

82ND GENERAL ASSEMBLY

REGULAR SESSION

APRIL 28, 1982

PRESIDING OFFICER: (SENATOR DONNEWALD)

The hour of twelve having arrived the Senate will come to order. Will the guests in our galleries please rise. We have the prayer by Reverend Hugh Cassidy, Blessed Sacrament Church, Springfield.

REVEREND CASSIDY:

(Prayer given by Reverend Cassidy)

PRESIDING OFFICER: (SENATOR DONNEWALD)

Reading of the Journal. Senator Nega.

SENATOR NEGA:

Mr. President, I move that reading and approval of the Journal of Tuesday, April the 27th, in the year 1982, be postponed pending arrival of the printed Journal.

PRESIDING OFFICER: (SENATOR DONNEWALD)

You've heard the motion. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Motion carries. Committee reports.

ACTING SECRETARY: (MR. FERNANDES)

Senator Jerome Joyce, Chairman of the Committee on Agriculture, Conservation and Energy reports Senate Bill 1487 and 1497, with the recommendation that the bills Do Pass. Senate Bill No. 1212 and 1471, with the recommendation that the bills Do Pass as Amended.

Senator Demuzio, Chairman of the Committee on Finance and Credit Regulation reports Senate Bills 1324, 1369, 1375 and 1526, with the recommendation the bills Do Pass. Senate Bill No. 1488, 1653, 1665 and 1667, with the recommendation the bills Do Pass as Amended.

Senator Sangmeister, Chairman of the Committee on Judiciary II, reports Senate Bill 1305, 1387, 1429 and 1590, with the recommendation that the bills Do Pass.

PRESIDING OFFICER: (SENATOR DONNEWALD)

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 2211, 2221, 2441, 2451, and 2452. Passed the House, April 27, 1982. Anthony J. Leone, Clerk of the House.
PRESIDING OFFICER: (SENATOR DONNEWALD)

While we have this break, I have been asked to announce that the Illinois...Illinois Legislative Correspondent's Association will have their annual Gridiron Dinner on May 19th. Cocktails at six-thirty and the dinner at seven-thirty at the Hilton. The tickets will go on sale next week for twenty, not twenty cents, twenty dollars. (Machine cut off)...at this time Senator Schuneman is going to make a presentation with...we will...Senator Schuneman, can you take over and make the award?

SENATOR SCHUNEMAN:

Thank you, Mr. President. Members of the Senate, we're honored today to have with us one of our Illinois citizens who has been recognized for his outstanding achievement. Jim Guilinger is a school teacher from Sycamore. He has been a school teacher for some thirty years and was recently recognized by his peers as the National Vocational Teacher of the Year. Probably, there is no more satisfying experience for any of us than to be recognized for outstanding achievement by our peers, and Jim Guilinger certainly is deserving of that high award. It's my understanding that at one time among the people...the students that he worked with, he had eight of his students chosen as national farmers in the National F.F.A. He's worked in...in the vocational field for many years with a number of people throughout this State, including our own Senator McMillan, who during his days as an...an active F.F.A. person, worked with Mr. Guilinger.

Now, I don't think we should hold that against Mr. Gullinger, and we have adopted a resolution commending him, and so, at this time, Mr. Gullinger, I would like to present to you this resolution adopted by this Senate, congratulating you upon your outstanding achievement and your recognition as the National Vocational Teacher of the Year. Congratulations.

MR. JIM GULLINGER:

(Remarks given by Mr. Gullinger)

SENATOR SCHUNEMAN:

With Mr. Gullinger today is Peter Johnson, who is the Executive Director of the Advisory Council on Adult Vocational and Technical Education in Illinois. Pete, we're happy to have you here. Thank you.

PRESIDING OFFICER: (SENATOR DONNEWALD)

(Machine cut off)...on the order of business that we have been on, I would like at this time to present the...Mrs. Jane Freeman, President of the Girl Scouts of the United States of America. Mrs. Freeman of Ardsley on the Hudson, New York is National President of the Girl Scouts of the United States. In October 1981, she was reelected to serve the second three-year term as head of the world's largest voluntary organization for girls and women. The...an active member of the National Board of Directors since 1966, Jane Freeman has also served the Girl Scouts as Third Vice-President to the International Commissioner. She has represented the G.S.U.S.A. at various conferences around the globe, was an official delegate to four world conferences, and of the World Association of Girl Scouts and Girl Scouts, Canada in 1972, England and...in seventy-six, Iran in 1978 and France in 1981. At the 1981 conference, she was elected to the World Committee, as a substitute member. I, now, present to you for a statement and presentation Mrs...Mrs. Freeman and...here they come, so, let's...

MRS. JANE FREEMAN:

(Remarks given by Mrs. Freeman)

(Plaque presented to President Rock and members of the Illinois State Senate by Mrs. Freeman on behalf of their contributions to Girl Scouts).

PRESIDING OFFICER: (SENATOR DONNEWALD)

On...on behalf of the Senate, we certainly accept this very, very, gracious honor, and I'm advised that there...there are some Girl Scouts in the President's gallery. Would they please rise and be recognized. Thank you so very much.

MRS. JANE FREEMAN:

Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR DONNEWALD)

All right.

MRS. JANE FREEMAN:

And, our thanks to all of you for the work you do. We're going to leave a little jar of cookies, and we'll send some more cookies, so there will be enough for all of you.

PRESIDING OFFICER: (SENATOR DONNEWALD)

And, some buttons, I'm advised.

MRS. JANE FREEMAN:

Yes, sir.

PRESIDING OFFICER: (SENATOR DONNEWALD)

They're not campaign buttons...my campaign buttons. They're...they're Girl Scout buttons. They will be passed around. Thank you very much. (Machine cut off)...these young ladies are from Northwest Cook County, and, also, one from... (Machine cut out)...one from Lakeview. All right, one from Zion. Thank you very much. Okay. Senator DeAngelis, for what...DeAngelis...excuse me, I'm all excited with these very pretty young ladies. Senator Geo-Karis. Senator, maybe the microphone isn't operating, if you...Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate,

first of all, I don't have the curly hair as Senator DeAngelis, but second of all, I'm very pleased, as a point of personal privilege, to welcome the members of the Lakeview Girl Scout Council and their fine...women who have been working with them. And, I would like to identify them, because they are up in the President's gallery. And...and I want to congratulate Trish Zimmerman from Zion for winning the highest award of the Girl Scouts, the Gold Award. And, the young women are Wendy Barankicwicz of Grayslake; Denise Borst, Antioch; Joni Gamble, Great Lakes; Mary Hoth, H O T H, Gurnee; Althea Jones, Waukegan; Alyson Klug, Waukegan; Bridget Klug, K L U G, Waukegan; Laura Malone, Libertyville; Monica Mueller, Libertyville; Missy Quirke, Q U I R K E, Libertyville; Bridget Swieton, S W I E T O N, Round Lake; Trish Zimmerman of Zion, and accompanying them are Mrs. John Condon, Libertyville, the Council President, Naomi Wollangk, W O L L A N G K, of Waukegan, who is the Executive Director, and Mrs. James Quirke of Libertyville. I want to say that these ladies and these young women have done a marvelous job on the Lakeview Girl Scout Council of Lake County, and I'm very proud to introduce them all for a good hand from this very auspicious Body.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator...Senator Totten, for what purpose do you arise?

SENATOR TOTEN:

Thank you, Mr. President. I...I endorse the Girl Scouts, too. But, what I would like to do is to change some sponsors on a bill...have leave of the Senate to do that? On Senate Bill 1299, for which I am the chief sponsor, I would like to have the hyphenated joint sponsorship read Totten-Dawson-Bloom-Sangmeiser-Keats.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there leave? Leave is granted. Senator Grotberg.

SENATOR GROTBORG:

On the same order of business, Mr. President. Thank you. I would like Senate Bill 1324, which came out of Finance Committee this morning, to read Grothberg-Vadalabene, as hyphenated co-sponsors.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there leave? Leave is granted. Resolutions.

ACTING SECRETARY: (MR. FERNANDES)

Senate Resolution No. 486, offered by Senator Dawson, and it's congratulatory.

Senate Resolution 487, offered by Senator Egan and all members of the Senate, congratulatory.

Senate Resolution 488, offered by Hall, Rock and all members of the Senate.

Senate Resolution 489, offered by Senator Gitz.

Senate Resolution 490, offered by Senator Gitz. They're both congratulatory.

Senate Joint Resolution No....

PRESIDING OFFICER: (SENATOR DONNEWALD)

Those would go to the Consent Calendar.

ACTING SECRETARY: (MR. FERNANDES)

Senate Joint Resolution No. 85, offered by Senator Berning.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Executive. Senator Carroll, for what purpose do you arise?

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate, for purpose of an announcement. If we can have the attention of the Appropriations Committee members, Appropriations I will meet at 9:00 A.M. sharp tomorrow, here on the Senate Floor. Nine o'clock on the Senate Floor. It is the intent to start working with the departments, until the time that the Senate convenes, and then to continue the meeting, as necessary, immediately after adjournment. But, we will

start at 9:00 A.M. on the Senate Floor, work until the Senate does start session, and, hopefully, be able to get out shortly thereafter.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator D'Arco, for what purpose do you arise?

SENATOR D'ARCO:

Thank you, Mr. President. I rise to announce that the Senate Insurance, Pensions and Licensed Activity Committee, which had been scheduled to meet at two o'clock in the afternoon tomorrow, will meet at 9:00 A.M., in Room 400. We were scheduled to meet in Room A-1, but we're going to meet in Room 400 at 9:00 A.M. tomorrow morning.

PRESIDING OFFICER: (SENATOR DONNEWALD)

I'm advised that that has been changed. It's on the Calendar, Senator. Senator Nedza, for what purpose do you arise?

SENATOR NEDZA:

Thank you, Mr. President, for purpose of an announcement. The committee on Local Government will meet at 2:00 P.M. this afternoon, and we would appreciate your prompt attendance.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Vadalabene, for what purpose do you arise?

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. I would like to rise to go into Executive Session.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Vadalabene moves that the Senate resolve itself into Executive Session. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. We are in Executive Session. Senator Vadalabene.

SENATOR VADALABENE:

Yes, Mr. President, with respect to the Governor's Messages of February 26th and March 18, and April 16, 1982. I will read the names of the salaried appointments to which the

Executive Session

committee on Executive Appointments, Veterans Affairs, and Administration recommends that the Senate do advise and consent. And, after reading the appointments, I intend to ask leave to consider all the salaried appointments on one roll call, unless any Senator has objection to any particular appointment. Mr. President and members of the Senate,...what I intend to do, I believe...I believe, so that there won't be any repercussion or discussion, I believe I will ask for a separate roll call on all the salaried appointments this morning.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there leave? Leave is granted.

SENATOR VADALABENE:

To be Assistant Director of Surface, Department of Mines and Minerals for a term expiring January 17, 1983, Huck Huckaby of Springfield. And, Mr. President, having read the salaried appointment, I would now put the question as required by our rules.

PRESIDING OFFICER: (SENATOR DONNEWALD)

All right. The question...the question is, does the Senate advise and consent to the nomination just made. Those in favor vote Aye. Those opposed, Nay. The voting is open. Just a minute. Senator Buzbee, for what purpose do you arise?

SENATOR BUZBEE:

Thank you, Mr. President. I rise to explain why I'm going to vote No on Mr. Huckaby. Mr. Huckaby is...an acquaintance of mine and I have nothing personally against him. However, the United Mine Workers have experienced, as I'm sure all of you know after one year of accident of...of death free coal mining operations, in the last several weeks there have been...there have been a few people who have been killed in mining accidents. The United Mine Workers have expressed a concern as to the appointment of Mr. Huckaby in

this department which deals with their safety very much. As a result of that expression of concern that they have made on Mr. Huckaby, it is my intention to...to vote No on his confirmation. I have talked with Mr. Huckaby. He understands my position, and I just wanted to explain that that's the reason I'm voting No.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there...is there further discussion? All right. The question is, does the Senate advise and consent to the nominations just made. Those in favor vote Aye. Those opposed, Nay. The voting is open. Have all voted who wished? Have all those voted who wish? Have all those voted who wish? Take the record. On that question, the Ayes are 39, the Nays are 4. The majority of the Senators elected concurring by record vote, the Senate does advise and consent to the nomination just made. Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President, and members of the Senate. To be Director of the Department of Rehabilitation Services for a term expiring January 17, 1983, Robert W. Granzeier of Springfield. Mr. President, having read the salaried appointment, will you put the question as required by our rules.

PRESIDING OFFICER: (SENATOR DONNEWALD)

All right. Is there discussion? The question is, does the Senate advise and consent to the nomination just made. Those in favor vote Aye. Those opposed, Nay. The voting is open. Have all those voted who wish? Have all those voted who wish? Take the record. On that question, the Ayes are 49, the Nays are none. The majority of the Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Vadalabene.

SENATOR VADALABENE:

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

be Assistant Director of the Department of Financial Institutions for a term expiring January 17, 1983, Joanne Mitchell of Chicago. Mr. President, having read the salaried appointment, will you put the question as required by our rules.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there discussion? The question is, does the Senate advise and consent to the nominations just made? Those in favor vote Aye. Those opposed, Nay. The voting is open. Have all those voted who wish? Take the record. On that question, the Ayes are 53, the Nays are none. A majority of the Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Vadalabene.

SENATOR VADALABENE:

Thank you, Mr. President and members of the Senate. With respect to the Governor's Message of April 16, 1982, I will read the unsalaried appointments to which the Committee on Executive Appointments, Veterans Affairs and Administration recommends that the Senate do advise and consent. And after reading those appointments, I intend to ask leave to consider all of the unsalaried appointments on one roll call, unless any Senator has objection to any particular appointment.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there leave? Leave is granted. Proceed.

SENATOR VADALABENE:

To be a member of the Health Facilities Planning Board for a term expiring June 30, 1984, Nancy B. Jefferson of Chicago.

To be a member of the Kaskaskia Port District Board for a term expiring June 30, 1983, Leo M. Pautler of Evansville.

To be members of the Board of Banks and Trust Companies for a term expiring January 1, 1984, William C. Gooch, Jr. of Elmhurst, and William C. Burnside of Danville.

To be Public Administrator of LaSalle County for a term

expiring December 2nd, 1985, Alfred O. Jacob of Mendota.

To be Public Administrator, Guardian and Conservator of Franklin County for a term expiring December 2nd, 1985, Gibson Douglas Karnes of West Frankfort.

To be Public Administrator, Guardian and Conservator of Douglas County for a term expiring December 2nd, 1985, Betty D. Jones of Arthur.

To be a member of the Illinois State Medical Disciplinary Board for a term expiring June 30, 1982, Eli L. Borkon, M.D. of Carbondale.

Mr. President and members of the Senate, having read the unsalaried appointments, I now seek leave to consider these appointments on one roll call, unless some Senator has objections to a specific appointment.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Leave has been granted. Is there discussion? The question is...

SENATOR VADALABENE:

Mr. President, will you put the question as required by our rules.

PRESIDING OFFICER: (SENATOR DONNEWALD)

The question is, does the Senate advise and consent to the nominations just made. Those in favor vote Aye. Those opposed, vote Nay. The voting is open. Have all those voted who wish? Have all those voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none. A majority of the Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Vadalabene.

SENATOR VADALABENE:

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

I now move that the Senate arise from Executive Session.

PRESIDING OFFICER: (SENATOR DONNEWALD)

You have heard Senator Vadalabene's motion. Those in

favor indicate by saying Aye. Those opposed. The Ayes have it. The Senate does arise. Senator Maitland, for what purpose do you arise?

SENATOR MAITLAND:

Thank you, Mr. President, on a point of personal privilege.

PRESIDING OFFICER: (SENATOR DONNEWALD)

State your point.

SENATOR MAITLAND:

Mr. President, in the gallery...in the President's gallery on my right, directly in front of me, we have a distinguished guest today. Dr. Ben Hubbard is the retiring Dean of the College of Education, Illinois State University. Dr. Hubbard is no stranger to this Body, certainly. He's been a big help to education over the years, both on the State-wide level and at the university, and education is indeed a better...a better educational system in Illinois because of Dr. Hubbard. And Dr. Hubbard today has with him a graduate class in politics and education. I'd like Dr. Hubbard and his graduate class to rise and be recognized by the Senate, please.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Please rise and be recognized. Senator Rupp, for what purpose do you arise?

SENATOR RUPP:

On a point of personal privilege.

PRESIDING OFFICER: (SENATOR DONNEWALD)

State your point.

SENATOR RUPP:

Thank you, Mr. President. While he's not at his desk and the word has already been put out in the local press, today is Senator Max Coffey's Birthday. He's not here, so I just think we ought to forget it.

PRESIDING OFFICER: (SENATOR DONNEWALD)

All right. We will do so. Resolutions.

ACTING SECRETARY: (MR. FERNANDES)

Senate Resolution 491, offered by Senator Rock, Nash, and all members of the Senate.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Executive. Oh, I'm sorry. Consent Calendar. Beg your pardon.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave to go to the Order of Senate Bills 2nd Reading? Leave is granted. Senate Bills 2nd reading. Senate Bill 1302, Senator Sangmeister. If I might have the attention of the membership, we are going to be on 2nd reading. The bill's sponsors that we're going to be getting to: Sangmeister, Carroll, Maitland and Bloom. If those Senators would be...Senator Sangmeister, is Senate Bill 1302 on inheritance tax and transfer tax? Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1302.

(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 Sangmeister.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sangmeister is recognized.

SENATOR SANGMEISTER:

Mr. President and members of the Senate, this is an agreed amendment that was worked out with the committee. This bill's basic theme is that it eliminates Illinois Inheritance Tax between spouses, but it increases the...the rates on the other category, so that there will be no net loss of revenue to the State of Illinois, and all these fig-

ures came from the Attorney General's Office. We've now got them in the amendment, and I think both...sides of the Revenue Committee have taken a look at this, and I think it's all agreed upon. So, I would move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. Is there discussion of...of the motion? Discussion? All in favor say Aye. Opposed...sorry...I apologize, Senator McMillan. Senator McMillan is recognized on the motion to adopt.

SENATOR McMILLAN:

A question of the sponsor. Could you go into some detail about it, because it was...was my understanding that you would be amending the bill, but it wasn't my understanding that we were just necessarily totally in agreement with what you would be doing.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sangmeister.

SENATOR SANGMEISTER:

Yes, I...I...first, may you indicate to me whether or not you have received a copy of the amendment. You do have that. All right. Well, basically, it amends the three classes. The first class, of course, was a natural child or adopted child or brother or sister, and the old rate was...for the first fifty thousand was two percent, and went to three percent; and fifty thousand to one hundred and fifty thousand class went from four percent to six percent. And, Senator McMillan, I can go through all of these categories. We can jump down to Class Two, which is uncle, aunt and niece. The old rate for the first twenty thousand used to be six percent. It's now eight percent. The next fifty thousand went from eight percent to eleven percent. What we have done, of course, is we've increased the percentages on all the other categories to make up what will be the loss for eliminating

the inheritance tax between spouses.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator McMillan.

SENATOR MCHILLAN:

And, there are no other changes such as...none of the other exemptions are changed in any way? The only change is that the surviving spouse is completely exempt, but that the rates are increased all the way across the board for all other...for all other types of inheritance?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sangmeister.

SENATOR SANGMEISTER:

Basically, that statement is correct. There will be no inheritance tax between spouses. If we were to just do that, for the information of everybody, it would have cost the State of Illinois forty million dollars for us to do that. So, what we've done and what the Attorney General even suggested last year that we do is, we do put this in conformance with Federal law, because there is now, under the new Economic Recovery Act of 1981 no Federal estate tax between spouses. We'll put this in order, but we do have to make up that...that loss of funds, and we're doing that by not increasing the exemptions or decreasing the exemptions but by merely increasing the rates for each one of the categories.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator McMillan.

SENATOR MCHILLAN:

I would merely respond that a...that a lot of us very...without any hesitation supported a bill that would eliminate any inheritance tax exemption on the surviving spouse, but...but, I think very clearly we ought to understand what we are doing with this amendment, which would be substantially increasing the percentage of inheritance tax

which would be paid in a lot of other instances. True. This would eliminate there being any drain on...on the State Treasury, but in terms of...in terms of what we're doing in...as far as reform of inheritance tax, we need to be fully aware that while we're taking away the liability for the surviving spouse, we are substantially increasing that liability for...well, substantially, depending upon the size of the estate, for others that would inherit, and I just think everybody ought to be aware of that.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Well, it's working now...Mr. President and Ladies and Gentlemen of the Senate, would the sponsor yield to a question?

PRESIDING OFFICER: (SENATOR BRUCE)

He indicates he will yield. Senator Geo-Karis.

SENATOR GEO-KARIS:

I...if I recall correctly, did you say that by reducing...by eliminating the tax between spouses that you have had to raise the rates on other people? Such as yours truly?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sangmeister.

SENATOR SANGMEISTER:

That is correct. To do otherwise would have cost the State of Illinois forty million dollars. Frankly, I'm in favor of eliminating the Illinois Inheritance Tax altogether, but we're not in a position...

PRESIDING OFFICER: (SENATOR BRUCE)

May we have order, please.

SENATOR SANGMEISTER:

...we're not in a position in this State to do this. Eventually, I mean, the Federal Government did that, and

it...it's costing them. I think eventually, why that's what we're going to do in this State, but to start out with, it happens to be my opinion and that of many people, that it's...it is between spouses we ought to eliminate the inheritance tax. After all, anything that a child gets, or anything that a sister or a brother gets, or certainly anybody gets as a friend, is nothing more than a windfall to begin with, and if we have to increase the inheritance tax, for example, on a child which will be of some concern to people, two percent of fifty thousand dollars is the present law. That would be what...a thousand dollars. I mean a hundred...it would be a hundred dollars. So, if you're going to increase that to three percent, you're only increasing it fifty dollars. I don't think that that's a substantial increase, as far as the child is concerned.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

If I...understand correctly, under the present law, a child has a forty thousand dollar exemption, does it not?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo...Senator Sangmeister.

SENATOR SANGMEISTER:

We are not touching the exemptions whatsoever, Senator Geo-Karis. We are dealing with the rates.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Hello...I...thank you. Senator, what you are saying in effect then, you are raising the percentage from two percent, is that right? Under...on the first fifty thousand after the exemptions?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator...Senator Sangmeister.

SENATOR SANGMEISTER:

Yes, it's increased to three percent.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Would you please repeat this...what the increases are that you've given?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sangmeister.

SENATOR SANGMEISTER:

Well, for which category do you want it repeated? You wanted it for...for children, brother and sister? You want it for uncle, aunt, niece and nephew? You want it for all of them, because I'll stay...it'll take me twenty minutes to go through all the increases and the rates. If you'll just look at... at the amendment, it shows them all there. But, on... on a child...on the second listing which is fifty to a hundred and fifty thousand, the next one hundred thousand the rate goes from four percent to six percent. From a hundred and fifty to two hundred and fifty, it goes from six to eight percent. All these percentages have been worked out with the Attorney General's Office.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I think it's very commendable to...to eliminate inheritance tax between spouses. But, what you're doing with your amendment is helping one group, and then another group is completely discriminated upon because they have to carry the freight. I would like to suggest to the sponsor of this bill that he amend his bill to make it a two hundred and fifty thousand dollar exemption, and not take it...not take it straight across the board, because I think people who are in a posi-

tion, like myself and others, why...why penalize people who are not married at the present time. This is what you're doing with your bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

Well, as you know this Body passed out the elimination of the inheritance tax and went to the Federal pickup twice last year, and there's still legislation pending over in the House. I...I appreciate what the sponsor's trying to do, and I guess he has a right to have the bill in whatever shape he wants, and perhaps the prior speaker and any other speaker's comments had best be directed at 3rd reading. There is a substantial...difference of opinion as to the best way to approach it. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Ozinga.

SENATOR OZINGA:

Senator Sangmeister, what does the stranger, which is now ten percent on everything over a hundred bucks, what does that go to?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sangmeister.

SENATOR SANGMEISTER:

Fourteen percent.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Ozinga.

SENATOR OZINGA:

Fourteen...fourteen, you say.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Further discussion? Senator Sangmeister may close.

SENATOR SANGMEISTER:

Well, I think we can debate the philosophy of what we're

SB 1452
2nd reading

doing here on 3rd reading. This is the way I would like to put the bill in shape, and we'll discuss whether or not we should favor spouses over children, and friends, and sisters and brothers on 3rd reading. I move the adoption of the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1 to Senate Bill 1302. Those in favor will say Aye. Those opposed, Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senate Bill 1452, Senator Carroll. Hold. Senate Bill 1656, Senator Maitland. Hold. Senate Bill 1657, Senator Bloom. Senator Bloom. Detectives and pharmacists. All right. The amendment has been filed, Senator Carroll. Is there leave to return to Senate Bill 1452? Leave is granted. Senate Bill 1452. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1452.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. Amendment No. 1, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 1, offered by Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and members of the Senate. At the request of the committee and of the Pension Laws Commission, Amendment No. 1 would change the effect of the bill, so

that it applied uniformly, as they are now doing to all pensions systems as opposed to the one pension system that had been in the bill as originally drafted. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

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 Amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senate Bills 3rd reading. On Page 2 of your Calendar, is there leave to go to the Order of Senate Bills 3rd Reading? Leave is granted. Senate Bills 3rd reading. Senate Bill 1242, Senator Berman. Senate Bill 1250...Senator Berman, did you wish...not sure what the bill deals with. All right. Senate Bill 1251, Senator Rock. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1251.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 1251, as now amended, we have put two amendments on this bill, now sets up what is called or will be called the Advisory Committee on Block Grants. I emphasize advisory, because it is truly an advisory committee. It will be created as a statutory subcommittee of the Commission on Intergovernmental Cooperation, and as such, will require no additional expenditure of any State funds. The commission has, we think, the competency and the staff to adequately

handle the duties. As you are well aware, we are now in the age of Federalism, and we have to, as a General Assembly, respond to as we have since October 1, the Block Grants. There are fifty-six categorical programs last year that the National Administration devolved into nine Block Grants under the FY '83 Federal proposal, and that calls for the creation of additional Block Grants, and the question out in the states is, how do we respond to these? What this advisory committee will be doing, is the review and the comment on all federally required Block Grant reports. We will empower them to conduct public hearings on the intended use of all Block Grants, and I emphasize that the second amendment also said, as a matter of policy, that we recognize that our Appropriations Committees have already this kind of authority. Some of us are of the opinion that under the Federal regulations, hearings held by the Appropriations Committee will, in fact, satisfy those Federal regulations. So, we are not trying to preclude the Appropriations Committee. We are specifically saying they are...will receive the recommendations of this advisory committee, and it is truly just recommendations. So, they will be empowered to conduct the...public hearings to establish, as best they can, the State-wide priorities for the use of the funds and to make recommendations in that area to the Governor and the General Assembly. We have worked concerning the make-up of this advisory committee, we have worked with representatives of the Executive Branch of the Governor's Office. There will be eleven members, four of whom will be legislators, four public members appointed by the legislative leaders, two public members appointed by the Governor, and one of the two administrative officers appointed by the Governor, who is already a member of the commission. So, I think, with these eleven members, we can fulfill the Federal regulations while recognizing that it is only an advisory committee that will be empowered to make

recommendations to both the Executive and the Legislative Branch. But, more importantly, it puts some legislative and public input into the question of dealing with the Block Grants. I know of no serious objection to 1251 as amended, and I commend it to you for your favorable support. It's a mechanism we have to put in place, because under the Federal rules and regulations we have to conduct some hearings prior to next October 1st. This will afford us that opportunity, and I solicit your favorable vote.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there discussion? Senator Grotberg.

SENATOR GROTBORG:

Thank you, Mr. President, a question of the sponsor. Senator Rock, I think you did an excellent job of telling us what this is, and I realize in its original form it was another animal, but your closing...in your closing remarks I wanted you to say it again for my edification. This is the only game in town, if...if created, to...for public input into the new Block Grant system, so far. God knows there'll be one by every other unit of government, but from a State-wide standpoint, is this not our first attempt to organize that function?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

You are correct. This is the Legislature's first attempt. The Governor, as you know, has appointed by Executive Order two tasks...task forces on Block Grants. They are currently in the process of meeting. The chairman of one of those advisory task forces met with the Speaker and I last week in an attempt to let the General Assembly and its membership know what they are doing and what direction, if any, they should be following. But, I...I think that only underscores the point that the committee appointed by the

Governor, under the Federal rules and regulations, have no legislative members. And it's important, it seems to me and to many, that the Legislature or some of its membership ought to be involved in the public hearings and ought to be involved in establishing the priorities in making the recommendations. So, this is our one and only attempt to involve the General Assembly, while recognizing that there are certain Executive prerogatives. The Executive is well represented, as are the public at large. There will be a number of public members also members of this committee.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Grotberg.

SENATOR GROTBERG:

Further questions to Senator Rock. It's my understanding that we will ultimately appropriate, is that correct?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR GROTBERG:

All or part of, or subject to the Governor's shop?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Yes, yes, we have taken the position, as you well know...and those bills, I'm sure, will be up for vote again. We have taken the position here, at least in the Senate, that all Federal monies including Block Grants are subject to the appropriations process of the General Assembly. There is no statutory basis for that. We keep passing the bill and the Governor keeps vetoing it, and the House refuses to override. Nonetheless, we have taken the position, and frankly, the Executive has complied that, yes, in fact, we do appropriate all Federal monies including the Block Grants.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Bloom.

SENATOR BLOOM:

Thank you. I think your response to the last question partially answered it. For the edification of the Body, what percentage of Federal monies coming to Illinois goes through the appropriations process? Then, I have another question.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

We...virtually, a hundred percent at the moment. Twenty-five percent of our State budget is Federal money, and we have taken the position that any agency that's found spending money that wasn't appropriated is going to have trouble from this group, and I think that's the right position.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

I agree. The other question goes to the composition. Would this be subject to the infirmities that, say, attached to what was created in '75 on the State Fair...State Fair Board, or is it because it does not take action and merely advises that would not subject it to that infirmity?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Yeah, I think the charge to this committee distinguishes it from that ill-fated group. Primarily, they will be charged with the responsibility of conducting the hearings that are called for under the Federal rules and regulations, and additionally, we have recognized the political reality, and the...and the new Federalism reality that really, there are Executive prerogatives. So, the eleven members will break down, assuming all the appointments are made as they usually are made around here, that six of the members will be of the Governor's party and five will be members of the other

party, and the legislative breakdown is that there will be four legislative members, one direct representative of the Governor and six public members. So, I think the mix is good and recognizes the political reality. And, I think for that reason, once everybody understands that...that Block Grants really are...should not be treated in a partisan fashion, but should...you know, we've got to establish some priorities and make some recommendations. And, I am confident that this kind of group can do that and will do that.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Further discussion? Senator Rock may close.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I think we are all well aware and read in the papers about the national administration's new Federalism policy. I have stated, as the Governor I know has, out in Washington that we in this State are fully prepared to accept program responsibility given the proper funding. This will be our...I think, a good response to that program that is admittedly with us. We will be ready. We are ready, in my judgment, to handle the Block Grant. This will provide for direct legislative participation in those recommendations and I would urge a favorable vote.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall Senate Bill 1251 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 56, the Nays are none, none Voting Present. Senate Bill 1251 having received the required constitutional majority is declared passed. 1259, Senator Jerome Joyce. Read the bill, Mr. Secretary, please.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1259.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

For what purpose does Senator Schaffer arise?

SENATOR SCHAFFER:

Mr. President, on a point of parliamentary or personal privilege. I'd just like to introduce some constituents all the way down from Belvidere, on the Wisconsin line. Phyllis Schunacher and some of the members of the Belvidere Business and Professional Women are with us today up in the gallery, and I would appreciate it if they would rise and be recognized by the Senate.

PRESIDING OFFICER: (SENATOR BRUCE)

Would our guests please rise and be recognized by the Senate?

SENATOR SCHAFFER:

I should add that Senator Geo-Karis is a member of that august organization. Yes, I know.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Joyce. 1259.

SENATOR JEROME JOYCE:

Thank you, Mr. President. Senate Bill 1259 as amended provides that no compact or agreement relating to transportation, processing, storage, or disposal of nuclear waste or spent nuclear fuel shall be entered into by the Governor or his representative with another state or the Federal Government until a copy of the compact and the management plan or other document which names the specific state or states to host a nuclear waste or spent fuel facility, has been on file for at least thirty days with the Secretary of State and the compact is approved by law enacted by the General Assembly. The Governor's Office and the Department of Nuclear Safety are now involved in negotiations on a midwest nuclear

compact. As a result of the compact, Illinois may very well be a host to a new low level nuclear waste repository which will accept the wastes of numerous other states. It is extremely important that if Illinois ends up with this waste site, the public health and safety of our citizens, the soundness of the home communities tax base and the cost to the State of ongoing...monitoring be carefully considered. The best way for the General Assembly to insure that the management plan is not...disadvantages to the people of this State, is to be sure that we see it before any compact is approved. And Senate Bill 1259 will give us that assurances.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion? Senator Rhoads.

SENATOR RHOADS:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield. Senator Rhoads.

SENATOR RHOADS:

Senator Joyce, a couple of questions with respect to reciprocity. First, if the General Assembly does not approve the compact, then it is null and void. Is that correct?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Joyce.

SENATOR JEROME JOYCE:

Well, yes. We would have to...I think that...the Department of Nuclear Safety testified in favor of this bill, Senator. I think we have to do this before we can enter into a compact.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rhoads:

SENATOR RHOADS:

Alright, so it's prospective only. Alright. Then the second question is, will...to your knowledge, what other

states require validation in...in state statute by their state Legislatures in order to approve the inter...interstate compact, or can their Executive branch do it unilaterally?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

I think that they, to my knowledge...that they all have to do what we are doing. It seems to me that they are doing that.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Further discussion? Senator...Senator Nimrod.

SENATOR NIMROD:

Thank you, Mr. President. We...during the NCSL meetings of Energy and Natural Resources combined we had meetings on this in...Denver and discussed it rather extensively. And, of course, it's left to each state to make its own decisions on how they handle it. And all this bill...I'm...I...we can't speak for other states so, if a Governor wants to handle it in another state and the Legislature wants him to do it, that's perfectly acceptable. But in our case, what we're doing with this bill, as I see it here, what we're saying is the Legislature wants a part of whatever approval is made for any...interstate compact. And with that, I...you know, I take no issue and I think that's very consistent with what our position has been.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Joyce may close.

SENATOR JEROME JOYCE:

I ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall Senate Bill 1259 pass. Those in...favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish?

Take the record. On that question, the Ayes are 54, the Nays are none, none Voting Present. Senate Bill 1259 having received the required constitutional majority is declared passed. Senate Bill 1260, Senator Jerome Joyce. Read the bill, Mr. Secretary, please.

END OF REEL

Reel No. 2

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1260.

(Secretary begins reading title of bill...sorry.

Senate Bill 1260.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President. Senate Bill 1260 prohibits the Department of Nuclear Safety or any other State agency from approving or licensing any low level nuclear waste repository site or any site for commercial spent fuel reprocessing facility until the General Assembly by law approves the specific site chosen for the facility. It also requires Nuclear Safety to conduct public hearings in any community where it proposes approving any such facility. Now this is a very simple bill, it gives the citizens of a community which might host a nuclear waste site the opportunity through...public hearings and through us, their elected representatives, to have a say in that siting process.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there discussion? Senator Nimrod.

SENATOR NIMROD:

Thank you, Mr. President. A comment, then I have a...a question to ask. Since we have already said the Legislature will be involved interstate compact, what we seem to be doing here...and we've also by the way on that last bill provided for hearings in and adjacent to the area that's involved by the Department of Nuclear Safety, which was not mentioned. So, there will hearings and an input in the report back to us

of the public comment. Any place that we go to hold a public hearing that's going to be involved with that kind of site we know...that...what kind of report we're going to get. But it seems to me, what you are attempting to do here, and maybe you can address this. What you are attempting to do now is to get at the department individually and prohibit them from taking any kind of action as an Executive Department, and I think this is an infringement, unless you have some other reason for getting involved here. I think this is totally inconsistent with what we're doing, in this case we're kind of handcuffing. Departments certainly have certain prerogatives. We've already said there can be no innerstate compacts, and now we're going into the department and putting some more limitations and restrictions on. Can you explain to me why you're making an exemption of this particular issue other than your concerns for...the whole nuclear problem of being antinuclear?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

I didn't hear me saying that I was antinuclear. But what this bill does is very simple, it gives the citizens a right to speak through us, their elected representatives, on where a site or if a site will be chosen. It is that simple.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nimrod.

SENATOR NIMROD:

Yeah, well in that case what I'm saying is that this seems to be a very...uncommon type of procedure and certainly an undue requirement that I feel is unnecessary to be putting upon a department. I think that the departments have responsibilities to perform their duties and we certainly should not be requiring them to take some action that they probably would do anyway, or the departments normally don't

hold hearings, there's no really sense in it having it there. And I just think that this kind of requirement is totally unnecessary since we have the adequate protection and the last bill certainly put the Executive Department on notice that we want to be a part of any activity they have on interstate compact. I would certainly send...in that position seeing that this is unnecessary, and I think it's...should be opposed.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Grotberg.

SENATOR GROTBORG:

Thank you, Mr. President and fellow Senators. I think this bill goes too far. As a legislator, I cannot really look forward to siting of waste sites. We can't even decide on which river trail is going to be up and down the Mississippi River, or going back to Senator Joyce's own territory about how we're going to drain the Kankakee. We tie this Body up for hours and days on such endeavors, being sites specific for many different reasons, not just waste storage sites. I think the Legislature has no business doing that as long as we have the hearing process going. There's plenty of room for hearing and I realize the Senator's motivation, I share part of that site responsibility with him down river in my district. But really, Ladies and Gentlemen, is that what you want to tie this Legislature up with, week after week after week, in a very necessary form of ...of government or of...of handling of waste that has to happen somewhere. The next thing we'll have State siting of landfills and we'll have legislative siting of hazardous waste of...of all kinds. That is not why we are here, that is why we have delegated those responsibilities down into the administration and out into the field with plenty of hearing processes. For those reasons and many others...I notice the Farm Bureau was against it and...and we all know the Edison Company is

against it, and we make no apology for the opponents or the proponents. But...it...it...it goes too far, Senator Joyce, and I must oppose it.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 1260 received much debate in committee, and there were...some of us that shared the same...concern that Senator Grotberg has just expressed. However, unfortunate as it may be, the testimony that persisted from the utilities almost came across as if they were saying, the public be damned and that bothered us greatly. And I think the hearing process here as it affects the local communities is a good one. It became very clear that they...they feared this and that, quite frankly, they didn't care. Now, whether or not that was the purpose of the thrust of the testimony, we don't know, but that's the way it came across, and therefore, I rise in support of Senate Bill 1260.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator McMillan.

SENATOR McMILLAN:

Mr. President and members of the Senate. I rise in support of the bill. The point that Senator Grotberg makes is a point that does deserve some consideration, but I would point out one thing, and this came out very clearly in committee, we're not talking about decisions that are going to be made very often and if we were talking about decisions like this being made once or twice a year or even four or five times a...a decade, perhaps we ought to be concerned about whether or not this Body might be tied up with that kind of decision. But we're probably talking about one decision being made in a decade, if that many. And if you happen to be in one of those communities into which this kind of a...a...a facility

may ultimately be...be placed, it is a decision of such a magnitude that, yes, I believe until we have assurance that all the State agencies involved are really geared up and prepared to deal with all those questions that deal with the protection of the...the rights and the future health of the people in those communities, I think it's time that the Legislature take jurisdiction over it. Again, if we were talking about a lot of these, I could concur, but we're probably talking about one decision in the next ten years and I think that's a critical enough decision that it probably should not be made unless the General Assembly is consulted.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, as one who lives in an area, particularly where my office and home are within seven block radius of the nuclear plant, I can tell you that people in my area want to be heard and they want to know what's going on. I think the bill is a good one and...as Senator McMillan said, it's not going to be abused, there are not that many instances to be used, but I think it's worthwhile and I certainly...speak in favor of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schaffer.

SENATOR SCHAFFER:

Well, not to belabor the point. I...I have a problem and I...I'm not privy to all the committee discussion and I, frankly, have seen some of that lack of concern from the utilities that Senator Maitland...expressed. But my concern is that we would find ourselves...if we bring this particular issue into this particular arena, we may find ourselves siting these locations based on political clout, rather on the geographic type decisions and the soil conditions that perhaps ought to be considered. Now maybe this is a good

bill for incumbents because clearly the utilities wouldn't dream of locating one of these sites in a senior members district. So, I guess if you've got seniority and you think you've got some clout, maybe you ought to vote for this bill. But maybe if you think if we have to become the location on one of these sites, it ought to be put in the best place for other type rationals, maybe you ought not to support it.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Joyce may close debate.

SENATOR JEROME JOYCE:

Thank you, Mr. President. I...I ask you to vote for this bill because it is a very uncommon action that we are about to embark upon. I don't know whether we will be a host state for thirteen other states. We produce forty percent of the nuclear waste in these states that we're talking about entering into a compact with. It may very well be that we will just take care of our own waste. That seems to be another probability that we could go into. It...it might be profitable for us to do just that. I don't think that other things are going to be considered, meaning clout and what have you. I think that this site, wherever it may be will be chosen in the best possible location, if there is such a location and I think that otherwise would be calling for a catastrophe. So I would ask your consideration on this...this bill. I think that...the constituents that you have in your district would want you to...to give them this right. So I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall Senate Bill 1260 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question the Ayes are 41, the Nays are 12, 1 Voting Present. Senate

Bill 1260 having received the required constitutional majority is declared passed. Senate Bill 1274, Senator Schuneman. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1274.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President and members of the Senate. Senate Bill 1274 is a reimbursement bill for local school districts. It's designed to hold harmless local school districts from the loss of State aid suffered as a result of the abatement of local property taxes, where that abatement is made for the purpose of attracting industry to Illinois. Last year we enacted Senate Bill 486 which permits local units of government to abate property taxes as an incentive for industry to locate in Illinois. That is a good concept both for local government and for State government. It does, however, present a serious problem for our schools. Because the State Aid Formula for local schools is based on assessed valuation, some schools may refuse to grant the requested abatements, especially in those cases where it would cause the school to lose State aid. If the school district refuses the abatement, the perspective industry might then decide against locating in Illinois, with the result that the local economy would lose and the State will lose significant tax revenues. This bill requires that the Department of Commerce and Community Affairs reimburse our local schools for the loss of State aid only. The local schools would still after...have to suffer the loss of local property taxes. The money would be appropriated by the Department of Commerce and Community Affairs and would not come out of the regular State

aid funds appropriated to the Illinois Office of Education. The State stands to gain significant new tax revenues from new industry attracted to Illinois so there would be no question about the affordability of this bill. This bill is offered partly as a result of the attempts on the part of the State and local units of government to attract the Iowa Beef Processors to Illinois, an industry which would produce some additional six hundred jobs in the State. This bill received unanimous support in the committee and I would solicit your Aye vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Sommer.

SENATOR SOMMER:

...Mr...Mr. Chairman...Mr. President and members. Senator Schuneman, I...would you explain how the loss occurs? How...how...how can a community by abating taxes lose State aid?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

SENATOR SCHUNEMAN:

Yes, Senator. Perhaps I could explain that best by using the example of...of the Manlius School District, which is in my district, as it would be affected by the Iowa Beef Processors proposal that that school district abate seventy-five percent of the local taxes. Iowa Beef Processors is planning to build a plant that would cost something like four million dollars and would produce six hundred jobs. The problem, and...and that would be a great economic impact on that area. The problem is that not much of the additional building would be done in the Manlius School District. Consequently they're left with a situation that their tax abatement, under which they would be giving up about seventy-five thousand dollars a year, would produce some twenty-five thousand dollars in new revenues to them, but they would be losing something like

eleven thousand dollars a year in State aid, because the State Aid Formula is based upon the assessed valuation without taking into consideration the amount of those taxes that are abated.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator DeAngelis.

SENATOR DeANGELIS:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he'll yield.

SENATOR DeANGELIS:

Senator Schuneman, why did you wait to come over to the Senate to introduce such a dumb bill? Did you think that we had less intelligence than the House of Representatives?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Grotberg. Senator Grotberg. Senator Schuneman.

SENATOR SCHUNEMAN:

Well, in response to Senator DeAngelis, I...I think that I would have to have to say that I...that what he just said, I do not believe applies to all members of the Senate.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Grotberg.

SENATOR GROTBORG:

Thank you, Mr. President. I...I'm going to explain my Yes vote on this bill. I'm going to vote for it because it's very important to several members in this Body and many school districts. But I have shared with Senator Schuneman my concern for the next wave of laying off abated taxes which will be municipalities, townships, counties. As the crunch comes down, the message is there is no such thing as abatement; it's called spreading the load and this starts it in a nice neat way, and we all want the schools to stay open so I'm going to vote for it. But coming down the pike, sports fans, are similar gestures by every taxing body that abates

in the future, and I will be ready for them when they get here. Okay.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. I wanted to comment on...on this bill and...and what we have done by the amendment. When Senator Schuneman first approached me and discussed the...the problem with his school district in bringing in the Iowa Beef Processors into his district, my initial reaction was that as the bill was originally drafted, in order to encourage the location of industry in Illinois, every other school district was going to be contributing to the effort that that local school district was making. The amendment changes that and I think this is very important. The abatement that...was incurred by Schuneman's...Senator Schuneman's local school district is not going to be made up by any lessening of the school aid that's...that's applicable or distributable to any other school district in the State. What we have done here is to recognize that we want to encourage industry, that abatement of local taxes is a part of that total program and that if the Legislature and the Governor and particularly the Department of Commerce and Community Affairs agrees with this concept, that the appropriation to make up for the loss of school aid to this particular school district, will not come out of the School Aid Formula. It will be a separate line item appropriation in the budget of the Department of Commerce and Community Affairs, so that the State is going to be supplementing and assisting this local school district in this local community to attract industry, but it's not costing our school districts any money because of that approach. I want that very clear, that with the cooperation of Senator Schuneman and the amendment that the committee has placed on this bill, we are encouraging industry, we are not

taking that contribution out of other school districts and it will be a separate line item appropriation in the budget of the Department of...Commerce and Community Affairs. I intend to support the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bowers.

SENATOR BOWERS:

Will the sponsor yield to a question? The...the thing I don't have clear in my mind, and maybe it's because I don't totally understand the problem, but if, as a matter of fact, you are abating seventy-five percent to get a four million dollar increase in assessed valuation, why, in effect, don't you already have a one million dollar increase? And it seems, you know, to...to the uneducated here, it seems like you've got a one million dollar increase in assessed valuation for which they're going to make dollars, but they want the whole thing now. That...that's...could you explain that to me?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

SENATOR SCHUNEMAN:

Well, I'll try, Senator. I...I did not mean to infer that in this example the net result to the school district would not be some kind of a gain in tax revenues. There will be some kind of a gain, in fact, twenty-five percent of the assessed valuation. The problem...and...and the school district is willing to abate taxes if that is their net result. The problem is that the net result is not an increase of twenty-five thousand but rather an increase of twenty-five thousand dollars less the loss of the State aid, which in this case amounts to about ten thousand dollars. So they are left with a very small net increase in State aid, probably not enough to hire an...one additional teacher which could...put them in the posture of having to hire a number of

additional teachers, go to great additional expense to take care of what influx of people there might be as a result of this...new industry. And the thrust of this bill is simply this, that the biggest tax abatement is the school tax abatement, and if we're going to offer an incentive to industry then we're going to have to...we're going to have to hold those local school districts harmless from the loss of State aid. They're perfectly willing to give up some of their property tax income, but not that plus the loss of State aid.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

SENATOR BLOOM:

Yeah. The...we passed Senate Bill 586 last year. Unfortunately, on this bill the school district wants it both ways. They'll take the net increase and then they want the State to make up what they think they would have made if they'd located there and they hadn't abated the taxes. The other problem, I guess, is that there is no free lunch 'cause the benefit that Iowa beef gets in local taxes will be made up through the State taxes. So I think we have to keep that in mind too. I'm not so sure...I have the highest regard for the sponsor, but I'm...I'm not so sure that this animal is the way we want to go.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further debate? If not, Senator Schuneman may close.

SENATOR SCHUNEMAN:

Well, thank you, Mr. Speaker...in...or, Mr. President. I'll get used to being here eventually. I appreciate what the last speaker has said, however, I would like to...to point out one more time that the intent of his bill, I'm sure, was to attract industry to Illinois. And if we expect our local school districts to abate the taxes as was the case in...in...in the Iowa beef case, great pressure was brought

upon that small school district to abate taxes in order to help the entire area. They finally made the decision to adopt the abatement, but it might turn out to be a very costly decision for them. I think the State of Illinois is the one that stands to really gain through this tax abatement because there will be huge tax revenues come into the State coffers as a result of Iowa beef being attracted into Illinois, and the State can well afford to hold harmless that school district to the extent of their loss of State aid. Now they're not going to make up any of that property tax loss, but they will hold them harmless to the extent of the State aid. I want to thank the Chairman of the Senate Committee on Education, Senator Berman, for his assistance in working out some of the problems on this bill. I think it's a...it's a...a worthy concept, I think it's worthy of your vote and I would urge your favorable consideration.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall Senate Bill 1274 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. Senator Vadalabene.

SENATOR VADALABENE:

Yes, Senator Savickas, I believe this was his first bill and we go through the routine of voting red and then green. I don't know what your hurry was.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Well, Senator, I'm not...I didn't know it was his first bill and I didn't know we had a routine here. What...I would suggest that you pay attention and vote either up or down the bills of your choice. Senator Hall.

SENATOR HALL:

Well, the same thing applies...to me also.

PRESIDING OFFICER: (SENATOR SAVICKAS)

SB 1298
2nd Reading

Same answer to you also. Senate Bill 1298. Senator Vadalabene.

SENATOR VADALABENE:

Yes, will the record show that I would have voted Aye if you wouldn't have been in such a hurry.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The record will so show. Senator Collins. Senator Schuneman.

SENATOR SCHUNEMAN:

Well, Mr. President, I'd simply like to mention to the members and suggest to them that before you pull another one of your acts...that you...routines, that you should check with the new member to find out if he has a heart condition because in my case it was almost fatal.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Geo-Karis.

SENATOR GEO-KARIS:

A point of personal privilege. Mr. President and Ladies and Gentlemen of the Senate, we have in the back gallery the President..and Chairman of the Board of Trustees, the American International Hospital; the Vice-President, Don DeVoto; Mrs...the President and Chairman are Richard J. Stephenson and his lovely wife Pamela are here; Joe Duel and Gary Spencer of the American International Hospital of Zion. And then in the President's gallery, I have...Mrs. Amelia Faro a constituent of long standing from Zion, Illinois. Would like you to welcome if you would...over here.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Would they please stand and be recognized. Senate Bill 1298, Senator Demuzio. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1298.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 1298 is identical to a bill that we had this last Session that was on the Agreed Bill List who had been vetoed by the Governor. The Department of Financial Institutions and the Governor's Office now have...have agreed, and I don't know of any...unknown...I don't know of any opposition to the bill. It does provide, as the Calendar has indicated, that the abandoned intangible personal property held by business associations prior to October of 1968 does not apply to the Unclaimed Property Act, and that the holder shall be liable for the department's examination cost in the amount equal to the value of the discovered unclaimed property. The business associations were brought under the Unclaimed Property Act in 1975, and I don't know of any known opposition. I'll be glad to answer any questions.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, the question is, shall Senate Bill 1298 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none Voting Present. Senate Bill 1298 having received the required constitutional majority is declared passed. Senate Bill 1330. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1330.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 1330 is an attempt to remedy what I will readily admit was an oversight. Last year, as you will recall, this Assembly adopted and the Governor approved the bill to take the ceiling off the interest rates. And we did that with respect to virtually every transaction of any magnitude. We, however, overlooked that out there in the real world, in the corporate world, corporations do, in fact, afford loans to their employees for the purpose of relocation. And obviously, as one who might sit on a board of directors, if you don't charge the appropriate interest rate, probably the employee won't get the loan. And so there is, I think, no objection to this. All it does is lift the ceiling on loans made by corporations or other business entities to their employees for the purpose of relocation. I know of no objection. It's an oversight and I would solicit your favorable support.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, the question is, shall Senate Bill 1330 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 47, the Nays are 3, 3 Voting Present. Senate Bill 1330 having received the constitutional majority is declared passed. Senate Bill 1362. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1362.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

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

Senate. This is the annual statutorily required transfer of funds from the Metropolitan Fair and Exposition Fund to the Authority of it's share of one-half mill of the tax on cigarettes of some four million eight hundred thousand for the reconstruction and rehabilitation of the Donnelly Center of the Metropolitan Fair and Exposition Authority. I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? Senator Rhoads.

SENATOR RHOADS:

Question of the sponsor. When you...when you say statutorily mandated, that was true prior to the time that all the McCormick Place was payed off, right?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

No, Senator Rhoads. In Chapter 12, paragraph 453.29, when the Donnelly Building was added as the extension, the Act was amended for the payment of that as well.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berning.

SENATOR BERNING:

Well, I...I guess I have a question for the sponsor too. Senator, I haven't followed this very closely over the years, but it does seem to me we've been doing this for about ten years now. And I guess my question has to do with what degree of reconstruction and rehabilitation has been achieved at this point in time, and do we ever forsee an end to the reconstruction and rehabilitation?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

Senator Berning, I don't have exactitudes of figures on the degree of reconstruction that took place both at the

center itself and in the rehabilitation of the adjunct properties known as the Donnelly Building, nor how long it would take. However, again the statutory cite requires the annual deposit and then transfer of a payment of a sum certain, it's not a floating sum, to repay those bond issues that were necessary for the actual work that was performed.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berning.

SENATOR BERNING:

Then do I infer, Senator, that the work is all completed?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

As I recall, Senator Berning, it is, in fact, complete and this is retirement of the obligations that were necessary to pay for the acquisition and...and reconstruction. It's my understanding that...that...that the work is, in fact, complete.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berning.

SENATOR BERNING:

How does one go about determining whether it is completed? Is this a facility that is open to Mr. and Mrs. Citizen?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

Yes, it's, in fact, where most of the larger shows are in part had, between the fair, you know...the McCormick Place itself and the Donnelly Building. For example, the Road Builders Show, which is the largest in the world. The floor loads necessitated a place other than McCormick Place and they used the Donnelly Building Building, which had floor loads because it had had printing presses. That's why that

property was acquired for that purpose. So, in fact, it is used for trade fair shows and other type things. It's strictly a public purpose building.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, the question is, shall Senate Bill 1362 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 47, the Nays are 2, 5 Voting Present. Senate Bill 1362 having received the constitutional majority is declared passed. Senate Bill 1385. Senator...read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1385.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 1385 is an amendment to the...appropriation to the State Comptroller to amend or increase the appropriation to the General Assembly in the amount of fifty thousand dollars. This was the death...benefit, of course, paid to the widow of our dear departed friend, Senator Shapiro. I know of no objection. It is a supplemental appropriation and I would urge your favorable support.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, the question is, shall Senate Bill 1385 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none Voting

Present. Senate Bill 1385 having received the constitutional majority is declared passed. Senate Bill 1388, Senator Vadalabene. Read the bill, Mr. Secretary. No...no, hold the bill... 1389, Senator Vadalabene. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1389.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. Senate Bill 1389 as amended deletes the prohibition under the current Podiatry Act from...from professional advertising. Since the complete prohibition against advertising has been deemed unconstitutional, the Illinois Podiatry Association has introduced this bill to permit advertising by profession. The bill would require the Department of Registration and Education to establish guidelines for advertising describing what is ethical and truthful. The bill passed out of committee without a...a dissenting vote. It has the support of the Illinois Podiatry Association and also the support of the Department of Registration and Education. And I would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I certainly speak in favor of this bill because lawyers are advertising now, and I don't think podiatrists should be excluded.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, the question is,

shall Senate Bill 1389 pass? Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are none, none Voting Present. Senate Bill 1389 having received the constitutional majority is declared passed. Senate Bill 1394, Senator Thomas. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1394.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Thomas.

SENATOR THOMAS:

Thank you very much, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 1394 provides for a supplemental appropriation of one million nine hundred eleven thousand dollars to the local governmental Law Enforcement Officers Training Board to be drawn from the Traffic and Criminal Conviction Surcharge Fund. The fund was created effective January of this year. Now, the money is to be appropriated to the board for the reimbursement to local...governmental agencies participating in the training programs as certified by the board.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? Senator Egan.

SENATOR EGAN:

Just a question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he'll yield.

SENATOR EGAN:

This...this bill has been floating around here for many months. Did the Governor veto it? Has it come back in a different form? As I understand the traffic fines were taken

out, there's a big change. I...I'd like you to bring me up to date, that's all.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Thomas.

SENATOR THOMAS:

I'd be happy to, Senator Egan. What happened was in the original request the Governor had vetoed...well, the original request was for two million nine hundred and forty-four thousand six hundred, and the Governor reduced that original request by one million nine hundred eleven thousand. This is to bring them back up to their original request and it's no monies from the General Fund, but it's rather after we enacted the higher fines. It's money from that pool that is going to pay back local units of government for training their police officers.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Egan.

SENATOR EGAN:

Well, is he going to sign this one?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Thomas.

SENATOR THOMAS:

Yes, we understand that he will.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, the question is, shall Senate Bill 1394 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none Voting Present. Senate Bill 1394 having received the constitutional majority is declared passed. Senate Bill 1395, Senator Weaver. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1395.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. This is a supplemental appropriation to the Scholarship Commission for paying the National Guard Scholarship that were...deficient in the last appropriation of two hundred and fifty thousand. And also the transfer of eight hundred and forty-two thousand to the University of Illinois to the Athletic Association from the proceeds of the lottery. If there's any questions, I'd be happy to try to answer them.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, the question is, shall Senate Bill 1395 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none, none Voting Present. Senate Bill 1395 having received the constitutional majority is declared passed. Senate Bill 1518 Senator Rock. Senate Bill 1519, Senator Walsh. Senate Bill 1575, Senator Rock. Senate Bill 1652, Senator Bloom. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1652.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President. Senate Bill 1652 is drafted by the Comptroller's Office as clean up language to clarify some problems presented by Public Act 81-1381. Essentially, what

*SB 1652
3rd reading*

this does is allow...authorize R and E, the Department of Registration and Education to transfer monies they collect for wall certificates into the Paper and Printing Fund at the Department of Administrative Services. The idea being that Administrative Services would pay for the printing expenses from the funds deposited in the revolving account and the funds deposited in the General Revenue Fund would cover postage. I'll answer any questions you may have, otherwise ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, the question is, shall Senate Bill 1652 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 52, the Nays are none, none Voting Present. Senate Bill 1652, having received the constitutional majority is declared passed. Senate Bill 1685, Senator Nimrod. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill 1685.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Nimrod.

SENATOR NIMROD:

Thank you, Mr. President. Ladies and Gentlemen of the Senate, this bill is same as the bill that was passed on Senate Bill 255 in the last Session which created an Act which exempted the postage stamp vending machines from any licensing or taxes levied by the State, county or local governments. What's happened is that even though we had specific language in the bill saying that this was preempted, it has already come about that the Attorney General through a couple of letters from the local governments say that we did

not give the specific language in another section exempting local government. So, this is really a clarification of...of what we already passed and it necessitated, because both the Attorney General's unofficial letter and as a result of two letters from communities who say that it was not our intent, it did not exempt because we did not comply. So, I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

SENATOR ROCK:

A question of the sponsor, if he'll yield.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Will...Senator Nimrod indicates he'll yield.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen. Senator, are there any municipalities, or villages or counties, or townships that now impose a license fee on these...this type of equipment?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Nimrod.

SENATOR NIMROD:

Yes, Mr. President there are. And...and what's happened is that these communities...there are some suburban communities. And...and...in...in the discussions last year, what's happened is they were charging some excessive fees and what's happened is some were charging license fees of a hundred to a hundred and twenty-five dollars on machines that are earning ten or fifteen dollars. And that was brought out in the testimony, and both the City of Chicago and most of the other communities indicated they were not interested in licensing and felt that this...this should be exempt. And what's happened, there's a few of them who are using this as a source of revenue and...at the cost of the people and...and it certainly would straighten that out. There's presently

about six or seven local suburban communities, a few of them in the south and a couple the other places that were doing this and...and the...we had a fiscal note last year and the total amount of this was less than a thousand dollars that was involved, so we were exempt from the impact on that area.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Could I have your attention. This legislation is preemptive and it will require 36 votes to pass. All those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 45, the Nays are 4, 2 Voting Present. Senate Bill 1685 having received the constitutional majority is declared passed. House Bills 1st reading. For what purpose does Senator DeAngelis arise?

SENATOR DeANGELIS:

Point of personal privilege.

PRESIDING OFFICER: (SENATOR SAVICKAS)

State your point.

SENATOR DeANGELIS:

Thank you, Mr. President. And after the debate today hereinafter referred to as "fast Frank." In the gallery behind us we have the President and the Executive Director of the Greater South Suburban Realty Board, Bob Turpin and Pete Kikkert and I'd like to have them stand and be recognized.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Would you please stand and be recognized. House Bills 1st reading.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 665, Senator D'Arco.

(Secretary reads title of bill)

1st reading of the bill.

House Bill 1162, Senator Grotberg.

(Secretary reads title of bill)

1st reading of the bill.

House Bill 1241, Senator Bowers.

(Secretary reads title of bill)

1st reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Resolutions.

ACTING SECRETARY: (MR. FERNANDES)

Senate Joint Resolution 86 offered by Senator Egan and DeAngelis.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Executive.

ACTING SECRETARY: (SENATOR SAVICKAS)

Senate Resolution 492 offered by Senators Geo-Karis and Berning. It's...it's congratulatory.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Consent Calendar. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. With leave of the Body, I'd like to go back to the Order of Senate Bills 2nd Reading for the purpose of moving Senator Schaffer's bill. I understand that we are approaching an emergency with respect to that appropriation and I think we just ought to move it along.

PRESIDING OFFICER: (SENATOR SAVICKAS)

You've heard the motion. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 1669, Senator Schaffer.

ACTING SECRETARY: (MR. FERNANDES)

Senate Bill...1669.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations II offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schaffer. Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. The effect of this amendment is it deletes a request for GRF and Federal operations supplementals totaling thirty-four thousand dollars in Federal and three million four hundred five thousand in GRF. Changes the supplemental funding of nine hundred thousand for Purchase Care Line Items to transfer three thousand...three hundred thousand from GRF out of the Region Two MI grants; three thousand out of Mental Health Emergency Psychiatric; three hundred thousand out of DD Persons and Private Facilities for a total of nine hundred thousand. Funds held in reserve are being used for the transfer at six hundred thousand GRF for capitol improvements and facilities which will receive residents from Dixon, Bowen and Adler closures. Total supplemental request as amended is one million three hundred fifty thousand dollars of GRF and I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Buzbee moves the adoption of Amendment No. 1 to Senate Bill 1669. All those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

ACTING SECRETARY: (MR. FERNANDES)

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. I realize that the hour of two is upon us and that is, of course, we have a pretty heavy committee schedule. I would ask leave of the Body, however,

I have on the Secretary's Desk on the Order of Resolutions, Senate Joint Resolution 76 which we would like to move along. I...I don't think there should be any opposition to this. It calls upon...with leave of the Body, I'd like to go to that order because we have to move it through the other House, the Congress is currently starting to consider some of these proposals. And what this does is memorializes our Congressional delegation that we would rather not have the Railroad Retirement System tinkered with. There was a proposal, as you are apparently aware, under the FY '83 Federal budget to transfer the benefit payments from the retirement system to the Social Security System. There is growing opposition to that, obviously, among the retirees and current participants or current...not only current annuitants, but those that are currently in the system. I understand the national administration is probably going to back off the proposal, but nonetheless, I think it's...it is timely. And I would move the adoption of Senate Joint Resolution 76 so that we can get it over to the House.

PRESIDING OFFICER: (SENATOR SAVICKAS)

You've heard the motion. Is there any discussion? If not, Senator Rock moves the adoption of Senate Joint Resolution 76. All those in favor will indicate by...indicate by saying Aye. Those opposed Nay. The Ayes have it. Senate Joint Resolution 76 is adopted. Any further resolutions? Senator Bruce. Senator Davidson.

SENATOR DAVIDSON:

Mr. President, there's a resolution on the Desk that I think would be apropos to take up at this time before we adjourn.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Davidson.

SENATOR DAVIDSON:

Mr. President and members of the Senate...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Could we have a little order.

SENATOR DAVIDSON:

...You are about to have a resolution, I will move the appropriate rules at the correct time which will be read. Most of you participated in a social event last night in the retirement of the Assistant Sergeant-at-arms, Mario Costa, whose last day as Sergeant...Assistant Sergeant-at-arms of the Illinois Senate will be Friday, April 30th. We would at this time like to read into the record a resolution in his behalf commending him for the job he's well done...that he has done well and give some highlights of his career. I would also like, at this time, to have his wife, who is in the Well, to come forward so those of us can pay homage to her who has put up with him for these many years and probably has been more of his guiding light to be a success as he has told to me. Mrs. Costa.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Would Mr. and Mrs. Costa come up to the Podium. And would the Secretary please read the resolution.

ACTING SECRETARY: (MR. FERNANDES)

Senate Resolution 493 offered by Senators Davidson, Philip, Rock, Weaver, Donnewald, Grothberg, Bruce, DeAngelis, Savickas, Hall, Demuzio and all members of the Senate.

(Secretary reads SR 493)

(End of Reel)

REEL #3

SENATOR ROCK:

This is going to be the only time he is going to do this.

PRESIDING OFFICER: (SENATOR PHILIP)

I'm going to try and get used to this, Phil. The Chair now recognizes Senator Davidson.

SENATOR DAVIDSON:

Mr. President, I move for the suspension of the rules for the immediate adoption of this resolution.

PRESIDING OFFICER: (SENATOR PHILIP)

All right, why don't we let...our favorite guy, Mario, just say a few words. Mario, would you like to say a few words?

MARIO COSTA:

(Remarks by Mario Costa)

PRESIDENT:

All right, Senator Davidson has moved to suspend the rules for the immediate consideration and adoption. All in favor of the motion to suspend indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Davidson now moves the adoption of Senate Resolution 493 with our love and congratulations to our dear friend, Mario. All in favor signify by saying Aye. All opposed. The Ayes have it. The resolution is adopted. Further business to come before the Senate at this time? Senator Bruce. All right, Pate, please just...couple more minutes, then we'll...

SENATOR BRUCE:

Thank...thank you, Mr. President. House Bill 1345 came over last week. I picked it up because it stayed on the Calendar. I understand it...Mr. McPike has spoken to Senator Marovitz, and so my name should be removed and Senator Marovitz should be put on as a sponsor of House Bill 1345.

PRESIDENT:

All right, let the record reflect that House Bill 35...leave is granted to change the sponsorship to Senator Marovitz. Leave is granted. Senator Dawson.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, the subcommittee on enterprise zones will change their meeting place to the Senate Floor now...during to the time schedule.

PRESIDENT:

All right. Senator Nash.

SENATOR NASH:

Mr. President, the Committee on Public Health, Welfare and Corrections will meet in a half hour, at two forty-five in Room 400.

PRESIDENT:

Senator Berman.

SENATOR BERMAN:

Regarding House Bill 497, Mr...President, I'm the principle Senate sponsor. I wish to relinquish that sponsorship and Senator Maitland will be the principle Senate sponsor.

PRESIDENT:

All right, with leave of the Body, Senator Maitland will be shown as the principle sponsor of House Bill 497. Leave is granted. So ordered. Senator Nedza.

SENATOR NEDZA:

Thank you, Mr. President. The Committee on Local Government will meet at 2:30 p.m., due to the length of the Session, in Room A-1 in the Stratton Building.

PRESIDENT:

All right, Senator Keats. Keats. Senator Keats.

SENATOR KEATS:

Thank you, Mr. President. Senate Bill 1452 sponsored by Senator Carroll, our administration bill, if you would make it a joint bill...Senate Bill 1452. Yes...excuse me,

co-sponsor with Senator Carroll.

PRESIDENT:

All right, Senator Keats asks leave to be shown as a co-sponsor on Senate Bill 1452. Leave granted? Leave is granted. Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. By way of re-reminder that the Appropriations I Committee will meet at nine o'clock in the morning here on the Senate Floor to start it's deliberations.

PRESIDENT:

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. May the record reflect Senator Becker's absent because of illness.

PRESIDENT:

All right, Senator Becker's...the record will so reflect. Senator Bruce would make a similar announcement with respect to Senator Johns. Let the record reflect that he, also, is absent, he's hospitalized, as a matter of fact. Further business to come before the Senate? If not, Senator Egan moves that the Senate stand adjourned until Thursday, April 29, at the hour of eleven-thirty. Please, note eleven-thirty tomorrow morning. so that there will not be any conflict...eleven-thirty tomorrow morning. Senate stands adjourned.