Remembering this original bill follows my tenure career of trying to trim the State printing costs. So the original bill is still in it, whereby you and I and our fellow legislators order the journals if we want them by a postcard from the Secretary of State. House Amendments No. 1 and 2, because...became the vehicle for raising to ten thousand dollars from five thousand dollars into the Purchasing Act for contract repairs, maintenance, remodeling and renovation under the Department of Administrative Services, and for the purchase of office equipment where individual orders are less than five thousand dollars instead of twenty-five hundred dollars. And in these...this day and age, those numbers haven't been changed for, I think, probably most of a decade. I would move that

we do concur.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to concur with House Amendments 1 and 2.  
Discussion? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. I apologize to Senator Grotberg. I have just now had an opportunity to read House Amendment No. 1. Senator, it appears to do a heck of a lot more than that. And there are some substantial amendments, it appears, to the Purchasing Act contained in Amendment No. 1, which...we just haven't had a chance to take a look at. I'm not...would you be kind enough to take it out? Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave to take it out of the record? Take it out of the record. Senator Lenke, are you ready on 791? On the Order of Conference Committee Reports is Senate Bill 791, the first Conference Committee report. Senator Lenke.

SENATOR LENKE:

I move to adopt the first Conference Committee report on Senate Bill 791, which was unanimously agreed upon by the members on the Conference Committee. What it does is this, it deletes everything after the enacting clause and inserts language that addresses major issues which are important to the up-and-coming election. Number one, it establishes a Senate lottery to determine the length and staggering of terms. Two, it creates the Representative Committees in order to separate nominating activities for Senate seats from nominating activities for House seats. Also eliminates the language pertaining to cumulative voting and deletes...obsolete provisions required that two nominees from each party must be filed for a seat.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lenke, if I might interrupt you. If we would have



three or four Pages come down here, we're going to distribute this Conference Committee report since it may be of interest since it deals with the lottery. Joey Mack, if you'd have about three or four of your Pages down here. Now, Senator Lenke, excuse the interruption. Senator Lenke.

SENATOR LEMKE:

Okay. What it does is, it conforms the requirements for State-wide advisory questions referendums similar to the rules and makes the filing date the same as our deadline, May 2nd, and also adopts the suggestions of the Supreme Court in regards to that matter. The State Board of Elections considers this legislation extremely important due to the recent required changes in election law, namely in cut-back amendments, representative districts and et cetera. I think the...it's a good amendment, and I think it's timely, and I ask for its adoption...of the Conference Committee.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt the Conference Committee report. Discussion? Senator Rhoads.

SENATOR RHOADS:

Thank you, Mr. President and members of the Senate. I join Senator Lemke in asking for adoption of the Conference Committee report. I think he covered everything that is in the report except for one item which was an increase in the mandatory campaign disclosure limit from one hundred and fifty to two hundred and fifty dollars, effective July 1 of this year. And there has been no increase since the original Act some eight years ago, so I think it's in line with what inflation would call for, and I would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Sommer.

SENATOR SOMMER:

Mr. President and members, simply a question. Maybe

Senator Rhoads can answer it or Senator Lemke can. There's language here changing the petition requirements under the local government article from ten percent of the...to ten percent of the registered voters from ten percent of those who previously voted. That's quite a substantial change and to what does that refer?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LEMKE:

My understanding from the State Board of Elections, that's...that's what was suggested by the Illinois Supreme Court, when they had the case going on. So I...I'm going...they said that these changes are changes that were suggested by the Illinois Supreme Court and I...I assume they are...in their wisdom, felt that these are the problems that arisen when they had the cut-back amendment before them.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sommer.

SENATOR SOMMER:

Well, does this lower or increase the number of signatures required for persons to get things on the ballot, apparently referenda?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LEMKE:

I would assume it increases the number of signatures. It could decrease them depending, you know...in my...in my area where I'm...in Chicago, in...my ward it would decrease the number of signatures, because the registered votes...the voters have gone down to fourteen thousand from nineteen thousand. We have a lot of people that aren't citizens and don't vote, so I mean, our...in our area it would go down. It depends on what the registered vote is.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sommer.

SENATOR SOMMER:

It seems to me the only way you could decrease the number if signatures required is to have more...more people voting than those who are registered to vote in your ward.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rhoads.

SENATOR RHOADS:

Senator Sommer, I hadn't looked at this in a while, but, Senator Lemke is correct. It does increase it. The present Statute calls for ten percent of the ballot applications in the last general election. This would be ten percent of the registered voters for that governmental unit. Now, one of the arguments that they presented...the...the State Board of Elections presented at the time was that the registered voter registration was a knowable number, I mean, a number that you could work with, whereas they didn't always have a...the number of ballots in the last general election converted to that unit of local government. I'm not saying that's a good argument, I'm saying that's what they're answer was at that time. But it does increase it.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Friedland.

SENATOR FRIEDLAND:

Thank you, Mr. President. I'd like to know if...why if Senator Rhoads is supportive of this, why he didn't sign it.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LEMKE:

In defense of Senator Rhoads, everybody else signed it, Senator Rhoads, at that time was in Washington. That was the week that he was in Washington. He was excused from here on government business, I believe.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. If I might, a couple of questions to the sponsor. Senator Lemke, I...am I right in assuming that one of the principal provisions that was in the conference report that was before us in October, is no longer part of this Conference Committee report, and that is a change in the primary date?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LEMKE:

What was in the original bill, that is correct. But that provision is also, I believe, in Senate Bill 501 or 209 which Senator Nedza is having, which will be coming back for concurrence.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch.

SENATOR LEMKE:

In this bill we...we...we wanted to get it passed because of the...establishing the Senate lottery for staggering terms and the other things concerning the House and also the things, and this was repetitious.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch.

SENATOR NETSCH:

Yea, I think I'm...I'm less concerned about what is in it than what is not in it, perhaps. Two other quick questions though. There is a recent Illinois Supreme Court decision which deals with the...the petition process. I have not yet had an opportunity to read that decision, but I assume that whatever the Supreme Court said about the pre-existing law, and it did as I understand it, invalidate some provisions of our pre-existing law that those concerns have been addressed in this Conference Committee report. Is that a correct

assumption?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lenke.

SENATOR LEMKE:

I would think it's correct. The State Board of Elections and the...their lawyers have advised me that this, as far as referendums go, and so forth, that this bill was conformative with their suggestions, of the Supreme Court.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch.

SENATOR NETSCH:

There have then been a few changes from the Conference Committee report that was before us in October. One, of course, is the elimination of the change in primary date. A second, presumably, would be the changes necessary to accommodate the recent Supreme Court decision with respect to the petition process. I am not clear, are there any other substantive changes from the report that was before us last fall?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lenke.

SENATOR LEMKE:

Number one, we didn't have a Conference Committee report last fall, but what the original bill was, we had an amendment of about three hundred pages and Representative Ryan and Representative Madigan felt that in order to get a bill passed to take care of the necessary requirements in regards to the House and the Senate were caused by the cut-back amendment, that they would take things out and use it on another bill...put it on another bill in the Conference Committee report. They didn't feel that the situation in the House, they could pass a three hundred page bill at the present time. They felt the House would be too confused.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch.

SENATOR NETSCH:

Not to speak of the Senate. The...my...my point really though was, I...I had recalled it to be in the form of a Conference Committee report. It might have been for a concurrence or something else, but...but the issue was momentarily lively when we came back after the June session and then nothing was called. And I'm...what I'm trying to find out are substantive changes between the form at that time which also had been put together by the State Board of Elections and this one. Just so that we are aware of those changes.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LEMKE:

I've been after to pass this bill since we came back last fall. What we've been having problems with is...is on an agreement between the, what's controversial and what's not controversial, and they want it to go with what they consider was not controversial in this bill, to get this passed because these are necessary requirements because of the upcoming election in November. I know I've talked to Representative Ryan, and McBroom, and Madigan, and Senator Rock, and Senator Philip and that's how we came up with this...this Conference Committee report. We sat down and took out the things that there was no conflict over and put them in here and entered the report so we could get it passed.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom. Senator Bloom.

SENATOR BLOOM:

(Machine cut-off)...sponsor.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield. Senator Bloom.

SENATOR BLOOM:

Yeah, on Page 39 and 40, I note that to have constitutional questions submitted by the petition process, I'm picking up where I think Sommer and...Senator Sommer and Netsch have left off, requires eight percent of the total votes cast. When you get down to advisory questions, it's now set at ten percent of the registered voters on State-wide. Now is...is the answer the same as the one given to Senator Sommer in the context of local public policy? That it's hard to ascertain the number on a State-wide basis, who voted for governor? There's a disparity between the two that is not on the Statute books presently.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LEMKE:

Well, I've been advised by the State Board of Elections that any question regards to public referendums and so forth, these are provisions that they have put in this bill that have been suggestions by the...after the Supreme Court decision as to changes in the law and to stop the confusion that was...the administrative confusion that was involved in the last public question.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

I'm not talking about the random sampling and...and the other procedures involved. I'm talking about your threshold questions. Talking about...that doesn't answer my question. My question had to do with eight percent to amend our Constitution, ten percent on questions of public policy. That...that's a change from existing law. And I'm...recollection indicates that the Supreme Court never addressed that. And I wondered what the thinking was and what the basis was of that.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LEMKE:

I...according to the State...Illinois State Board of Elections, that's their suggestion, and they have told me that these changes that regard the public questions were suggestions by the Illinois Supreme Court, not only in the decision but the suggestions that they came down with recommendations. And I'm only going by what the State Board of Elections told me. These are specific recommendations, not because of the case but things that arose that they suggested after the case was decided. You know, they're...what they always come down with their...what laws we should change and what we should change in those laws.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

Yes, they do, Senator. As a matter of fact I have two of those recommendations out of their report submitted as bills, but no where in those recommendations did they say, have a lower petition of...requirement for changing our Constitution and a higher petition requirement on questions of public policy State-wide. The argument that you made in the context of local government advisory referenda, certainly is plausible. Reasonable folks can disagree, but certainly you can find out the number of applications made on a State-wide basis.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LEMKE:

It was my understanding, in talking to Senator Rock and...and that, that this was not any...any controversy. If there is controversies, and since the Conference Committee just was passed out to the members, I suggest that we hold this until tomorrow and let them read the conference. I'm



sure all these things would be cleared up, and if they have any questions, I would suggest that they talk to the State Board of Elections and they could explain it, because this is their amendment and not mine. My concern was the...the Senate and the...clearing up that question where nominating committees when there's a vacancy in the House district and Senate district, and other matters, but this question I...was brought up as non-controversial and the Illinois State Board suggested that these are recommendations by the Illinois Supreme Court, and I suggest you read the Conference Committee report and talk to them and I'm sure everything will be cleared up, and I'm sure Senator Rhoads will help you there and our staff over here will help our Senators with some questions.

PRESIDING OFFICER: (SENATOR BRUCE)

Alright. Is there leave to take it out of the record? Take it out of the record. Leave is granted. For what purpose does Senator Rock arise?

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I would suggest that tomorrow when we convene at noon, many of these matters can be handled. And I make that suggestion after consultation with both Senator Philip and with the Speaker. I will now ask the Pages to distribute the schedule for the ensuing two weeks of May. And would like to point out that after consulting with the Speaker and with Senator Philip, it's been determined...and having talked with Senator McLendon, who's the Chairman of Judiciary I, it's been determined that there really isn't any need for us to be here on Friday. So that the Judiciary I Committee which had been scheduled for Friday morning, will, in fact, be postponed until Thursday, May 6th and obviously, we were all shocked and dismayed to learn of the Cardinal's death, the Cardinal Archbishop of Chicago. The funeral service is going

to be at noon on Thursday, so our Session on Thursday morning, I suggest, will be a short one in deference to the memory of that great man. And I know a number of the members have indicated they wish to attend the funeral. I suggest, again, after talking with Senator Philip, that on Thursday we will have a relatively brief Session, adopt a death resolution in memory of the Cardinal Archbishop and then adjourn. And we will return to Springfield on Monday, May 3rd, at the hour of noon.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Marovitz.

SENATOR MAROVITZ:

A question of...regarding committee schedule. I believe, correct me if I'm mistaken, that there may be some committees scheduled Thursday afternoon, Insurance being one. I would just inquire whether that committee will also be postponed? Several people are coming down.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

No, there has been no indication that either Appropriations I, or Revenue, or Insurance, all of which are scheduled for Thursday, my understanding is that they will proceed as scheduled.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rhoads.

SENATOR RHOADS:

Just before we adjourn, Mr. President, I'd like to introduce the students from Divine Infant School in Westchester, who are here visiting Springfield in my district.

PRESIDING OFFICER: (SENATOR BRUCE)

Would our guests please rise and be recognized by the Senate. Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, a point of inquiry. Could the President of the Senate give us an idea about what time we could be expected to adjourn Thursday?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Yes, I, frankly, have left that to Senators Philip and Donnewald and others, but my suggestion is probably about eleven-thirty, so that we will not, in fact, be in Session during the course of the funeral.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President. Are you ready to adjourn?

PRESIDING OFFICER: (SENATOR BRUCE)

We are going that direction, Senator Vadalabene.

SENATOR VADALABENE:

Yeah, because I have an announcement.

PRESIDING OFFICER: (SENATOR BRUCE)

Make your announcement.

SENATOR VADALABENE:

Thank you. There will be a meeting of the Executive Appointments and Veteran's Affairs and Administration tomorrow morning in Room 212 at nine o'clock.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch.

SENATOR NETSCH:

Thank you. Although this is not until Thursday, I would like to make it clear that the Revenue Committee will hold its regularly scheduled meeting beginning at 9:00 a.m. on Thursday. There is no way that we can...can call that meeting off because we have twenty or so bills set. Senator Rock indicates to me that we will probably be coming into Session at

eleven-thirty that morning, which cuts our time short. We might have to reconvene after the Session for a short period of time in order to hear the bills that are set that day.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Grotberg.

SENATOR GROTBORG:

Hello. Thank you, Mr. President. A question of Senator Netsch. On that Revenue roster, how many of those have...we have now having concurred in the House amendment on the interest thing, how many of those bills relate to that, different variations of the bond problem with non-home rule units? Are they revenue bills or are they financial...different committee?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch.

SENATOR GROTBORG:

They're in...they're in Finance. I'm sorry, Senator Netsch. Okay.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Ozinga.

SENATOR OZINGA:

There will be a Republican Caucus in the...in the Minority Leader's Office immediately after the Session. Promised a short...a short meeting.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Buzbee.

SENATOR BUZBEE:

Yes, Mr. President, Appropriations II Committee will convene promptly at two o'clock. We have an awful lot of bills to hear today and an awful lot of discussion to...testimony to take. So, we anticipate going in at two, and hopefully, we'll be out by seven.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, I'd like to have the record show that Senator Becker is home this entire week convalescing from an illness. And Senator...

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. I'd also like the record to reflect that Senator Carroll and Senator Johns are absent today because of illness.

PRESIDING OFFICER: (SENATOR BRUCE)

Any further business to come...Senator Vadalabene.

SENATOR VADALABENE:

Yes, I think we ought to welcome Senator Keats back.

PRESIDING OFFICER: (SENATOR BRUCE)

From his official business in Germany. Yes, Senator Joyce. Jerome.

SENATOR JEROME JOYCE:

Yes, Mr. President, the Ag Committee will meet at two o'clock. I want everybody there because my bills are up.

PRESIDING OFFICER: (SENATOR BRUCE)

Any further business to come before the Senate? Senator Joyce moves that we stand adjourned until the hour of noon tomorrow. On the motion to adjourn, all in favor say Aye. Opposed Nay. The Ayes have it. The Senate stands adjourned until twelve o'clock noon tomorrow.