

82nd General Assembly

Regular Session

June 11, 1981

1. PRESIDENT:

2. The hour of noon having arrived, the Senate will please
3. come to order. Will the members please be at their desks.
4. Will our guests in the Gallery please rise. Prayer this
5. afternoon by Reverend Norman C. Schneller, pastor and adminis-
6. trator of the Zion Christian School of Christian Fellowship
7. Bible Church in Zion, Illinois. Reverend.

8. REVEREND SCHNELLER:

9. (Prayer given by Reverend Schneller)

10. PRESIDENT:

11. Thank you, Reverend. Reading of the Journal. Senator
12. Johns.

13. SENATOR JOHNS:

14. Thank you, Mr. President. I move that reading and
15. approval of the Journals of Friday, May the 29th, June the
16. 1st, Tuesday, June the 2nd, Wednesday, June the 3rd, Thursday,
17. June the 4th, Friday, June the 5th, Tuesday, June the 9th and
18. Wednesday, June the 10th, in the year of 1981 be postponed
19. pending arrival of the printed Journals.

20. PRESIDENT:

21. You've heard the motion as placed by Senator Johns. Any
22. discussion? If not, all in favor signify by saying Aye. All
23. opposed. The Ayes have it. The motion carries. So ordered.
24. If I can have the attention of the membership, WAND TV, Channel
25. 17 and Channels 2 and 5 have sought leave of the Chair to shoot
26. some film. Is leave granted? Leave is granted. Committee
27. reports.

28. SECRETARY:

29. Senator Rock, Vice-Chairman of the Committee on Assignment
30. of Bills...assigns the following House Bills to committee:

31. 437 to Appropriations I, 1503 to Judiciary I.

32. Senator Egan, Chairman of Executive Committee, reports
33. out the following bills and resolutions:

34. House Bills 161, 257, 372, 472, 501, 581, 706, 757, 1145,

1. 1146 and 1160 with the recommendation Do Pass. 158, 159, 760,
2. 782, 972, 1136, 1144, 1288, 1489, 1497, 1536, 1797 and 1838
3. with the recommendation Do Pass as Amended. House Bills 568
4. and 594 with the recommendation Do Not Pass. House Bill
5. 780 with the recommendation Do Not Pass as Amended. Senate
6. Joint Resolutions 11, 44 and 48, Recommend Adoption. Senate
7. Joint Resolution 46 Recommend Adoption...as Amended. Senate
8. Resolutions number 84 and 97, Recommend Adoption. House
9. Joint Resolution 37, Recommend Adoption. Senate Joint
10. Resolution number 23, Do Not Adopt.

11. Senator Nash, Chairman of Public Health, Welfare and
12. Corrections, reports out the following House Bills:

13. 626, 815, 980, 1570 with the recommendation Do Pass.
14. 337, 477, 525, 580, 1133, 1080, 1118, 1619, 1674, 1789,
15. with the recommendation Do Pass as Amended.

16. Senator Netsch, Chairman of the Revenue Committee, reports
17. out the following House Bills:

18. 69, 97, 1047, 1048, 1052, 1253 and 1414 with the
19. recommendation Do Pass. 93 and 1435 with the recommendation
20. Do Pass as Amended.

21. Senator Gitz, Chairman of Reorganization of State Government,
22. reports out House Bill 751 with the recommendation Do Pass.

23. Senator Demuzio, Chairman of Finance and Credit Regulations,
24. reports out House Bills 438, 823, 10...1022, 1082, 1394, 1440
25. and 1620 with the recommendation Do Pass. 1019, 1081 and 1364
26. with the recommendation Do Pass as Amended. 666 with the
27. recommendation Do Not Pass.

28. Senator Sangmeister, Chairman of Judiciary II Committee,
29. reports out the following House Bills:

30. 22, 46, 349, 996, 999, 1139, 1360 and 1632 with the
31. recommendation Do Pass. 322, 339, 1016, 1359, 1361, 1474
32. and 1531 with the recommendation Do Pass as Amended.

33. Senator Nedza, Chairman of Local Government Committee,

1. reports out the following House Bills:

2. 245, 319, 390, 639, 663, 674, 709, 721, 886, 894, 933,
3. 961, 1045, 1065, 1073, 1075, 1175, 1246, 1263, 1294, 1415,
4. 1496, 1535, 1578, 1608, 1614, 1652, 1672, 1817 and 1842
5. with the recommendation Do Pass. 785, 1020, 1041, 1135,
6. 1179, 1356, 1391, 1609 and 1661 with the recommendation
7. Do Pass as Amended.

8. PRESIDENT:

9. Messages from the House.

10. SECRETARY:

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

12. Mr. President - I am directed to inform the Senate
13. the House of Representatives has adopted the following Joint
14. Resolution in the adoption of which I am instructed to ask
15. the concurrence of the Senate, to-wit:

16. House Joint Resolution 38 handled by Senator Savickas,
17. Rock and Lemke.

18. PRESIDENT:

19. That's a congratulatory resolution. Consent Calendar.

20. SECRETARY:

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

22. Mr. President - I am directed to inform the Senate
23. the House of Representatives has concurred with the Senate
24. in the passage of a bill with the following title, to-wit:

25. Senate Bill 401 together with House Amendment No.1.

26. PRESIDENT:

27. Resolutions.

28. SECRETARY:

29. The following resolutions are all congratulatory.

30. Senate Resolution 230, Senator Egan.

31. Senate Resolution 231 by Senator Egan and Senate Resolution
32. 232 by Senator Gitz.

33. PRESIDENT:

1. Consent Calendar. With leave of the Body, we'll move to
2. the Order of Committee Reports. Committee reports, Mr. Secretary.

3. SECRETARY:

4. Senator Vadalabene, Chairman of the Committee on Executive
5. Appointments, Veterans Affairs and Administration to which was
6. referred the Governor's Message of June the 4th, 1981, reported
7. the same back with the recommendation that the Senate advise
8. and consent to the following appointments.

9. PRESIDENT:

10. Senator Vadalabene.

11. SENATOR VADALABENE:

12. Yes, thank you, Mr. President. I move that the Senate resolve
13. itself into Executive Session for the purpose of acting on the
14. Governor's appointments set forth in the Governor's Message of
15. June 4th, 1981.

16. PRESIDENT:

17. Heard the motion. Any discussion? If not, all in favor
18. signify by saying Aye. All opposed. The Ayes have it. The
19. Senate is now in Executive Session. Senator Vadalabene.

20. SENATOR VADALABENE:

21. Thank you, Mr. President and members of the Senate. With
22. respect to the Governor's Message...

23. PRESIDENT:

24. Can we take the caucuses off the Floor please. Will the...
25. Pages please find a place to sit. Might we ask the staff to
26. take their amendments off the Floor. Well, we'll just wait
27. for Senator Grothberg to conclude his caucus and then we're
28. all set. Thank you. Senator Vadalabene.

29. SENATOR VADALABENE:

30. Thank you, Mr. President and members of the Senate. With
31. respect to the Governor's Message of June 4th, 1981, I will
32. read the unsalaried appointments to which the Committee on
33. Executive Appointments, Veterans Affairs and Administration

1. recommends that the Senate do advise and consent. And after
2. reading the appointments, I intend to ask leave to consider
3. the unsalaried appointments on one roll call unless any
4. Senator has an objection to any particular appointment.

5. To be a member of the Advisory Board of Livestock
6. Commissioners for a term expiring January 17, 1983, Verlin
7. Jackson of Galva, James C. Dixon of Mt. Vernon, Gilbert L.
8. Hadley of Cambridge, William K, Specht of Milledgeville
9. and Tom Poskin of Ashkum.

10. And to be a member of the State Soil and Water Conservation
11. Advisory Board for a term expiring January 21, 1985, Jim
12. Monier of Princeton.

13. To be a member of the Surface Mining Advisory Council
14. for a term expiring August 10, 1983, William A. Lemons of
15. Sesser.

16. And to be a member of the Economic Technical Advisory
17. Committee for a term expiring March 31, 1984, Ken Alderson
18. of Springfield.

19. And to be a member of the Law Enforcement Merit Board
20. for a term expiring March 16, 1985, Anne Taylor...1987,
21. Anne Taylor of Chicago.

22. And to be a member of the Illinois Aeronautics Board
23. for a term expiring July 1, 1983, Donald W. Lyddon, Jr. of
24. Rockford.

25. And to be a member of the Agricultural Export Advisory
26. Committee for a term expiring January 17, 1983, Walter V.
27. Brown of Neoga, Morton E. Wolfson of Olympia Fields and
28. William N. Thompson of Champaign.

29. And to be a member of the Board of Agriculture Advisors
30. for a term expiring January 17, 1983, Harold W. Dodd of
31. Loami, Orville G. Bentley of Urbana, Harold B. Steele of
32. Princeton, Russell Stauffer of Springfield and Hubert Seymour
33. of Danville.

1. And to be a member of the Board of the Illinois State
2. Museum for a term expiring January 17, 1983, Donald F.
3. Hoffmeister of Champaign and James Ballowe of Peoria and
4. Robert H. Waddell of Illiopolis.

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

9. PRESIDENT:

10. You've heard the request. Any objection? Is leave
11. granted? Leave is granted. Senator Vadalabene.

12. SENATOR VADALABENE:

13. Yes, thank you, Mr. President, members of the Senate.
14. Will you put the question as required by our rules.

15. PRESIDENT:

16. The question is does the Senate advise and consent
17. to the nominations just made. Those in favor will vote
18. Aye. Those opposed will vote Nay. The voting is open.
19. Have all voted who wish? Have all voted who wish? Have
20. all voted who wish? Take the record. On that question
21. the Ayes are 54, the Nays are none, none Voting Present.
22. A majority of the Senators elected, concurring by record
23. vote, the Senate does advise and consent to the nominations
24. just made. Senator Vadalabene.

25. SENATOR VADALABENE:

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

28. PRESIDENT:

29. You've heard the motion. Any discussion? If not, all
30. in favor signify by saying Aye. All opposed. The Ayes
31. have it, the motion carries. The Senate does now arise.
32. Senator Weaver, on the Order of...with leave of the Body,
33. we'll go to the Order of Senate Bills 3rd reading. We

AB 636
3rd Reading

1. have a very heavy committee schedule and they're supposed
2. to start at one o'clock. There's been a request by Senator
3. Weaver to move to the Order of Senate Bills 3rd reading.
4. If there's no objection we'll go to Senate Bills 3rd reading,
5. middle of Page 2 on the Calendar. On the Order of Senate
6. Bills 3rd reading, Senate Bill 636. Read the bill, Mr. Secretary.

7. SECRETARY:

8. Senate Bill 636.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.

11. PRESIDENT:

12. Senator Weaver.

13. SENATOR WEAVER:

14. Thank you, Mr. President, Ladies and Gentlemen of the
15. Senate. I think every one of us know exactly what Senate
16. Bill 636 does. But in...just to give you just a little
17. background, the 1980...'81 revenue loss from this exemption
18. was originally estimated in the 1981 budget book at sixty-
19. seven million. As experience with this exemption increased,
20. the 1981 estimate of revenue loss was first raised to a
21. hundred and fifty-six million and now it's up to a hundred
22. and eighty-two million. But in light of recent experience
23. ...a continued monthly increase in tax loss has brought
24. the revenue loss associated with this exemption to about three
25. hundred and seventy-two million. Actually this...with this
26. rollback we would offset in '82 about a hundred and ninety
27. million dollars. I...I think all of us were somewhat mislead
28. as to what the tax relief would actually amount to, particularly
29. after the exemptions were expanded by the Flinn Amendment,
30. rules and regulations were developed to grant this relief.
31. But this proposition would roll back the exemption for a
32. period of approximately sixteen months by the time it's
33. signed and then it would go back into effect. If there

1. are any questions I can answer from any of the members, I'd
2. be happy to do so otherwise I would appreciate a favorable
3. roll call.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there discussion? Senator Netsch.

6. SENATOR NETSCH:

7. Thank you, Mr. President. As I indicated when the motion
8. was made yesterday, I rise in support of the bill and I guess
9. would mostly underscore points that Senator Weaver has already
10. made. One is that, I think it is quite fair to say that the
11. relief that business got from this program initially was
12. far more than they ever expected or dared hope for and that
13. clearly was attributable principally, I might use the word,
14. primarily, to the addition of the word primarily, in the
15. last Session of the General Assembly. I assume as much
16. guilt and responsibility for that as anyone else. I think
17. we all were led to believe and I'm not suggesting that it was
18. not in good faith, but nevertheless were misled into believing
19. that we were simply reaffirming what we thought we had
20. done in the first place, that is the General Assembly
21. thought it had done in the first place when it passed the
22. exemption. Instead we created a gap through which, I
23. think the expression is, you could drive a truck, and it
24. ...it changed dramatically the scope and level of the
25. relief. I think that if you asked a good many of the
26. businessmen in this State, they would privately acknow-
27. ledge today that they are getting more than they ever,
28. ever, expected was going to be available when
29. the program was initially passed. Beyond that, I would
30. point out again, underscore again, that we are talking
31. about probably, at least a reasonable estimate is that..
32. a hundred and ninety million dollars in revenue that
33. the State of Illinois will not have in Fiscal 1982 if

1. this rollback bill is not enacted. Again, those of us who
2. have gone through some of the painful, excruciating effort
3. to cut out of the budget what has to be cut out to balance
4. it, have got to understand that without this bill, particularly,
5. we are going to be back in Session, we may never leave Session
6. even, attempting to further adjust to find this hundred and
7. ninety million dollars. It is absolutely crucial that this
8. bill pass and I would urge those of you who have been upset
9. at some of the programs to which you are committed, which
10. have already been cut back below a level that is reasonable.
11. You have an obligation, an absolute obligation, to vote
12. Yes on this bill.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Senator Geo-Karis.

15. SENATOR GEO-KARIS:

16. Mr. President, Ladies and Gentlemen of the Senate. I
17. understand that this bill can reoccur after eighteen months.
18. We have a great need for transportation in Lake County, Illinois,
19. which is a highly industrial area. And much as I have been in
20. sympathy with the...the phase outs of the tax situation, I have to
21. support this bill because I think it's time we look into the
22. transportation needs, at least to the two railroads that service
23. my area, Milwaukee and North...Chicago Northwestern and I speak
24. in favor of this bill 'cause I think that should take priority
25. at this time.

26. PRESIDING OFFICER: (SENATOR BRUCE).

27. Further discussion? Senator McMillan.

28. SENATOR McMILLAN:

29. Mr. President and members of the Senate. I rise in opposition
30. to Senate Bill 636 and do so reluctantly in opposition to the
31. sponsor of the...of the bill. There are a number of reasons
32. why I feel that it is neither wise nor timely to support this
33. bill. Number one, there's certainly no hurry to get it passed.

1. We need to reduce expenditures in the State budget by a
2. couple of hundred million dollars before we can ever get
3. to the place that the budget might be balanced with this
4. tax increase. And as of this time, the Legislature has
5. not been successful in cutting that two hundred million
6. dollars from the budget. We get letters everyday from
7. ...from the mothers of gifted children and the mothers
8. of special ed. children, we get letters everyday from
9. people who have loved ones in nursing homes or kids
10. they want to send to day care centers and they're afraid
11. that that money is going to be shut off. At least up
12. until we take this action today, we could write back
13. and indicate to them, regretfully, that those cuts had
14. to be made because we didn't have the money. But after
15. this bill gets moving and after it gets closer to the
16. Governor's signature, we've lost that reason. And we've
17. lost our ability to apply leverage to the appropriations
18. process. And very frankly, the letters will increase
19. because they're going to say to you, you just coughed
20. up two hundred million dollars additional money and you
21. ought to be able to fund all those things that we've so
22. far lacked the courage to be able to cut. I really think
23. the extra push on this bill on the part of the administration
24. is somewhat an act of...of less than good faith in dealing
25. with those of us that have wanted to consider in detail
26. a lot of different tax measures this Session. The tax indexing
27. bill that was voted out of this Body, was bludgeoned to death
28. over in the Senate Revenue Committee in the House by the
29. administration. And that's certainly not acting in good faith
30. with most of our efforts to talk with them and deal with them
31. about what we're going to have to ultimately do. This morning
32. in the Senate Revenue Committee, even though the administration
33. slipped and slidded and ducked around an international banking

1. bill, they really leaned fairly heavily on getting out of
2. this Body and getting signed by the Governor, a bill that
3. would provide some special tax relief for big banks, which
4. would ultimately reduce the tax that might come into the
5. State Legislature. They were willing to do that when they
6. needed to provide that kind of tax relief for big banks,
7. but today they want us to impose a tax increase. When
8. we were on 3rd reading a couple of weeks ago, a couple
9. of bills came up that ought to have been opposed, if
10. the Governor really wanted to cut back on...on tax relief,
11. but there was some kind of an agreement made and we got the
12. word that the Governor no longer opposed those bills and
13. that they could go out. I think it needs to be made clear
14. that this is a tax increase. This is a reimposition of a
15. tax that would not be there if we did not take that action.
16. We're certainly not doing anything to...keep the business
17. climate in Illinois competitive. I guess I wouldn't be
18. so concerned about that, except when the Governor said,
19. when he had the huge body of people out here on the lawn
20. before he invited them over to the mansion last week or
21. whenever it was, that he wouldn't, under any circumstances,
22. sign any bill that would be considered to be antilabor,
23. that means that he won't support any workmen's compensation
24. reform because labor tells us that's opposed to their
25. best interests, it means he's not going to sign any unemployment
26. compensation reform because that's certainly opposed to labor's
27. best interest. Yet we're being asked to reimpose this tax on
28. business machinery and equipment, which is not going to do anything
29. other than make less favorable the Illinois business climate.
30. I guess I don't like it also that we're being asked to reimpose
31. this tax so that we can provide two hundred million dollars for
32. the Executive Branch to spend when the Executive Branch...negotiated
33. without any involvement from us, a forty-five million dollar

1. increase in state salaries through the AFSCME contract. They
2. have laid off people that aren't members of the union so that
3. they can get their numbers down so that they can continue to
4. provide those wage increases, the forty-five million dollars
5. that are involved and according to the action that they've
6. taken, that was an increase that was unnecessary in times
7. of financial distress which we're facing and here we're
8. being asked to impose an increase. I might have been able
9. to consider this later on, if we had done all the cutting
10. that's necessary. But I think it's premature, I think it's
11. been done without the total good faith effort on the adminis-
12. tration's part and frankly, I'm not ready to vote for it and
13. will vote No.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Senator Totten.

16. SENATOR TOTTEN:

17. Thank you, Mr. President, Ladies and Gentlemen of the
18. Senate. I too rise in opposition to Senate Bill 7...636.
19. There was no commitment made on our side of the aisle to
20. support the bill on 3rd reading, there was only a commitment
21. to discharge, which was supported from both sides of the
22. aisle to keep the bill alive. Even though I voted No on the
23. discharge, I think the...this bill should stay on 3rd reading
24. until...till we get some commitments from the other side of
25. the aisle regarding budget cuts and from the administration
26. regarding tax relief. This vote that you will cast today,
27. if it's a green one, will be a vote for a two hundred million
28. dollar tax increase. I don't know how many of you campaigned
29. in the last November election or got the message that the
30. taxpayers of this State and the business community was being
31. taxed at a rate that was unbearable and the message was clearly
32. rung in the changes that were made throughout the nation. This
33. vote today is for a two hundred million dollar tax increase, a

1. commitment we made some time ago to enhance the business
2. climate in this State so that there would be more people
3. working, less people on welfare and we could reduce the
4. burdens that go for public assistance. Now, we are renegeing
5. on that promise or we're about to renege on that promise. It's
6. the same old story, hurt the taxpayers, hurt business, raise
7. taxes, keep spending and now we have hinged it to an RTA bail
8. out. And I would suggest a No vote.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator Jeremiah Joyce.

11. SENATOR JEREMIAH JOYCE:

12. Question of the sponsor.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Indicates he will yield, Senator Joyce.

15. SENATOR JEREMIAH JOYCE:

16. Senator Weaver, would I be correct in assuming that if
17. I voted Aye on this, I am in part ratifying some tacit or some
18. agreement, some tacit agreement or understanding with respect
19. to transportation in the City of Chicago or Cook County?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Weaver.

22. SENATOR WEAVER:

23. Well, Senator, there's no linkage between the two.
24. This was predicated in the development of the 1982 fiscal
25. budget. The whole budget was predicated on these rollbacks.
26. If we don't roll back these we're going to have to find
27. another two hundred million, roughly, in budget cuts in order
28. to balance the budget.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Jeremiah Joyce.

31. SENATOR JEREMIAH JOYCE:

32. Well, then my argument would be the same as Senator
33. McMillan's, but from a different perspective. I don't see

1. why we are engaging in this type of activity and this type of
2. legislation if we have no quid pro quo on the other side.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator...Senator Weaver.

5. SENATOR WEAVER:

6. Well, just to answer that last question. It means about
7. eleven million dollars to the City of Chicago.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further discussion? Senator Schaffer.

10. SENATOR SCHAFFER:

11. I almost wish you hadn't said that, Stan. I very reluctantly
12. rise in support of this...bill. I had some hope that State
13. Government spending would be brought under control and unfort-
14. unately what appeared to be the last attempt, serious attempt,
15. to bring that spending under control was killed in Executive
16. Committee yesterday by a bipartisan vote. It's clear that...that
17. bill is dead, most other efforts to control spending are down,
18. we've had our briefings and our staff's analysis, we know that
19. of the two hundred and eighteen million we have to cut just
20. to reach the Governor's level, we've only cut about a hundred
21. million and that's optomistic. And a good hunk of that...those
22. cuts aren't real cuts. We, frankly, many of us did, in fact,
23. campaign saying we didn't want to see tax increases and
24. while I don't see this as a tax increase, I think most of
25. us also were very forthright in our campaigning about a balanced
26. budget, about a sound fiscal State and that is really what this
27. roll call is all about. Lord, I don't want to roll back or defer
28. any of these taxes, I don't think it's going to be good for
29. the economy. But I'll tell you what will be worse for the
30. economy and that's about February 1st when all those checks
31. start bouncing. And believe me, Senator Joyce, if I thought
32. this was tied to the RTA or anything else, I sure wouldn't
33. be voting green. I think this is the only thing...we can

1. responsibly do to see that, along about February 1, next year,
2. that the State is still writing checks that don't bounce. And
3. that really, in the final analysis, is what this roll call is
4. all about.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Further discussion? Senator Grotberg.

7. SENATOR GROTBORG:

8. Thank you, Mr. President, fellow members. Just in reluctant
9. support, of course, we're all reluctant to support this thing.
10. But I think it would be well to remind one thing that hasn't
11. been said. In a briefing this morning we learned that those
12. states who have given more tax relief probably than they
13. should have...without cutting their budgets, we do have the
14. problem of losing the triple A bond rating. Yesterday Wisconsin
15. lost theirs and went down to double A. Indiana, I believe was
16. the State, that had to borrow a hundred and fifty million
17. dollars to meet the payroll in Public Aid within the last few
18. weeks. This is tax relief delayed, but the final cost for not
19. doing this is as Senator Schaffer has said, there will be paychecks, but the
20. State will have to go to the bank and right now it would look
21. very possible, we could be one hundred million in the red by
22. January 1st at the tremendous rate that we're cutting the
23. budget around here and not doing anything about the revenue.
24. So I would urge you, and I think the businessmen and the people
25. of Illinois will have some understanding that they would prefer
26. a state that is solvent. Thank you.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Channel 3 news has requested permission to film the proceedings.
29. Is there leave? Leave is granted. Further discussion? Senator
30. Jeremiah Joyce.

31. SENATOR JEREMIAH JOYCE:

32. Mr. Chairman, on a point of order. I would like to request
33. a Democratic caucus at this time.

34. PRESIDING OFFICER: (SENATOR BRUCE)

1. There's been a request for a Democratic caucus immediately
2. in the President's Office. That request will be honored. We...
3. how long do you think...you want to give the Chair any idea
4. how long we're going to be? Senator Rock, any guidance for
5. the Chair?

6. SENATOR ROCK:

7. Well, that request, obviously, is in order and I would
8. ask that we repair to my office immediately and suggest that
9. it probably won't be more than fifteen minutes.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. All right. The motion to recess for the purpose of a
12. caucus. Senator Weaver.

13. SENATOR WEAVER:

14. Thank you, Mr. President. I would request a Republican
15. caucus in Doc Shapiro's Office at the same time.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. And Senator Weaver, can you give the Chair any idea as
18. to time? ...Fifteen minutes. The Senate will stand in recess
19. subject to the call of the Chair, but we hope we'll be back
20. in fifteen minutes. On the motion to recess, all in favor,
21. Aye. Opposed Nay. The Ayes have it. The Senate stands in
22. recess subject to the call of the Chair.

23. RECESS

24. AFTER RECESS

25. The Senate will come to order. The recess is concluded.
26. Before the Body, before our recess was Senate Bill 636. Is
27. there further discussion? Senator Rock.

28. SENATOR ROCK:

29. Thank you, Mr. President, Ladies and Gentlemen of the
30. Senate. I rise in support of Senate Bill 636, which as everyone
31. is aware is a rollback of the sales tax relief for a period of
32. a year on business machinery and equipment. It seems to me,
33. that given the fiscal situation that our State is confronted
34. with, and given the fact that the Governor has decided in his

1. budget message that there cannot be, this fiscal year, any
2. further reduction in the sales tax on food and drugs, that
3. it would be virtually unconscionable to allow the business
4. community this kind of tax relief, which the State cannot
5. afford, while at the same time, we are denying or will be
6. denying or are denying currently, any further sales tax
7. relief to the consumers of food and drugs. Additionally,
8. it seems to me, that the Appropriations Committees of
9. the Senate are now confronted with the very difficult
10. task of attempting to make some sense out of what the
11. House has done to the appropriation bills. We have before
12. the Senate committees, the Human Services Budget, the
13. Department of Public Aid, the entire educational package,
14. and frankly some cuts were made in those areas that should
15. be restored. And if we're to come down in favor of one
16. side of the equation or the other, I, for one, opt for a
17. little bit of compassion and I will come down on the side
18. of those who benefit from our educational system, of those
19. who are medically indigent and if there's to be money restored,
20. that's where the money ought to go. It ought not to go this
21. year for further tax relief for the business community. We
22. just have too many people out there who are in need of the
23. services that we can provide. And I suggest to you that we
24. cannot provide in the kind of measure we should unless we pass
25. Senate Bill 636. And I urge an Aye vote.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further debate? Senator Carroll.

28. SENATOR CARROLL:

29. Thank you, Mr. President and Ladies and Gentlemen of the
30. Senate. It was interesting that this morning the majority and
31. minority leadership of Appropriations met with the Bureau of
32. the Budget with Doctor Bob and while this was not the purpose
33. of the meeting, this surely was an integral part of the discussions.

1. The purpose of the meeting was really to find out where we're
2. at and where we have to be if we're going to be responsible
3. as the Legislative Branch of government. And I do believe
4. that those four of us who attended clearly came away with the
5. understanding that one, even if you took the House action as
6. if they had passed the bills, at least the bills as they were
7. in passage stage, they were still about a hundred and fifteen
8. million short of cutting enough to keep a balanced, fiscally
9. responsible budget in Illinois. But all of that was based
10. on, all of that was based on, these rollbacks. Without those,
11. Doctor Bob convinced us this morning, this State will be bankrupt.
12. We will have negative, we will have used all of the available
13. balance and the State will, in fact, if we cut everything the
14. Governor asked us to, still be bankrupt, unless we also put
15. into that package, not giving another penny of relief on the
16. sales tax and if we put into that package, these two rollbacks.
17. Without that, absolutely, in his opinion, and I think he's
18. right, we are bankrupt. We notice that our neighboring state,
19. Wisconsin, has been borrowing money to meet its payroll because
20. they have not taken these types of actions. Their bond rating
21. was shifted downward yesterday. All those other states that
22. found themselves in that position, have lost significantly in
23. their bond ratings. What does that mean, that means you're
24. going to have to vote for tax increases just to pay for bonds
25. that go to market because of our interest rates going up.
26. And I think regardless of which side of the aisle you're on,
27. and it would seem to me especially for the administration's
28. side of the aisle, I mean it would be easy for us to put the
29. jacket on the Governor and the Republican party and say, you
30. led us into a path of bankruptcy, but I don't think that's
31. ever been the position of the Democratic side of the aisle.
32. I think we have always attempted to produce balanced budgets
33. and with some fiscal constraints. And I can't see how anyone

1. would not support something this critical to the future of
2. this State and I would urge that all do so.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Berning.

5. SENATOR BERNING:

6. Thank you, Mr. President and members of the Senate. In
7. a perverse sort of way, I take a distorted delight in what
8. I'm hearing from the members of both sides of the aisle who
9. are supporting this, let me tell you why. For lo these
10. many months and weeks and years, it has always seemed that
11. I have been the lone voice in the wilderness crying out
12. against excessive commitments that have been made by the
13. members of both sides of this aisle in passing...excessive
14. pension benefits for the various public systems. And always
15. it seemed that the members of the Body thought that this was
16. money coming from some place else. I tried to impress on
17. those of you who would listen, that these increases have to
18. come out of General Revenue. I even pointed out that if no
19. additional benefits were provided for anybody this Session
20. of the General Assembly, if the Governor and we, were to
21. meet the obligations we had previously incurred, it would
22. take two hundred million dollars of additional appropriation,
23. just to meet our obligation. Obviously, we don't do that,
24. you and I and the Governor. Consequently, the unfunded liability
25. continues to go up and the underfunding continues to rise. Here
26. we are now, talking about one aspect of our taxing system,
27. suddenly we think we have been too generous in providing tax
28. relief. I am, as I said in a perverse way, delighted to see
29. some retrenchment call, if only because it now becomes apparent
30. that some of us may be getting the message that there is a
31. bottom to the State's revenue well. I only hope that the
32. increased burden on that General Revenue account, which many
33. of you participated in providing, will be used as a reminder

1. in the future, we had better not provide additional benefits
2. without the dollars being provided up front.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Further discussion? Senator Weaver
5. may close.

6. SENATOR WEAVER:

7. Thank you, Mr. President. In closing, let me just read
8. a part of a letter from the Rockford area Chamber of Commerce.
9. "Although we would have preferred to see the sales tax exemption
10. on manufacturing machinery continued, since it has proven to
11. be an important and an attractive incentive to do business in
12. Illinois, we are willing to accept deferment of this tax relief
13. in order to insure a balanced budget." I think there are many
14. business community interests that feel this way at this time
15. and I would appreciate all of you thinking very carefully
16. about what might happen if we don't do this, what cuts must
17. be made if we don't do this and I'd appreciate a favorable
18. roll call.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. The question is shall Senate Bill 636 pass. Those in
21. favor vote Aye. Those opposed vote Nay. The voting is open.
22. Have all voted who wish? Have all voted who wish? Have all
23. voted who wish? Have all voted who wish? Take the record.
24. On that question the Ayes are 32, the Nays are 21, none Voting
25. Present. Senate Bill 636, having received the required
26. constitutional majority is declared passed. For what purpose
27. does Senator Totten arise?

28. SENATOR TOTEN:

29. Verification.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. There's been a request for a verification. Will the members
32. please be in their seats. The Secretary will call those who
33. voted in the affirmative. Under the Senate rules, will you
34. please respond when your name is called. Mr. Secretary, please.

SB 1064
3rd Reading

1. SECRETARY:

2. The following voted in the affirmative: Becker, Berman,
3. Bloom, Bowers, Carroll, Chew, Coffey, Collins, D'Arco, Davidson,
4. Dawson, DeAngelis, Geo-Karis, Grotberg, Mahar, McLendon, Nash,
5. Nedza, Nega, Netsch, Newhouse, Nimrod, Ozinga, Philip, Rhoads,
6. Savickas, Schaffer, Simms, Sommer, Taylor, Weaver, Mr. President.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Totten, do you question the presence of any
9. member?

10. SENATOR TOTTEN:

11. Newhouse.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Newhouse on the Floor? Senator Newhouse just came
14. out of the phone booth. All right. On a verified roll call,
15. there are 32 Ayes, 21 Nays, none Voting Present. Senate Bill
16. 636, having received the required constitutional majority is
17. declared passed. Is there leave to go to the Order of Senate
18. Bills 3rd reading? Senate Bill 1064. Leave is granted. Senate
19. Bill 1064, Mr. Secretary, please.

20. SECRETARY:

21. Senate Bill 1064.

22. (Secretary reads title of bill)
23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Philip.

26. SENATOR PHILIP:

27. Thank you, Mr. President, Ladies and Gentlemen of the Senate.
28. Senate Bill 1064, as amended, is the rollback of farm machinery
29. sales tax exemption. As you know, this bill was amended in
30. committee by Senator McMillan and Senator Maitland. It rolls
31. it back for one year, September 1, 1982. It will increase the
32. General Revenue Fund in FY '81 some sixteen million dollars,
33. in FY '82, some forty-three million dollars. I think you've

1. heard all the arguments on the preceding bill and I suggest
2. they apply here and I would ask for a favorable roll call.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. ...Is there discussion? Senator Buzbee.

5. SENATOR BUZBEE:

6. Thank you, Mr. President. As I indicated yesterday, this
7. is an entirely separate issue from the one we just previously
8. voted on. This is tax relief on farm machinery that if we...
9. if we take this action, if we roll this tax relief back, we, in
10. fact, are not going to have any additional revenue because those
11. farm machinery dealers very well...very well could go out of
12. business. As I said yesterday, for about three counties wide
13. around the whole perimeter of the State of Illinois, the farmers
14. who want to buy...farm machinery are simply going to go out
15. of State, they're going to go to Indiana or Wisconsin or
16. Iowa or Missouri or Kentucky and buy their farm machinery
17. and so Illinois won't get the revenue off the sales tax anyhow
18. because they're not going to buy it here. And then we're going
19. to lose all of the revenue from the...income tax and so forth
20. that we collect off the employees of those farm implement
21. dealers. All of the tax we're going to lose off of the
22. operation of the business of the farm implement dealers,
23. because that's what's going to happen. We made a commitment
24. to the farmers, and in particular to the farm implement
25. dealers that we were going to make them competitive with
26. their counterparts in surrounding states. We were going to
27. do it two cents a time, two cents at...for each of two years.
28. The initial two cents has come off, the additional two cents
29. is due to come off this September 1. I don't know where Senator
30. Philip got his information as to the impact on the General
31. Revenue Fund. My information is that even the Department of
32. Revenue estimates that they will only collect an additional
33. twelve million dollars if we pass this bill and delay it. I

1. submit to you we won't collect anything extra because they
2. won't be in business. Or at the very best, they may struggle
3. through and stay in business but not sell any machinery for
4. the next year because the farmers are going to go across the
5. State line. This is a separate issue, it's a separate
6. question, the revenue impact of this is infinitesimal compared
7. to the revenue impact of the previous bill. I would submit a
8. No vote should be cast on Senate Bill 1064.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? Senator Gitz.

11. SENATOR GITZ:

12. Mr. President, members of the Senate. I think that everybody
13. in this Body is genuinely concerned about keeping our budget
14. in balance, what it does to our bond rating and how we're going
15. to be careful in our deliberations so that we can be proud of
16. the final result. But I must confess a little bit of...confusion
17. and doubt as to the wisdom of this bill when you consider the
18. overall problems are in the neighborhood of two hundred million
19. dollars and our own Executive department and the Department of
20. Revenue says we might, if we're lucky, realize twelve million
21. dollars. Senator Buzbee eloquently talked about that point.
22. But I would like to suggest to you that there is an additional
23. point which is at issue here and because the point was made
24. in the other bill, I chose not to talk about it at that time.
25. If we are going to make a commitment for a phase-out and it's
26. done to maximize the budget, then it seems to me that we ought
27. to attach some importance to that commitment. And what we are,
28. in effect, doing here, is saying on one hand, sure, we're going
29. to help you because we...we want people to shop in Illinois for that
30. equipment and not go over the county line. And Ladies and
31. Gentlemen that is a problem when I am on the border of Iowa
32. on one hand and the other border is in Wisconsin, they're not going
33. to go to Stockton, they are going to go across the border

1. because the other states aren't taking this same step. And
2. so I wonder if we don't jeopardize our own credibility in
3. the future when we say we've got this good proposal to help
4. everyone and then all of a sudden when the going gets rough,
5. we back off of it. It seems to me that we are running in a
6. parallel track, in one hand we are saying yes, we want to
7. reform government, get rid of the excess regulations, spend
8. less money and we campaign on that and talk about it and then
9. when we get down to the tough cutting of saying, hey, we
10. made this commitment and in order to make it work, we've really
11. got to get serious about cutting those budgets, then we start
12. to renege on that promise. And I wonder, simply, if that doesn't
13. bring all of our credibilities somewhat in question. Senator
14. Buzbee is right. We're not going to have any appreciable
15. revenue in this, but we will have a lot of egg on our face.

16. PRESIDING OFFICER: (SENATOR BRUCE).

17. Further discussion? Senator McMillan.

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END OF REEL

1. SENATOR MCMILLAN:

2. Mr. President and members of the Senate, I rise very
3. briefly in opposition to the bill. I think the...the fact
4. that's most...relevant to this debate is that...that this
5. particular tax is considerably different from the one we
6. just voted on primarily because in this particular tax
7. revenues are not growing. Revenues have slowed down to a mere
8. trickle and it makes it quite a different issue. I do
9. have a question of the sponsor. Senator Philip, I heard
10. you make some comments about forty-three million and sixteen
11. million. Could you repeat that, I'm not sure I understood
12. what claims you were making about how much additional money
13. would come into the Treasury?

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Philip.

16. SENATOR PHILIP:

17. Thank you, Mr. President and Ladies and Gentlemen of the
18. Senate. Yes, I'll be happy to answer this and this is a
19. staff analysis. FY '81, it would be an additional amount of
20. money to the State General Fund of sixteen million and FY '82,
21. forty-three million, according to...the staff analysis.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator McMillan.

24. SENATOR MCMILLAN:

25. Well, Mr. President, we're almost finished with Fiscal
26. Year '81 and it seems to me that we have placed a one year...
27. we've decided that this is only going to be for one year. Now,
28. if this bill is somehow now drafted...for a forty-three million
29. dollar tax, then somehow we've...we've doubled it and I think
30. we need to have it clear exactly what we're...we're talking about.
31. It's...it's one thing to impose a new tax for nineteen million,
32. it's another to impose it for forty-three million.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further discussion? Senator Johns.

2. SENATOR JOHNS:

3. Yes. Yesterday Senator Weaver said I wasn't speaking
4. to the issue, so may I speak to the issue today? The
5. corporations that have been purchasing machinery and equip-
6. ment have had the right to ride that privilege for awhile.
7. The farmers are entirely different. Down in southern Illinois
8. we have two assets, coal mining and agriculture. Right now
9. the Prime Rate is nineteen and a half percent, fluctuating
10. between 20.5 and 19.5. These farmers are in trouble, they're
11. in real trouble. They have been for some time. They're
12. small in number compared to the corporations that have been
13. purchasing machinery. It is an entirely different situation.
14. We're small in number now in farms and if this passes, they're
15. going to be even fewer yet. We're the second highest in un-
16. employment in the nation, this State, and we're dealing
17. another blow towards that, because with the loss of these
18. implement dealers who sell these parts, who are so vital for
19. the operation of farmers you're going to lose many employees
20. in those implement dealerships bordering the State of Illinois
21. by Kentucky, Missouri and Indiana, who all have this. And I
22. implore you to think about that because the loss of employees
23. means more public aid, general assistance, etc. and you still
24. fight the unemployment benefits that we try to put forth for them.
25. So, Ladies and Gentlemen, I...I say a vote No on this proposition
26. could be one of the best votes you've ever cast. Thank you.
27. PRESIDING OFFICER: (SENATOR BRUCE)

28. UPI is requesting permission to take still photographs.
29. Is there leave? Leave is granted. Senator Geo-Karis.

30. SENATOR GEO-KARIS:

31. Well, Mr. President and Ladies and Gentlemen of the
32. Senate, I think we have to face reality. The twenty-one
33. percent interest rates and the high rate of inflation has

1. changed many things. It's as simple as this, as much as I'd
2. like to not see these bills passed, I'm going to support them.
3. I supported the prior one because we have an economic need of cash
4. in the State and I'm certain if we can...once get rid of some
5. of the mess of unemployment that we have, maybe we'll have
6. more income in and I rise in support of the bill.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Coffey.

9. SENATOR COFFEY:

10. Mr. President and members of the Senate, I reluctantly
11. arise to oppose this bill. I would just like to make a couple
12. of comments in reference to my district, which runs approxi-
13. mately a hundred and thirty miles geographically up along the
14. Indiana State line. And along that line there is several
15. implement dealers from one end of that district to the other.
16. The loss today when you're buying some of the larger combines,
17. you're spending a hundred thousand dollars for a purchase of
18. that piece of equipment. The farm community are having
19. financial problems along with everyone else. When they can
20. cross the Indiana State line as much as two or three to six
21. mile and purchase the same combine, the same type of equip-
22. ment for four or five thousand dollars less, they're certainly
23. going to do that. They were doing that in the past. That
24. was the reason why we wanted to attempt to pass this legislation
25. originally. If these people cross over into Indiana and do
26. their business over there instead of in the State of Illinois,
27. there's certainly going to be a...impact on the...General Revenue
28. Fund from that. We're going to create...additional burden for
29. our implement dealers, we're going to force our Illinois farmers
30. to trade elsewhere other than the State of Illinois. I think
31. we ought to take a real good look at this bill and vote No.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion? Senator Buzbee.

1. SENATOR BUZBEE:

2. For...for the second time, Mr. President, and I apologize
3. to the members of the Senate for speaking a second time. I...
4. I...it's...I think it's very important,...Senator Philip, I
5. think you're reading from a staff analysis that's a year old,
6. because the revenue figures that you have given, which Senator
7. McMillan questioned along with myself, there is simply no way
8. they could be accurate. This bill doesn't impact anything
9. until September 1, 1982...pardon me...1981, which is in
10. Fiscal Year '82. So there's no way whatsoever it could have
11. any impact in FY '81. The...I think what you were looking
12. at was a staff analysis that when we originally passed the
13. legislation saying that the Department of Revenue said it
14. will cost the coffers of the State of Illinois eighteen million
15. dollars or whatever in FY '81 and will...and will cost them
16. forty-five...and would cost them forty-five million dollars
17. in FY '82. Two cents came off of the farm machinery sales
18. tax September 1 of 1980, which was in Fiscal Year '81. An
19. additional two cents is due to come off under current law
20. September 1 of 1981, which is in Fiscal Year '82. By the
21. passage of this bill the two cents we took off last September
22. would stay off, but the additional two cents, which is due
23. to come off this coming September, would not come off. So,
24. the revenue figures and...and we have a figure of twelve
25. million dollars, and that's the Department of Revenue's
26. estimate. Again, my contention is it would be considerably
27. less than that because, as Senator Coffey just said, they're
28. going to drive to Indiana and they're going...and on that
29. one hundred thousand dollar combine that he talked about,
30. the farmer will save two thousand dollars. If we pass this
31. bill, he'll save two thousand dollars by driving to Indiana
32. and boy, don't you think he isn't going to drive that hundred
33. and thirty miles to save two thousand dollars. It's a bad bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? Senator...DeAngelis.

3. SENATOR DEANGELIS:

4. Thank you,...thank you, Mr. President and members of the
5. Senate. I would like to point out a couple of things that I
6. think the Body ought to know about relative taxation of Illinois
7. and Indiana. As someone who priorly had been doing business
8. in both states, let me point out that although Indiana does
9. not have a sales tax on farm machinery, they do have an
10. inventory tax that far exceeds what our sales tax is. The
11. farm equipment itself, whatever happens to be on the floor,
12. consigned or not consigned, is subject to that particular
13. tax at that time. They also have an ad valorem tax and I'm
14. not so sure that the numbers that are being thrown around, an
15. as somebody who happens to live right on the border, are
16. accurate. I'm not so sure that our prices would be higher,
17. I'm not so sure they would be lower, but I think to take an
18. absolute number of taking the selling price of a piece of
19. equipment and then multiplying the percentage of sales tax
20. that would be removed and describing that as the difference
21. between the selling price from one state to the other is
22. not accurate at all.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? Senator Rock.

25. SENATOR ROCK:

26. Thank you, Mr. President and Ladies and Gentlemen of the
27. Senate. I rise in support of Senate Bill 1064 and rather
28. than reiterate the very cogent remarks of Senator Carroll,
29. with respect to our fiscal responsibility toward the people
30. of this State, let me again say that in order to be consistent
31. since the Governor has deferred and asked us to defer any further
32. sales tax relief for the consumers of this State, with respect
33. to food and drugs, and since we are all in favor of more money

1. for education and more money for the medically indigent, this
2. kind of rollback is absolutely essential and I would urge
3. the members of this side to...vote affirmatively in the same
4. manner that they voted for 636. I urge an Aye vote.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Further discussion? Senator Philip may close.

7. SENATOR PHILIP:

8. Thank you, Mr. President and Ladies and Gentlemen of the
9. Senate. You know I'm not excited about being the sponsor of
10. this rollback on farm machinery, quite frankly, and I don't
11. feel good about denying farmers a tax break, but when I
12. look at the financial condition of the great State of Illinois,
13. I have come to the conclusion that...many members of this Body have
14. come to. Without these two rollbacks, we will be in the red.
15. Our bond rating will suffer, the people will suffer, we'll
16. be back here maybe next year perhaps for a tax increase. I
17. happen to think that's unwise and I would suggest that we
18. stand up and be counted and do what's right. And I'm asking
19. for an Aye vote.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. The question is, shall Senate Bill 1064 pass. Those
22. in favor vote Aye. Those opposed vote Nay. The voting is
23. open. Have all voted who wish? Have all voted who wish?
24. Have all voted who wish? Have all voted who wish? Take the
25. record. On that question, the Ayes are 31, the Nays are 21,
26. none Voting Present. Senate Bill 1064 having received the
27. required constitutional majority is declared passed. Senator
28. Rock, for what purpose do you arise?

29. SENATOR ROCK:

30. Thank you, Mr. President and Ladies and Gentlemen of the
31. Senate. We do, in fact, have a full committee schedule this
32. afternoon and this evening and before those announcements,
33. with respect to the meeting of those committees...are made,

1. under Rule 4 I've had three communications from House members
2. ...wishing to designate Senate sponsors. I'd like to get
3. those into the record. There's one bill that has to be dis-
4. charged...so it can be heard in committee this afternoon
5. and I would further like to announce while everyone is here
6. that we will, in fact, be in Session on Monday, June 15th.
7. Senator Weaver and I have discussed it. We just have an
8. enormous amount of work to do. I am told that Senator
9. Savickas and Senator Bruce and Senator Weaver and others
10. have gotten together with respect to an Agreed Bill List,
11. which I will defer to Senator Savickas to explain how it
12. will work, but we...it's absolutely essential that we be
13. here on Monday. So, we will come in...Monday at the hour
14. of two o'clock in the afternoon and proceed. Under the
15. provisions of Rule 4, Mr. President,...Representative Abramson
16. with respect to House Bill 99...Mr. Secretary, are you taking
17. these down...House Bill 99, wishes Senator Keats to be the
18. sponsor; House Bill 249, Representative Yourell wants Senator
19. Berman as...shown as the sponsor, House Bill 249, Senator
20. Berman; and Representative Tate has requested that Senator
21. Maitland sponsor House Bill 1632. Those three bills, 99,
22. 249, and 1632. And I would move at this time, Mr. President,
23. that the Committee on Labor and Commerce be discharged from
24. further consideration of House Bill 927 and that that bill
25. be rereferred to the Committee on Insurance and Licensed
26. Activities to be heard this afternoon. I understand all
27. interested parties and the minority have been contacted and
28. everyone is in agreement, House Bill 927 and I would so move.
29. PRESIDING OFFICER: (SENATOR BRUCE)

30. The motion is to discharge House Bill 927 from further
31. consideration by the Committee on Labor and Commerce and that it
32. be rereferred to Committee on Insurance and Licensed Activity
33. and that further leave be given that it be heard this afternoon

1. in committee. Is there leave? Leave is granted. The bill
2. is discharged and rereferred and there's leave for it to
3. be heard. Further announcements? Senator Collins.

4. SENATOR COLLINS:

5. Yes, thank you, Mr. President. For announcement. The
6. meeting on Labor and Commerce will be immediately in A-1
7. after the Insurance Committee meeting this afternoon. So,
8. it should be around...three o'clock, three-fifteen.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. On that Senator Weaver? Senator Weaver.

11. SENATOR WEAVER:

12. Mr. President, I don't see any listing on our Calendar
13. that there would be a meeting of Labor and Commerce today.
14. When was...when was this decision made?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Collins.

17. SENATOR WEAVER:

18. There's been no posting, no notice to people to testify.
19. When was this decision made, Senator Collins?

20. SENATOR COLLINS:

21. Senator Weaver, our committee was postponed, we did
22. consult with...because the Republicans had a caucus on Monday
23. and they were postponed and posted and we indicated that as
24. soon as we could schedule it and I consulted with Senator
25. Keats that we will reschedule the meeting and this is the
26. only time that we could find to reschedule that meeting.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator...Senator Keats.

29. SENATOR KEATS:

30. Yeah, the explanation was...I understand why the meeting
31. was postponed at that time. The four Republicans, as soon as
32. we finished caucus came up. The time being scheduled today,
33. you have four Republican members who have other...hearings.

1. None of us can attend the meeting and what we're saying is
2. ...it hasn't been listed. This committee has not been posted.
3. The four Republicans cannot make it. I don't see how we can
4. schedule a hearing in this case.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Collins.

7. SENATOR COLLINS:

8. Well, it...the meeting was recessed and...and we will
9. go on with the meeting this afternoon. The sponsors want
10. their bill heard.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Alright. Senator Savickas.

13. SENATOR SAVICKAS:

14. Yes, Mr. President and members of the Senate, tomorrow
15. there will be a special list on our Calendar of the Agreed
16. Bills. Also each member will be given a complete print-
17. out of the bills that will be placed on the Agreed Bill List
18. and we will act on the list Wednesday. So that will give you
19. all weekend to go over the printed copies, file your objections
20. Monday or Tuesday and we will act on the list Wednesday.
21. If...there's no question...

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Alright. We...we...we have...

24. SENATOR SAVICKAS:

25. Oh, is there questions on it?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Are there questions on the Agreed Bill List? Now, we
28. may get some other questions. We'll get back to the labor
29. thing, but Senator Savickas wanted...

30. SENATOR SAVICKAS:

31. Yes, and also I would just like to state that Senator
32. Marovitz is absent today. He is attending, under the State
33. Senate President's orders, the funeral of...Representative

1. Telcser's mother.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. He will be officially excused. The...we will vote on
4. the Agreed Bill List Wednesday, we will develop procedures
5. and announce them Monday, but it takes six Senators to knock
6. them off the Agreed Bill List, so...it will be on the Calendar tomorrow
7. under the Order of Agreed Bills, if you want to take them off.
8. We will vote on Wednesday, probably...close to the beginning
9. of Session on Wednesday. Alright. Senator Weaver.

10. SENATOR WEAVER:

11. Mr. President, about the Labor and Commerce Committee
12. meeting, it's my understanding that Senator Collins never
13. had a quorum and this hasn't been posted for a meeting today.
14. How...how can you adjourn a meeting that hasn't been called?
15. I think we've always posted on the Calendar a listing of
16. bills, even postponed bills and postponed committee meetings
17. from time to time so that it gives everyone notice that these
18. bills are going to be considered and I think your request
19. is out of order, Senator Collins.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Well, Senator Weaver, I just...I would point out under
22. Rule 7 that, although there's a requirement of posting, it
23. states that an exception to posting except for continued
24. hearings and that shall be held without notice. Senator
25. Weaver.

26. SENATOR WEAVER:

27. Well, there was never a hearing, Mr. President, and so
28. how can you continue a meeting that was never opened?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Well, the Chair was just trying to be helpful. If I'm
31. not being helpful...

32. SENATOR WEAVER:

33. Well,...Mr. President, I would suggest that...this meeting be

1. deferred till...at least till tomorrow sometime.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Collins.

4. SENATOR COLLINS:

5. I have been trying to schedule the meeting where there
6. is no conflict and there's no time where there's no conflict
7. tomorrow will be as bad as today and we just decided that...
8. after talking with the Minority Leader that we will go on
9. and have it. Most of the bills have been transferred out
10. of the committee. We really could stay here for about ten
11. minutes and...and I think can finish up all of the bills
12. in the committee.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Senator Dawson.

15. SENATOR DAWSON:

16. Senator Keats, would you have any objection to holding
17. the meeting right here for about ten minutes? I think you
18. have the required votes to do what you want to do, so it
19. may be to your advantage. The Democrats are going along
20. with you, I believe.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Keats.

23. SENATOR KEATS:

24. Is...As long as there is an understanding that this is
25. not setting a precedent. Let me explain what...the committee
26. never started, there was never a quorum there so it never
27. started. Now, if there's the understanding that we're
28. pausing for a couple of moments to clean up a specific issue,
29. I'm willing to wait a couple of minutes here.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Alright. So,...now, I think we've resolved it. We will
32. meet immediately following adjournment. The Labor and Commerce
33. Committee on the Floor immediately following adjournment. For

1. what...oh, okay...okay. We'll...we'll get...Senator Bowers.

2. SENATOR BOWERS:

3. Well, I'm just going to suggest that in order this doesn't
4. come up again, I think you ought to ask for a unanimous
5. consent that the committee do that. It's not on the Calendar
6. and I'm sure you can get it, but I...I just don't think that
7. can be done under the rules by some fiat...of a chairman or,
8. frankly, the Chair.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Alright. Senator Collins has sought leave of the Senate
11. to have a committee meeting of the Senate Committee on Labor
12. and Commerce immediately following Session and that the
13. appropriate rules be suspended. Is there leave? Leave is
14. granted. Now, we have several people who have sought recognition.
15. Senator...D'Arco has been seeking recognition.

16. SENATOR D'ARCO:

17. The...Insurance Committee meeting will meet in A-1
18. immediately following the Labor and Commerce meeting.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Alright. Senator Chew.

21. SENATOR CHEW:

22. You made it. Transportation, eight-thirty tomorrow
23. morning, Room 400. Members please be on time.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator McLendon.

26. SENATOR MCLENDON:

27. Yes,...Mr. President, Judiciary I will meet promptly
28. tonight at 7:00 p.m. in Room 12 and also we will meet again
29. on June 12th, tomorrow, at 8:30 a.m. in Room...212. We have
30. approximately forty-five bills on the Calendar and we can
31. dispose of them if we're there on time. Thank you, very much.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Berman. Senator Berman.

1. SENATOR BERMAN:

2. Thank you, Mr. President. Because...

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Ladies and Gentlemen, some of these announcements will
5. come up and people will say I never heard that we were going
6. to do such and such. Senator Berman.

7. SENATOR BERMAN:

8. Because some of the members on the Elementary and
9. Secondary Education Committee will be at that Labor meeting,
10. we will meet at two-forty-five in Room 400. That's Elementary
11. and Secondary Education. We'll start at two-forty-five.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Etheredge.

14. SENATOR ETHEREDGE:

15. Mr. President, I...seek leave to be identified as a
16. hyphenated cosponsor of House Bill 1161 with Senator Nash.
17. I...discussed the matter with Senator Nash.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is there leave? Leave is granted. Senator Carroll.

20. SENATOR CARROLL:

21. Yes, thank you, Mr. President. Appropriations I will
22. meet as posted on the Calendar at one o'clock today or as
23. soon as we have a quorum in Room 212.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Alright. Senator Nash.

26. SENATOR NASH:

27. Mr. President, Appropriations I Chop Subcommittee will
28. meet tomorrow morning at ten-thirty in my office, Room 329 of
29. the Capitol Building.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Alright. Senator...

32. SENATOR NASH:

33. Appropriations I Chop Subcommittee.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. ...alright. Senator Friedland.

3. SENATOR FRIEDLAND:

4. Thank you, Mr. President. I move to Table Senate Bill
5. 327 and by the way, that will save some money and today is
6. day fifty.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Alright. And you are the sponsor, Senator? Alright.
9. Senator Friedland moves to Table...Senate Bill 327. He is
10. the sponsor. On the motion to Table, all in favor say Aye.
11. Opposed Nay. The Ayes have it. The bill is Tabled. Senator
12. McLendon.

13. SENATOR MCLENDON:

14. Mr. President, I ask that Senator Carroll be made a
15. hyphenated cosponsor to House Bill 811...and also we have
16. an amendment to be added to that bill and I'll ask Senator...
17. yeah, and...yes...to be...and also ask that Senator Carroll
18. be made a hyphenated cosponsor to Senate Bill...1033...that's
19. House Bill 1033.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Alright. Is there leave?

22. SENATOR MCLENDON:

23. There's an amendment to be adopted to 811.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Alright. Leave is granted. Any further business to come
26. before the Senate? Senator Demuzio moves that the Senate stand
27. adjourned until the hour of noon tomorrow. On the motion to
28. adjourn, all in favor say Aye. Opposed Nay. The Ayes have it.
29. The Senate stands adjourned until twelve o'clock tomorrow.

30.

31.

32.

33.