

82nd GENERAL ASSEMBLY

REGULAR SESSION

JUNE 18, 1981

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. The hour of nine having arrived and passed the Senate  
3. will come to order. Will the guests in our galleries please  
4. rise. Prayer by Reverend Rudolph Shoultz of Union Baptist  
5. Church, Springfield, Illinois.

6. REVEREND RUDOLPH SHOULTZ:

7. (Prayer given by Reverend Rudolph Shoultz)

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Reading of the Journal. Senator Johns.

10. SENATOR JOHNS:

11. Thank you, Mr. President. I move that reading and approval  
12. of the Journals of Thursday, June the 4th; Friday, June the 5th;  
13. Tuesday, June the 9th; Wednesday, June the 10th; Thursday, June  
14. the 11th; Friday, June the 12th; and Monday, June the 15th;  
15. Tuesday, June the 16th; and Wednesday, June the 17th in the  
16. year of 1981 be postponed pending arrival of the printed  
17. Journals.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

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

22. SECRETARY:

23. Senator Buzbee, Chairman of Appropriations II Committee,  
24. reports out the following House Bills:

25. 108, 427, 591, 733, and 774 with the recommendation  
26. Do Pass as Amended.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Resolutions.

29. SECRETARY:

30. Senate Joint Resolution 51, Constitutional Amendment by  
31. Senator Rhoads.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Executive.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The Senate will come to order. We're going to begin  
3. with recalls from 3rd reading. Senator Thomas, you're  
4. going to be the first one on the...we've distributed...upon  
5. your desks a list of the sponsors of the bills and amendments.  
6. The first five or ten bill sponsors, if I might have your  
7. attention, will be Senator Thomas, Geo-Karis, Vadalabene,  
8. Nedza, Vadalabene, Hall, Rock and Newhouse. And so, there  
9. have been amendments placed on your bills and if you wish to  
10. have them recalled, we will consider those amendments at this  
11. time. If you have other amendments on bills, we will probably  
12. make up another recall list...later on today and work on it  
13. tomorrow. Senator Chew.

14. SENATOR CHEW:

15. Just for information. I had a bill on the Calendar that  
16. was advanced to 3rd reading inadvertently and I did not want  
17. it on 3rd because I was waiting on an amendment. At what  
18. point may I have that brought back to 2nd?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Alright. The Secretary indicates he's starting a new list  
21. for in the morning and if you will have the amendment down  
22. here or tell...tell the Secretary.

23. SENATOR CHEW:

24. I...I...I don't have the amendment ready today, Mr. Presi-  
25. dent. If it's possible I'd like leave to bring it back to 2nd  
26. today, right now if possible. And then it will be over with, Sir.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Well, Senator Chew, that will...the Chair's suggestion is  
29. that we just leave it on 3rd, first thing in the morning we'll  
30. recall it, put on the amendment and move it all at the same  
31. time.

32. SENATOR CHEW:

33. Fine.

HB 77  
Recalled

1. PRESIDING OFFICER: (SENATOR BRUCE)

2.            Alright.

3. SENATOR CHEW:

4.            Thank you.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6.            Very good. Recalls. House Bill 65. Senator Thomas asks  
7. leave of the Senate to return the bill to the Order of 2nd  
8. reading. Is there leave? The bill is on the Order of 2nd  
9. reading. Are there amendments, Mr. Secretary, please?

10. SECRETARY:

11.            Amendment No. 1, by Senator Thomas.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13.            Senator Thomas is recognized on Amendment No. 1.

14. SENATOR THOMAS:

15.            Thank you, Mr. President. This is the feticide bill  
16. that...Representative Jack Davis had over in the House.  
17. And at his recommendation he asked that...we strike every-  
18. thing after the enacting clause and replace his language  
19. with the language of Senate Bill 192, which was my version  
20. of the feticide bill. I checked this over with Senator  
21. Rock and Senator Sangmeister, who is the cosponsor with me.  
22. They both agreed that this is the way to go and so we ask  
23. that...we have approval on Amendment No. 1 to House Bill 65.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25.            The motion is to adopt Amendment No. 1 to House Bill 65.  
26. On the motion to adopt, is there discussion? All in favor  
27. say Aye. Opposed Nay. The Ayes have it. Amendment No. 1  
28. is adopted. Are there further amendments?

29. SECRETARY:

30.            No further amendments.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32.            3rd reading. House Bill 77. Senator Geo-Karis asks  
33. leave of the Senate to return House Bill 77 to the Order of

HB 93  
Referred

1. 2nd reading. Is there leave? Leave is granted. Are there  
2. amendments, Mr. Secretary, please?

3. SECRETARY:

4. Amendment No. 2, by Senator Geo-Karis.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Geo-Karis.

7. SENATOR GEO-KARIS:

8. Mr. President and Ladies and Gentlemen of the Senate,  
9. Amendment No. 2 was...is necessary because there was the...  
10. an error in referring to a section in it and increases the...  
11. the dates of...from fourteen days to twenty-eight days and  
12. I move for the passage of this amendment.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. The motion is to adopt Amendment No. 2. Discussion of  
15. the amendment? All in favor say Aye. Opposed Nay. The Ayes  
16. have it. Amendment No. 2 is adopted. Further amendments?

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. 3rd reading. House Bill 93. Senator Geo-Karis asks leave  
21. of the Senate to return House Bill 93 to the Order of 2nd reading.  
22. Is there leave? Leave is granted. Are there amendments, Mr.  
23. Secretary, please?

24. SECRETARY:

25. Amendment No. 3, offered by Senator Geo-Karis.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Geo-Karis.

28. SENATOR GEO-KARIS:

29. Mr. President, I wonder if we can hold this, because there's  
30. another amendment that takes care of that and it hasn't come up  
31. yet from the Reference Bureau. I wonder if I can take it out of  
32. the record right now. I'll put back on 2nd then.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Oh, that's alright. It's ready on 2nd. Are there amend-  
2. ments, Mr. Secretary?

3. SECRETARY:

4. No...no amendments.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. 3rd reading. Senator Geo-Karis, you will have to alert  
7. the Secretary now that...when your amendment comes back up  
8. so we will get back to it, 'cause it's off of this list.  
9. We'll have to put it on the next list. House Bill 137.  
10. Senator Vadalabene asks leave of the Senate to return House  
11. Bill 137 to the Order of 2nd reading for the purpose of an  
12. amendment. Is there leave? Leave is granted. Senator...  
13. are there amendments, Mr. Secretary, please?

14. SECRETARY:

15. Amendment No. 2, offered by Senator Vadalabene.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Vadalabene on Amendment No. 2. To 137, Senator.

18. SENATOR VADALABENE:

19. Thank you, Mr. President and members of the Senate.  
20. The...Amendment No. 2 to House Bill 137...merely is a changing  
21. in the date by deleting 1983 and inserting in lieu thereof  
22. 1985 and I move for its adoption.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The motion is...the motion is to adopt Amendment No. 2.  
25. Discussion of the motion? All in favor say Aye. Opposed Nay.  
26. The Ayes have it. Amendment No. 2 is adopted. Further amend-  
27. ments?

28. SECRETARY:

29. Amendment No. 3,...I have one with your name on it. Don't  
30. want it? No further amendments.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Vadalabene withdraws the last amendment. 3rd  
33. reading. House Bill 209, Senator Davidson. Senator Davidson

1. asks...Senator Nedza on 209. Do you wish to recall that?  
2. Senator...Nedza asks leave of the Senate to return House Bill  
3. 209 to the Order of 2nd reading for the purpose of an amend-  
4. ment. Is there leave? Leave is granted. Are there amend-  
5. ments, Mr. Secretary, please?

6. SECRETARY:

7. Amendment No. 8, by Senator Davidson.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Davidson.

10. SENATOR DAVIDSON:

11. Mr. Chairman...I mean, Mr. President and members of the  
12. committee, this amendment puts what was Senate Bill 823, which  
13. got lost in the shuffle when we adjourned back...on bills on  
14. 3rd reading. When we put together the bonding...power for all  
15. those governmental bodies on the personal property being re-  
16. duced, the Airport Authority governmental units were over-  
17. looked. And all this does is put the Airport Authority  
18. in the same status as all the others...the park districts,  
19. school districts and all the others. Move the adoption of  
20. the amendment.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. The motion is to adopt Amendment No. 8. Discussion of  
23. the motion? Senator Nedza.

24. SENATOR NEDZA:

25. Thank you, Mr. President and Ladies and Gentlemen of the  
26. Senate. Senator Davidson and I had discussed this at some  
27. length and, as a matter of fact, I was the hyphenated cosponsor  
28. of the bill so I have no objection to the amendment.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. The motion is to adopt. Discussion? Senator Totten.  
31. Well,...okay, Gentlemen, we're catching up. Senator Totten.

32. SENATOR TOTTEN:

33. Thank you, Mr. President. Will the sponsor of the amendment

1. ...yield for a question?

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Indicates he will yield. Senator Davidson is the sponsor.  
4. Senator Totten.

5. SENATOR TOTTEN:

6. Senator Davidson, does this amendment, in effect, increase  
7. the amount of bonded indebtedness that can be incurred without  
8. a referendum?

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Davidson.

11. SENATOR DAVIDSON:

12. I...I guess it's a yes and no answer. Yes, the fact that  
13. the personal property tax which used to be part of the amount  
14. of monies that was figured into what bonded indebtedness  
15. could be sold for and that was removed when the personal  
16. property tax was removed from the assessed valuation...the  
17. aggregate valuation for those districts. And last year we  
18. changed and made that change for all the other taxing bodies  
19. so they could have that aggregate valuation on the bonding,  
20. except airport authorities. They were left out. So...this  
21. would, I guess, in essence say that the other part of your  
22. question...no, we're just trying to get this...airport authorities  
23. the same authority all the other taxing bodies have, as for  
24. the aggregate valuation, to be able to sell the bonds.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Further...Senator Totten.

27. SENATOR TOTTEN:

28. A further question, Mr. President. Was Senate Bill...823,  
29. which is apparently what you want to amend on here,...got on  
30. 3rd reading here and did not pass. It was put on Consideration  
31. Postponed. Is that correct?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Davidson.

1. SENATOR DAVIDSON:

2. It was on correction...on Consideration Postponed because  
3. of a verification. Some individuals...were absent and...it  
4. had to do with...with a flap that had nothing to do with the  
5. benefit of the bill. Senator Nedza, who is involved in aviation...  
6. went to the individual who had...had the verification saying,  
7. hey, we got to do this and had nothing to do with the germane-  
8. ness or the fitness or the goodness of the bill. It had...  
9. something to do with an entirely different issue.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Totten.

12. SENATOR TOTTEN:

13. A question of the Chair, Mr. President. Is this amend-  
14. ment germane?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Rhoads, do you have any other questions you  
17. might like to ask while the Chair is examining the amendment?  
18. Senator Rhoads.

19. SENATOR RHOADS:

20. No,...while you're examining the amendment,...Senator  
21. Davidson has the...it...I was sort of taken by surprise.  
22. It is an election bill, it came through our committee and this  
23. is the first time we've seen the amendment. Has it been...  
24. distributed and...and could you give us just one more capsule  
25. explanation of exactly what the amendment does?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Davidson.

28. SENATOR DAVIDSON:

29. Yes, I'm sorry, Senator Rhoads, I did not know you were a  
30. hyphenated cosponsor of the bill. I spoke to Senator Nedza.  
31. This dealt with Chapter 15½ and so did Senate Bill 823. It  
32. was the only bill that was around that...that I was aware of  
33. that dealt with Chapter 15½ and, therefore, they said it



1. was germane. And what it does is last year we passed a bill  
2. where all the other taxing bodies would be able to include  
3. the personal property tax evaluation, which they no longer  
4. have, into the aggregate evaluation for their bonding ability.  
5. And airport authorities was left out by an oversight. This  
6. is only to correct the oversight of the airport authority  
7. districts being left out. I don't know how many there are in  
8. the State. I happen to have one of them here and it's a  
9. very crucial thing because they were in the middle of a  
10. building program out here and suddenly they cannot sell  
11. sufficient number of bonds because their...aggregate valuation  
12. was reduced by the personal...property tax to finish the con-  
13. struction.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Rhoads.

16. SENATOR RHOADS:

17. Well,...it...Senator Davidson, if you say it's the only  
18. vehicle to...to do this, I...I can see why you offered it.  
19. Unfortunately, this...we've had so much controversy in that  
20. committee and this, up until the present time, had been a  
21. rather...noncontroversial bill. Apparently it amends a  
22. different chapter of the Statutes from...from the main thrust  
23. of House Bill 209, which was Chapter 46 of the Election Code.  
24. I just wonder if the sponsor of the amendment and the sponsor  
25. of the bill could take it out of the record just temporarily  
26. so that we could verify that, in fact, there are no other  
27. vehicles, because I'm...my concern is that this will make...  
28. an otherwise uncontroversial bill might introduce a...an  
29. element of controversy to it.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Further discussion? Senator Nedza, take it...take...take  
32. it out of the record. Is there leave? Leave is granted.  
33. House Bill 284, Senator Vadalabene. Senator Vadalabene asks

1. leave of the Senate to return House Bill 284 to the Order of  
2. 2nd reading for the purpose of an amendment. Is there leave?  
3. Leave is granted. Are there amendments, Mr. Secretary, please?  
4. Senator Vadalabene, we're going to read the amendment here in  
5. just a second.

6. SECRETARY:

7. Amendment No. 2, by Senator Vadalabene.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Vadalabene.

10. SENATOR VADALABENE:

11. Yes, thank you, Mr. President. I want at this time to...  
12. Table Amendment No. 1 to House Bill 284, because it contained  
13. technical errors and needs to be Tabled.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The motion is to reconsider the vote by which Amendment  
16. No. 1 was adopted. On the motion to reconsider, all in favor  
17. say Aye. Opposed Nay. The Ayes have it. The vote is re-  
18. considered. Now Senator Vadalabene moves to Table Amendment  
19. No. 1. On the motion to Table, is there discussion? All in  
20. favor say Aye. Opposed Nay. The Ayes have it. Amendment No.  
21. 1 is...is Tabled. Further amendments, Mr. Secretary?

22. SECRETARY:

23. Amendment No. 2, by Senator Vadalabene.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Vadalabene.

26. SENATOR VADALABENE:

27. Yes, thank you, Mr. President. Amendment No. 2 now  
28. corrects the technical errors that were...was in Amendment  
29. No. 1 and I move for its adoption.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. The motion is to adopt Amendment No. 2. Is there dis-  
32. cussion of the motion? All in favor say Aye. Opposed Nay.  
33. The Ayes have it. Amendment No. 2 is adopted. Further amend-  
34. ments?

AB 366  
Revised

1. SECRETARY:
2. No further amendments.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. 3rd reading. 333, Senator Hall. Is Senator Hall on the
5. Floor? Senator Hall, what...what do we do? Alright. Do you
6. wish to recall it,...Senator Hall.
7. SENATOR HALL:
8. Thank you, Ladies and Gentlemen...I mean, Mr. President
9. and Ladies and Gentlemen of the Senate. I'm waiting till
10. Senator Donnewald returns. He wanted to be on the Floor.
11. And could we pass that and come back to it?
12. PRESIDING OFFICER: (SENATOR BRUCE)
13. Is there leave? Leave is granted. 366, Senator Rock.
14. Senator Rock asks leave of the Senate to return 366 to the
15. Order of 2nd reading for the purpose of an amendment. Is
16. there leave? Leave is granted. Are there amendments, Mr.
17. Secretary, please?
18. SECRETARY:
19. Amendment No. 3, offered by Senator Berman.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Berman.
22. SENATOR BERMAN:
23. This is the amendment that just, I think, changes one
24. word from psychological to...from psychiatric to psychological.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Adds the word, I think.
27. SENATOR BERMAN:
28. Adds the word. Move the adoption of Amendment No. 3.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. The motion is to adopt Amendment No. 3. Is there discussion
31. of the motion? All in favor say Aye. Opposed Nay. The Ayes
32. have it. Amendment No. 3 is adopted. Further amendments?
33. SECRETARY:

MS 377  
Received

1. No further amendments.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. 3rd reading. 377, Senator Newhouse. Senator Newhouse

4. asks leave of the Senate to return 377 to the Order of 2nd

5. reading for the purpose of an amendment. Is there leave?

6. Leave is granted. The bill is on 2nd reading. Are there

7. amendments, Mr. Secretary, please?

8. SECRETARY:

9. Amendment No. 3, by Senator Newhouse.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Newhouse is recognized.

12. SENATOR NEWHOUSE:

13. This is...this is purely a technical change, Mr. President.

14. When Senate Bill...411 was read in Higher Education, its

15. supporter stated this was vehicle bill. The Chairperson

16. suggested that the sponsor of 411...this change could be made

17. in the Community College Act. It's a cleanup proposal and

18. we incorporate the technical change in...in...411 in 377.

19. I move its adoption.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. The motion is to adopt Amendment No. 3. On the motion

22. to adopt, discussion? All in favor say Aye. Opposed Nay.

23. The Ayes have it. Amendment No. 3 is adopted. Further amend-

24. ments?

25. SECRETARY:

26. Amendment No. 4, by Senator Newhouse.

27. SENATOR NEWHOUSE:

28. Amendment No. 4 deletes an extraneous word. It's also

29. a...technical and I move its adoption.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. The motion is to adopt. Discussion? All in favor say Aye.

32. Opposed Nay. The Ayes have it. Amendment No. 4 is adopted.

33. Further amendments?

AB 455  
And reading  
Recall

1. SECRETARY:

2. Amendment No. 5, by Senator Newhouse.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Newhouse.

5. SENATOR NEWHOUSE:

6. There was some language in this bill which was erroneous  
7. and not deleted when the bill was...drafted. This is a  
8. technical change. I move its adoption.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The motion is to adopt. Discussion? All in favor say  
11. Aye. Opposed Nay. The Ayes have it. Amendment No. 5 is  
12. adopted. Further amendments?

13. SECRETARY:

14. Amendment No. 6, by Senator Bruce.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Newhouse asks leave to handle the amendment.  
17. It's the one on interest rates. Senator Newhouse.

18. SENATOR NEWHOUSE:

19. This amendment clarifies Chapter 74 in interest by  
20. clarifying that the reference to college in Section 82  
21. dealing with issuance of public corporation bonds it  
22. specifically means public community colleges,...not higher  
23. education institutions and I move its adoption.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The motion is to adopt. Discussion of the motion? All  
26. in favor say Aye. Opposed Nay. The Ayes have it. Amendment  
27. No. 6 is adopted. Further amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. 3rd reading. House Bill 411, Senator Bloom. Is Senator  
32. Bloom on the Floor? 411. Do you wish to recall it? Alright.  
33. 455, Senator Ozinga. I wonder if we could break up

1. the conference in front of Senator Ozinga's desk so that he  
2. might recall House Bill 455? Is there leave? Leave is granted.  
3. The bill is on the Order of 2nd reading. Are there amendments,  
4. Mr. Secretary, please?

5. SECRETARY:

6. Amendment No. 2, by Senator Berman.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator...Senator Berman.

9. SENATOR BERMAN:

10. Do you have a third amendment by...Ozinga?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Yeah. Which one should we adopt first?

13. SENATOR BERMAN:

14. I'll Table...or withdraw Amendment...2.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Berman withdraws his amendment. Are there further  
17. amendments, Mr. Secretary?

18. SECRETARY:

19. Amendment No. 2, by Senator Ozinga.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Ozinga. May we have some order please? If we  
22. can have just a little order, we'll get these amendments  
23. adopted in a more speedy fashion. Senator Ozinga on Amend-  
24. ment No. 2.

25. SENATOR OZINGA:

26. This...Mr. Chairman, this amendment is an amendment that  
27. was requested in the committee and that was the basis of  
28. Senator Berman's first amendment, which this second amendment  
29. now takes care of that situation making sure that the defendant  
30. in the foreclosure gets adequate notice of the proceedings and  
31. his right to redeem. I move its adoption.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The motion is to adopt Amendment No. 2. Discussion of

1. the motion. All in favor say Aye. Opposed Nay. The Ayes  
2. have it. Amendment No. 2 is adopted. Further amendments?

3. SECRETARY:

4. No further amendments.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. 3rd reading. 754, Senator Ozinga. Senator Ozinga asks  
7. leave of the Senate to return...is Senator Netsch on the Floor?

8. 754. ...asks leave to return the bill to the Order of 2nd

9. reading. Is there leave? Leave is granted. Amendments, Mr.

10. Secretary?

11. SECRETARY:

12. Amendment No. 1, by Senator Netsch.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Is Senator Netsch on the Floor? Senator Ozinga, do you  
15. know about the amendment that we're...Senator Ozinga.

16. SENATOR OZINGA:

17. The amendment was one that she had offered in a previous  
18. bill, that...it dealt with the same subject matter. I don't have  
19. any idea. This was to eliminate that commission, I believe.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Alright.

22. SENATOR OZINGA:

23. I'm...I'm willing to accept the amendment as far as it goes.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Well, I think, just glancing at it, it may be contro-  
26. versial. Is there leave to return to this...

27. SENATOR OZINGA:

28. Okay.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. ...when...I don't want to hurt your bill, Senator. You  
31. may want to take...okay. Is there leave to return to this  
32. when Senator Netsch gets on the Floor? Leave is granted.

33. 785, Senator Lemke. Do you wish to recall it, Senator?

1. Senator Lemke, on 785 a technical change.
2. SENATOR LEMKE:
3. No, that's that...
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Senator Lemke.
6. SENATOR LEMKE:
7. 785?
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Yes.
10. SENATOR LEMKE:
11. Is it...that's the...enrolling and engrossing...okay.
12. SECRETARY:
13. Striking twenty percent and...inserting five...
14. SENATOR LEMKE:
15. Well, that's...Senator Mahar's amendment.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. Okay, now wait a minute...
18. SENATOR LEMKE:
19. ...striking twenty percent to five percent. That was
20. agreed on in committee.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Alright. Senator Lemke asks leave of the Senate to return
23. 785 to the Order of 2nd reading. Is there leave? Leave is
24. granted. Are there amendments, Mr. Secretary?
25. SECRETARY:
26. Amendment No. 2, by Senator Lemke.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Senator Lemke to explain the amendment just briefly.
29. SENATOR LEMKE:
30. What this...does is...in the committee we cut the twenty
31. percent requirement down to a five percent requirement, which
32. was suggested by Senator Mahar and I think it's a good amend-
33. ment and...the committee did too and that's...the motion made
34. to adopt.



1. PRESIDING OFFICER: (SENATOR BRUCE)

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

5. SECRETARY:

6. No further amendments.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. 3rd reading. Senator Netsch. Senator Netsch, you have  
9. an amendment to Senator Ozinga's bill we'd like to get on  
10. if we can. 754...metropolitan area transit district...some-  
11. thing. Are you ready on that, Senator? Alright. We'll...  
12. we'll get back to it. 808, Senator Johns. Is Senator Johns  
13. on the Floor? 874, Senator Berman. Alright. Senator Berman  
14. asks leave of the Senate to return 874 to the Order of 2nd  
15. reading. Is there leave? Leave is granted. The bill is  
16. on the Order of 2nd reading. Senator Berman is recognized  
17. for a motion.

18. SENATOR BERMAN:

19. Yesterday,...Mr. President, when this bill was called  
20. on 2nd reading,...I had moved to Table Committee Amendment  
21. No. 1. That was in error. The committee amendment made...  
22. changes...changing the word of superintendent of...public  
23. instruction to the State Board of Education and that should  
24. have been adopted. It was a technical change. So, at this  
25. point, I would move to...having voted on the prevailing side,  
26. I would move to reconsider the vote by which Amendment No....  
27. Committee Amendment No. 1 was Tabled.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. The motion is to reconsider the vote by which Amendment  
30. No. 1 was adopted. Discussion of the motion to reconsider?  
31. All...

32. SENATOR BERMAN:

33. By which it was Tabled...to reconsider the vote by which

*B874  
Recalled*

7/10/85  
Recalled

1. Amendment No. 1 was Tabled.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The motion is to reconsider the vote by which Amendment  
4. No. 1 was Tabled. On the motion to reconsider, all in favor  
5. say Aye. Opposed Nay. The Ayes have it. The motion to Table  
6. is reconsidered and is before the Body. Senator Berman.

7. SENATOR BERMAN:

8. I now move to adopt Committee Amendment No. 1, which was  
9. a technical change only.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Berman,...was it your motion to Table?

12. SENATOR BERMAN:

13. Yes, yesterday it was.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Alright. Would you just withdraw your motion to Table,  
16. 'cause that's before the Body right now.

17. SENATOR BERMAN:

18. Okay. I withdraw the motion to Table.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Alright.

21. SENATOR BERMAN:

22. Now, I would move to adopt Committee Amendment No. 1.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The motion is to adopt Amendment No. 1. Is there discussion?  
25. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment  
26. No. 1 is adopted. Are there further amendments? Further  
27. amendments, Mr. Secretary?

28. SECRETARY:

29. No further amendments.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. 3rd reading. 1045, Senator Nega. Is Senator Nega on  
32. the Floor? Do you wish to...Senator Nega asks leave of the  
33. Senate to return that bill to the Order of 2nd reading for the

1. purpose of an amendment. Is there leave? Leave is granted.  
2. 1045, Senator Gitz, I believe. Is there an amendment, Mr.  
3. Secretary?

4. SECRETARY:

5. Amendment No. 2, by Senator Gitz.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Gitz is recognized.

8. SENATOR GITZ:

9. Thank you, Mr. President and members of the Senate. There  
10. is a technical error in Amendment No. 1 and this would put  
11. the bill in proper form. There are no changes in the substance  
12. from Amendment No. 1.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Alright. Senator...Senator Nega.

15. SENATOR NEGA:

16. That should be Tabled and...delete the wrong...it deleted  
17. the wrong lines. This is the correct amendment.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Alright. The motion is to reconsider the vote by which  
20. Amendment No. 1 was adopted. On the motion to reconsider,  
21. all in favor say Aye. Opposed Nay. The Ayes have it. Amend-  
22. ment No. 1 is reconsidered. Senator Nega now moves to Table  
23. Amendment No. 1. On the motion to Table, all in favor say  
24. Aye. The Ayes have it. No,...those opposed Nay. The Ayes  
25. have it. Amendment No. 1 is Tabled. Senator Gitz now moves  
26. the adoption of Amendment No. 2. On the motion to adopt, all  
27. in favor say Aye. Opposed Nay. The Ayes have it. Amendment  
28. ...Senator Berning on the motion to adopt Amendment No. 2.

29. SENATOR BERNING:

30. A...a question of the sponsor then. I did not hear your  
31. explanation of Amendment No. 2. I thought you said something  
32. about technical, but does it also then reimpose the conditions  
33. of Amendment No. 1?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Gitz.

3. SENATOR GITZ:

4. I'm sorry, Senator Berning, yes. What happened is, is  
5. that Amendment No. 1 was drafted to the bill as it came over  
6. to...the Senate...to the House version and so actually the  
7. last line of the original bill is...technically on this amend-  
8. ment which puts it in a flawed condition. So, we simply  
9. took off Amendment No. 1 and are now putting the same amend-  
10. ment on in...technically proper form. And there is no change  
11. in the substance. It is the same amendment.

12. PRESIDING OFFICER: (SENATOR BRUCE)

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

16. SECRETARY:

17. No further amendments.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. 3rd reading. House Bill 1127, Senator...Senator D'Arco.  
20. Do you wish to recall that, Senator? 1127. Senator Schaffer  
21. has an amendment he wishes...alright. Senator D'Arco asks  
22. leave of the Senate to return 1127 to the Order of 2nd reading  
23. for the purpose of an amendment. Is there leave? Leave is  
24. granted. The bill is on the Order of 2nd reading. Are there  
25. amendments, Mr. Secretary, please?

26. SECRETARY:

27. Amendment No. 1, by Senator Schaffer.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Schaffer.

30. SENATOR SCHAFFER:

31. Mr. President and members of the Senate, this amendment  
32. to this bill...creates the...Suburban Problems Task Force,  
33. a task force comprised of fourteen members to address itself

1. to suburban problems.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The motion is to adopt. All in favor say Aye. Opposed  
4. Nay. The Ayes have it. Amendment No. 1 is adopted. Further  
5. amendments?

6. SECRETARY:

7. No further amendments.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. 3rd reading. 1354, Senator Demuzio. Senator Demuzio  
10. asks leave of the Senate to return 1354 to the Order of 2nd  
11. reading. Is there leave? Leave is granted. The bill is on  
12. 2nd reading. Are there amendments, Mr. Secretary, please?

13. SECRETARY:

14. Amendment No. 1, by Senator...Demuzio.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Demuzio.

17. SENATOR DEMUZIO:

18. Thank you, Mr. President and Ladies and Gentlemen of the  
19. Senate. The...House Bill 1354...Amendment No. 1 is simply  
20. clarifying language. It clarifies the relationship between  
21. the Pollution Control Board and the...and the agency of the  
22. EPA. The amendment has been cleared on both sides of the  
23. aisle with...Senator Maitland and it's...it's a technical  
24. amendment and I move for the adoption of Amendment No. 1.

25. PRESIDING OFFICER: (SENATOR BRUCE)

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

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. 3rd reading. Is Senator Carroll on the Floor? Senator  
33. Vadalabene on 1439. Senator Vadalabene asks leave of the

HB 1678  
Recalled

1. Senate to return House Bill 1439 to the Order of 2nd reading  
2. for the purpose of Tabling an amendment. Is there leave?  
3. Leave is granted. Senator Vadalabene is recognized.

4. SENATOR VADALABENE:

5. Yes, in regard to Tabling Amendment No. 1 to Senate Bill  
6. 1439,...David A. Thompson, the Assistant Legal Advisor to the  
7. Illinois State Board of Education,...states that the...the  
8. amendment that was adopted in committee...was not needed and,  
9. therefore, I would like to Table that amendment.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. The motion is to reconsider the vote by which Amendment  
12. No. 1 was adopted. On the motion to reconsider, discussion?  
13. All in favor say Aye. Opposed Nay. The Ayes have it. The  
14. bill is reconsidered. Senator Vadalabene now moves to Table  
15. Amendment No. 1. On the motion to Table, all in favor say  
16. Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is  
17. Tabled. Further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. 3rd reading. 1474, Senator McLendon. Is Senator  
22. McLendon on the Floor? Alright. 1678, Senator Demuzio.  
23. Senator Demuzio asks leave of the Senate to return House Bill  
24. 1678 to the Order of 2nd reading for the purpose of an amend-  
25. ment. Is there leave? Leave is granted. Are there amendments,  
26. Mr. Secretary, please?

27. SECRETARY:

28. Amendment No. 1, by Senator Bruce.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Demuzio will handle the amendment. This is the  
31. one that deals with...

32. SENATOR DEMUZIO:

33. Oh, yes...

HB 93  
Recalled

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. ...one year election procedures. Senator Demuzio.

3. SENATOR DEMUZIO:

4. ...yes, I move for the adoption of Amendment No. 1. On  
5. the election...the procedures, I...I...understand that it  
6. established the term of office, but it didn't establish the  
7. procedure. It was discussed in committee and I move for the  
8. adoption.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The motion is to adopt Amendment No. 1. All in favor  
11. say Aye. Opposed Nay. The Ayes have it. Amendment No. 1  
12. is adopted. Further amendments?

13. SECRETARY:

14. No further amendments.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. 3rd reading. Alright. Senator Geo-Karis, we have re-  
17. ceived your amendments, I'm told, on 93. Senator Bloom has  
18. an amendment too. Senator Bloom, your amendment on 93 is also  
19. ready. Is there leave to return to 93? Leave is granted.  
20. Senator Geo-Karis just brought to my attention, as she pulled  
21. up her microphone she pulled it off the stand. And we  
22. will remind you again that the little black handle below the  
23. speaker is...is useful for raising the microphone. There is  
24. a plastic fitting...and every time you pull up on the micro-  
25. phone, you break the microphones. If you will use the black  
26. grip, we won't have the electrician, at his outrageous fee,  
27. ...repairing our microphones. Senator Geo-Karis asks leave  
28. of the Senate to return House Bill 93 to the Order of 2nd  
29. reading. Is there leave? Leave is granted. Amendments, Mr.  
30. Secretary, please.

31. SENATOR GEO-KARIS:

32. Mr. President...

33. SECRETARY:

1. Amendment No. 3, by Senator Geo-Karis.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Geo-Karis.

4. SENATOR GEO-KARIS:

5. I had...a small amendment in there, No. 3, before this  
6. new amendment and I'd like to withdraw that one, if I may.  
7. So, this new amendment should be about ten pages. And that's  
8. the one that...I'll withdraw my 3 and Senator Bloom has an  
9. amendment.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Alright. The amendments are by Senator Bloom. Senator  
12. Bloom.

13. SENATOR BLOOM:

14. Thank you, Mr. Senator...Mr. President and fellow Senators.  
15. Amendment No. 3 is, in essence, Senate Bill 499. Senator Geo-  
16. Karis has...graciously consented to this because...Senate Bill  
17. 499 has been...drastically curtailed in the House. I'd move  
18. its adoption and ask...any questions.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. The motion is to adopt Amendment No. 3. Is there dis-  
21. cussion of the motion to adopt? All in favor say Aye. Opposed  
22. Nay. The Ayes have it. Amendment No. 3 is adopted. Further  
23. amendments?

24. (The following typed previously)

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HE 93  
motion by KJ.com  
6/18/81

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SECRETARY:

No further amendments.

SENATOR BLOOM:

Yes, and I'd ask...that it show Geo-Karis - Bloom.

PRESIDING OFFICER: (SENATOR BRUCE)

Bloom-Geo-Karis.

SENATOR BLOOM:

Okay. Thank you. Dash Totten.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave? Leave is granted. Are there further amendments? 3rd reading.

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson, have you resolved...Senator Nedza. Senator Nedza are you ready on 209 now? All right. Senator Nedza asks leave of the Senate to return 209 to the Order of 2nd reading for the purpose of amendment. Is there leave? Leave is granted. The bill is on the Order of 2nd reading. Are there amendments, Mr. Secretary, please?

SECRETARY:

Amendment No. 8 by Senators Lemke and Taylor.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke on Amendment No. 8.

SENATOR LEMKE:

What this bill...this is a...the one we talked about, Senator Rhoads and Senator Grotberg's bill, 1475. What this does, is revise the filing of verification...procedures for State-wide advisory questions and Constitution initiative petitions. Compiles all present laws, and...and so forth on that matter. I think it's a good bill. I think it helps the Election Board to get around some of the messes that were caused with the last initiative. And I ask for its adoption.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2.           The motion is to adopt Amendment No. 8. Discussion of  
3. the motion? All in favor say Aye. Opposed Nay. The Ayes  
4. have it. Amendment No. 8 is adopted. Are there further  
5. committee amendments...further amendments?

6. SECRETARY:

7.           Amendment No. 9, by Senator Bloom.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9.           Senator Bloom is recognized on Amendment No. 9.

10. SENATOR BLOOM:

11.           Thank you, very much,...Mr. President. This...comes...  
12. from...some people locally and also from the county clerk.  
13. Essentially, it changes the term election jurisdiction to  
14. county, thereby, permitting signatures on a single petition  
15. sheet to be from the county rather than the "election juris-  
16. diction." We have an unusual situation in Peoria County in  
17. that we have a city election commission and then the county  
18. clerk. It is confusing. I'm sure that there are other...  
19. areas in the State with...the cities have the election com-  
20. mission. It also deletes requirement of...filing...the original  
21. petition with a second xerox copy of all the sheets with the  
22. appropriate election authority. That...that does no...

23. PRESIDING OFFICER: (SENATOR BRUCE)

24.           May we have some order please?

25. SENATOR BLOOM:

26.           That...that really...that really serves no purpose other  
27. than busy work, because...the State Board of Elections has a  
28. very good sampling operation and they can then pull their  
29. samples and send it to the appropriate...election authority.  
30. And it reduces the signatures required...from ten percent to  
31. eight percent,...the total vote cast for Governor in the last  
32. election. It makes the signature requirements for advisory  
33. questions...identical...with a binding referendum. It seems

1. to me that it's foolish to have a higher signature requirement  
2. for advisory than for...binding. And finally,...the effective  
3. date...requires a petition signer to print his name and the  
4. date they signed below the signature on the petition, but the  
5. effective date is...for December 1st, 1982 so it wouldn't  
6. affect anything going on now. I'd answer any questions or  
7. otherwise move its adoption.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Is there discussion? Senator Rock.

10. SENATOR ROCK:

11. What...what is the origin, may I ask,...if the sponsor  
12. will yield, Mr. President...the origin of this amendment?  
13. Is this from the Coalition for Political Honesty?

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Bloom.

16. SENATOR BLOOM:

17. This is from...Jane Braten in Peoria.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Rock.

20. SENATOR ROCK:

21. Is she a member of the Coalition for Political Honesty?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Bloom.

24. SENATOR BLOOM:

25. Yep.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Rock.

28. SENATOR ROCK:

29. Your honesty is refreshing. I rise in opposition to Amend-  
30. ment No. 9. I think if anyone would take the trouble to read  
31. this, you will see that what this group is attempting to do is  
32. make their life easier and ours more miserable and I think  
33. this amendment ought to be murdered.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Nedza.

3. SENATOR NEDZA:

4. Yes, thank you, Mr. President and Ladies and Gentlemen of  
5. the Senate. I also rise in opposition because this does a little  
6. more than...what Senator Bloom has...mentioned that it does.  
7. It does not only affect the smaller counties in the State,  
8. but it also affects the...County of Cook,...DuPage and what  
9. have you. It...creates a serious problem on the signature  
10. verification procedure, it also costs the taxpayers of the  
11. State of Illinois ninety thousand dollars because of the  
12. fact that the cost of verification of the signatures which  
13. are...the petitions if they're signed, according to any  
14. county boundary, the county clerk would not have access  
15. to registration records of those voters residing in the city of  
16. the board of elections within such county. We're talking  
17. about the...of tightening up the election procedures, this  
18. is doing just the opposite at a cost to the taxpayers and  
19. I...I move that the amendment be defeated.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Further discussion? Further discussion? Senator Bloom  
22. may close.

23. SENATOR BLOOM:

24. Well, in response to the...prior two...prior two speakers,  
25. I...I can only say this,...the State Board of Elections has  
26. adopted a very extensive...rule making and authentication pro-  
27. cedure. And...it seems...it seems, as the present law is  
28. written, that it does create a problem...with...the...the  
29. county clerks. And the statement that it would cost the...  
30. taxpayers of the State ninety thousand dollars...think about  
31. it in the...in the context of the cost benefits analysis. I  
32. would suggest that...a...initiative...initiatives of looking  
33. beyond the labels of the present players are a healthy thing

1. in our system of government. And notwithstanding our own  
2. personal views, which, by the way, I share with many members,  
3. about certain of the players, I think that we...ought to  
4. be encouraging citizens to participate in the process rather  
5. than discouraging them. For that reason, I'd move adoption  
6. of the amendment.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. The motion is to adopt Amendment No. 9 to House Bill  
9. 209. There's been a request for a roll call. Those in favor  
10. will vote Aye. Those opposed will vote Nay. The voting is  
11. open. Have all voted who wish? Have all voted who wish?  
12. Take the record. On that question, the Ayes are 20, the Nays  
13. are 26, none Voting Present. Amendment No. 9 to 209 is lost.  
14. Further amendments?

15. SECRETARY:

16. Amendment No. 10, by Senator Davidson.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Davidson.

19. SENATOR DAVIDSON:

20. Yes, Mr. President and members of the Senate, we explained  
21. the amendment awhile ago. I'll be glad to briefly say what  
22. we're doing here is correcting the oversight that was done when  
23. we amended so that the aggregate valuation for selling of bonds  
24. to different taxing districts with the personal property tax  
25. being removed. Airport authorities were overlooked in all the  
26. other...that we put together. And all this does is correct  
27. that...mistake. I urge the adoption of the amendment.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Discussion of the motion? Senator Totten.

30. SENATOR TOTTEN:

31. Thank you, Mr. President and Ladies and Gentlemen of the  
32. Senate. This amendment is as bad as it was ten minutes ago.  
33. It is a tax increase without a referendum. There...there is

1. now a lid on this indebtedness. If we pass this bill...pass  
2. this amendment,...there will be...a lid that is provided without  
3. a vote of the people, it is a tax increase without a referendum,  
4. and I would recommend a No vote.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Further discussion? Further discussion? The question  
7. on the motion to adopt Amendment No. 10, those in favor say  
8. Aye. Opposed Nay. A roll call has been requested. Those in  
9. favor will vote Aye. Those opposed will vote Nay. The voting  
10. is open. Have all voted who wish? Have all voted who wish?  
11. Take the record. On that question, the Ayes are 30, the Nays  
12. are 21, none Voting Present. The motion to adopt Amendment No.  
13. 10 prevails. Further amendments?

14. SECRETARY:

15. Amendment No. 11, by Senator Netsch.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Netsch on Amendment No. 11.

18. SENATOR NETSCH:

19. Thank you, Mr. President. This amendment, as I under-  
20. stand it, incorporates two provisions of House Bill 1668,  
21. which had passed the House and...did not survive the committee  
22. process over here. The two provisions are: one,...with re-  
23. spect to absentee voting from nursing homes, it provides that  
24. there shall be an even number of...election judges...no fewer  
25. than two who conduct the procedure in the nursing home. This  
26. is kind of a cleaning up of the procedure that had been previously  
27. adopted and secondly, a provision that was requested by one  
28. of the downstate House members that relates to special emergency  
29. referenda...involves the clustering process and, in effect,  
30. allows a smaller...a fewer number of judges to man the polls when  
31. there are clustered precincts. Obviously, it saves a good  
32. deal of money in the case of downstate emergency referenda.  
33. I would move the adoption of Amendment No. 11 to House Bill 209.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. The motion is to adopt Amendment No. 11. Discussion?
3. Senator Rhoads.
4. SENATOR RHOADS:
5. A question of the sponsor.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Indicates she will yield. Senator Rhoads.
8. SENATOR RHOADS:
9. Senator Netsch, I have no objection to the nursing home
10. portion of the bill you're talking about. Now, the second
11. part of your explanation, I don't remember that in committee
12. dealing with clustering of precincts. Are you speaking only
13. as it relates to nursing homes or...or is this a...a new...
14. new subject matter that we haven't considered before?
15. PRESIDING OFFICER: (SENATOR BRUCE)
16. Senator Netsch.
17. SENATOR NETSCH:
18. Yeah, I'm advised that it was originally Senator Sommer's
19. amendment and it...it does take care of a downstate problem.
20. Okay?
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Further discussion? Senator Marovitz.
23. SENATOR MAROVITZ:
24. Thank you, Mr. President and Ladies and Gentlemen of the
25. Senate. A question of the sponsor.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Indicates she will yield. Senator Marovitz.
28. SENATOR MAROVITZ:
29. How does the nursing home portion of this amendment change
30. what is now present law?
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator Netsch.
33. SENATOR NETSCH:

1. I don't seem to have a copy of the amendment, but I  
2. can tell you from the original bill, which presumably it  
3. tracks. Number one, it...adds...now I think I've got the  
4. actual...

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Marovitz.

7. SENATOR MAROVITZ:

8. Perhaps you could state what the present law on this  
9. subject is and then state what changes your amendment would  
10. make.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Netsch.

13. SENATOR NETSCH:

14. Alright. In the section that was included,...it...it  
15. specifies that...voting by physically and incapacitated  
16. electors and adds, who are residents of facilities...licensed  
17. under the Nursing Home Care Act...can and then it goes ahead  
18. with the...the provisions. It permits the voting in the  
19. nursing homes...and adds this,...the previous provision was,  
20. this absentee voting on...on one of the days designated by  
21. the election authority shall be supervised...by two election  
22. judges and it strikes that and substitutes, an even number  
23. of election judges of whom the same number shall be of each  
24. established political party. In effect, it requires that  
25. there be both parties represented...in the panel. The exact  
26. number of judges shall be determined at the discretion of the  
27. election authority, but in no case shall be fewer than two.  
28. And I think one of the reasons, as I recall for that, is that  
29. ...where you may be dealing with a large number, you may  
30. need more than two,..but it should be specified to be an  
31. even number and both parties equally represented. And  
32. this language expands on that. It also...let me...one other  
33. thing I'd forgotten. It also provides that...it is a violation



1. of this Act to begin balloting before the posted time, which  
2. is a...kind of a cleanup provision.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Marovitz.

5. SENATOR MAROVITZ:

6. Well,...let's take one at a time. It's a violation to  
7. begin balloting before the posted time. What is the posted  
8. time? I know that in nursing homes sometimes they come in  
9. the day before and...take care of the balloting. The posted  
10. time, what does that mean and what...when would that be?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Netsch.

13. SENATOR NETSCH:

14. It...I'm looking for the exact words, but it is the...  
15. the, in effect, the weekend...the Saturday, Sunday and Mon-  
16. day before the election and the...yeah...here is...here is  
17. the exact language,...a mutually convenient time period on the  
18. Saturday, Sunday or Monday immediately preceding the election  
19. and that time shall be posted in a prominent place...a notice  
20. of the agreed day and time period for conducting the...  
21. actual voting. So, it...what it specified is that it has to  
22. be on the Saturday, Sunday or Monday immediately preceding  
23. the election.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Marovitz...Senator Marovitz.

26. SENATOR MAROVITZ:

27. Now, getting to the...the portion of the bill where you  
28. actually increase the number of judges...that have to be  
29. there. Presently,...at least in some cases you increase  
30. them, am I...am I correct?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Netsch.

33. SENATOR NETSCH:

1. You authorize it, but you still permit the exact number  
2. of judges to be determined at the discretion of the election  
3. authority.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Marovitz.

6. SENATOR MAROVITZ:

7. Are we saying that...that under present law...judges  
8. from both parties, under the present law, do not have to  
9. be present at the time of balloting? Is that the present...

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Netsch. Oh, Senator Marovitz, did you  
12. finish?

13. SENATOR NETSCH:

14. As I read the...the Statutory language before this  
15. amendment, I think the answer to that is yes. I don't think  
16. that was what was intended, but I don't see that it specifically  
17. said that...there had to be an even number from...both  
18. parties in the preexisting language.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Marovitz. Further discussion? Senator Rhoads.

21. SENATOR RHOADS:

22. Yes, I rise in support of the amendment. There had  
23. been some violations...unwittingly by the election authorities.  
24. Senator Netsch's amendment would put into law the exact pro-  
25. visions of how you expand the number of judges, the fact that  
26. one has to be from each political party. The posting time  
27. would be anywhere from 9:00 a.m. to 7:00 p.m. or such time  
28. as the election authority may...designate, Senator Marovitz.  
29. So, I think it's...it's a good amendment and...I would...urge  
30. its adoption.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Further discussion? Senator Schaffer.

33. SENATOR SCHAFFER:

1. I'm...if the sponsor would yield, I may not even be on  
2. the right amendment, I was interested in the amendment that,  
3. I thought, was pending on clustering precincts and judges.  
4. Where...where did that come from or appear from or...is that  
5. on the bill already? Pardon me, I'm an amendment late.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator,...no, it's in this amendment, Senator Schaffer.  
8. Senator Schaffer.

9. SENATOR SCHAFFER:

10. Now, I always recognize Senator Netsch as an outstanding  
11. spokesman for that great and important urban setting, but  
12. would somebody downstate talk to me a little bit about that  
13. amendment?

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Well, Senator Netsch is the sponsor of the amendment.  
16. Senator Netsch, can you help Senator Schaffer?

17. SENATOR NETSCH:

18. Yes. If...if I might, might I defer to Senator Sommer.  
19. It was added to the bill at the request, I believe, of  
20. Senator Sommer and others from his district. May I defer  
21. to Senator Sommer?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Sommer...Senator Sommer for clarification.

24. SENATOR SOMMER:

25. Mr. President and members, under current...election law,  
26. it's possible when...when a school district petitions the  
27. court for a special emergency referendum to cluster precincts.  
28. That's possible now. There was a gap in the law and it says  
29. nothing about clustering judges. So you would have a situation  
30. where you put the precincts together and you have great numbers  
31. of judges sitting around. This simply allows them to reduce  
32. the number of judges to a reasonable number.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1.            Alright. Further discussion? Further discussion?  
2.            Senator Netsch may close. Alright. The motion is to adopt  
3.            Amendment No. 11. Discussion of the...further discussion?  
4.            All in favor say Aye. Opposed Nay. The Ayes have it. Amend-  
5.            ment No. 11 is adopted. Are there further amendments?

6.            SECRETARY:

7.            No further amendments.

8.            PRESIDING OFFICER: (SENATOR BRUCE)

9.            Do you wish a roll call, Senator Savickas? Alright.  
10.           The motion is to adopt Amendment No. 11. Those in favor will  
11.           vote Aye. Those opposed will vote Nay. The voting is open.  
12.           Have all voted who wish? Have all voted who wish? Take  
13.           the record. On that question, the Ayes are 37, the Nays are  
14.           11, none Voting Present. Amendment No. 11 to House Bill 209  
15.           is adopted. Further amendments?

16.           SECRETARY:

17.           No further amendments.

18.           PRESIDING OFFICER: (SENATOR BRUCE)

19.           3rd reading. Senator Hall. Is Senator Hall on the Floor?  
20.           Senator Bloom 411. Senator...Netsch, are you ready on 754?  
21.           Alright. Senator Ozinga asks leave of the Senate to return  
22.           House Bill 754 to the Order of 2nd reading for the purpose of  
23.           an amendment. Is there leave? Leave is granted. The bill is  
24.           on...the Order of 2nd reading. Are there amendments, Mr.  
25.           Secretary, please?

26.           SECRETARY:

27.           Amendment No. 1, by Senator Netsch.

28.           PRESIDING OFFICER: (SENATOR BRUCE)

29.           Senator Netsch is recognized.

30.           SENATOR NETSCH:

31.           Thank you, Mr. President. The amendment...the basic  
32.           bill is in part an amendment to the underlying legislation  
33.           ...which...pursuant to which the Chicago Urban Transportation

1. District was created. The amendment would effectively repeal  
2. that entire Act. There is only one transit district that was  
3. created pursuant to it. It is the Chicago Urban Transit Dis-  
4. trict. It is...it has no function to perform now. It is  
5. sitting on fifteen million dollars. It is a useless agency  
6. and it ought to be repealed. I would move the adoption of  
7. Amendment No. 1 to...House Bill 754.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Is there discussion? Senator Rock.

10. SENATOR ROCK:

11. Thank you, Mr. President. Will the sponsor yield for  
12. a question?

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. If we might have some order, if the Senators would take  
15. their conferences off the Floor, we can consider these in a  
16. more appropriate fashion. Senator Rock is recognized on...

17. SENATOR ROCK:

18. There was, it seems to me, a Senate Bill that purported  
19. to do this to...to repeal the urban transportation district,  
20. and give the money to the Chicago Transit Authority. What,  
21. might I ask, happened to that Senate Bill?

22.

23. END OF REEL

24.

25.

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33.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Netsch.

3. SENATOR NETSCH:

4. It got a fast gavel, and...and got only twenty-nine votes  
5. before the gavel fell. It was put on the Order of Postponed  
6. Consideration, and for some reason, we never got back to that  
7. order of business.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Rock.

10. SENATOR ROCK:

11. Well, I rise in opposition to Amendment No. 1. I think this  
12. Body has already considered this bill, and frankly, I'm a little  
13. surprised that Senator Netsch, our procedural purest, would  
14. indulge in such things as trying to amend dead bills onto other  
15. bills. I think it's a bad practice, and I urge opposition to  
16. Amendment No. 1.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? Senator Coffey.

19. SENATOR COFFEY:

20. Yes, Mr. President, and members of the Senate. I rise  
21. in favor of this amendment. This amendment is one that we did  
22. discuss before. I think that, at least, this side of the aisle,  
23. the Republican side of the aisle, should support the amendment to  
24. transfer the Regional Transportation Authority and its assets  
25. both..to the RTA, and I'd ask the Republicans to vote Yes on  
26. this amendment.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Jeremiah Joyce.

29. SENATOR JEREMIAH JOYCE:

30. Well, I'm a little confused about this whole thing, and  
31. maybe Senator Netsch could answer some questions for me. What  
32. is the purpose..what is the present purpose of keeping these  
33. funds in place?

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Netsch.

3. SENATOR NETSCH:

4. You're referring to the funds that are in the custody of  
5. the Chicago Urban Transportation District, I gather. Well,  
6. there is no real purpose at the moment. The purposes for which  
7. the district was created have evaporated and are clearly dead.  
8. It was to build the Franklin Street Subway, and the so-called  
9. Monroe Street Distributor Subway, neither of which is active  
10. to put it mildly. There...the CUTD is sitting on approximately  
11. fifteen million dollars of funds that were raised by property  
12. taxes in part on my constituents that were intended to be used  
13. for mass transit capital improvements. And my only purpose is  
14. getting rid of an agency that has no function now to perform,  
15. which is sitting on money that ought to be put to good use, and  
16. it just doesn't make any sense to continue it any longer.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Jeremiah Joyce.

19. SENATOR JEREMIAH JOYCE:

20. Well, my understanding is that this money is in a pool,  
21. that is the subject of litigation, that is going to be divvied  
22. up in large part to a few attorneys who are...who have...pursuing  
23. this litigation, and I rise in support of this amendment. I  
24. don't think that this is the proper function of the Legislature  
25. to create special trust funds for special attorneys so that they  
26. can rip off a select few people.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Walsh.

29. SENATOR WALSH:

30. Mr. President, and members of the Senate. When the Senate  
31. Bill was originally considered I spoke in favor thereof, and I  
32. would like to just briefly indicate my support of...of this amendment.  
33. The...the money was raised for mass transportation, in the...in the

1. Urban Transportation District, I think it should be expended for  
2. that purpose. Right now, it's lying dormant in the...in the district,  
3. the district no longer serves any purpose. I think the money  
4. should be freed up, expended for mass transportation. I urge  
5. the support of this amendment by all members of the Senate.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Further discussion? Senator Chew.

8. SENATOR CHEW:

9. Mr. President, and members of the Senate. As Senator Rock  
10. said, this bill had a hearing, was on the Floor, it was not a  
11. swift gavel, the amendment that Senator Coffey had agreed upon  
12. was not the amendment attached. Consequently when the bill was  
13. called for passage, Senator Coffey did not support it. The  
14. bill went on Postponed Consideration, if it were to be called  
15. again, it would have been defeated. It's a simple thing, if the  
16. sponsor were to put an amendment anywhere returning the funds back  
17. to those that paid it, inasmuch as the original purpose of the funds,  
18. was never carried out, and that was the Franklin Street Subway.  
19. The taxpayers were taxed for that purpose, and that purpose only.  
20. The Chicago Transit Authority does not want the money, the Regional  
21. Transit Authority does not want the money, reasons on both agencies,  
22. the fact that they're going to invite lawsuits. The president  
23. of the organization has said that the money should be returned  
24. to the taxpayers. They have reduced the staff to one, it is no  
25. cost in keeping a staff available, if the Legislature wants to do  
26. what is absolutely honest and right, they would make an attempt  
27. ...or we would make an attempt to return the funds back to those  
28. that were taxed, and not give it to a transit agency that do not  
29. want it because the cost of defending would overrun the actual  
30. value of what the Senator is attempting to do. Now if a bill  
31. has been killed, it should stay that way, and to come in through  
32. the backdoor and attempt to attach an amendment, is not only unfair,  
33. but in our last days down here, I don't think we ought to take the



1. time to entertain that kind of thing, and I would urge a No vote  
2. on acceptance of this amendment.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator D'Arco. All right. Further  
5. discussion? Senator Netsch may close.

6. SENATOR NETSCH:

7. Thank you, Mr. President. After nine years in the Illinois  
8. Senate, I finally learned something about how you get your bills  
9. passed. This is something that ought to be done, it was a fluke  
10. that it did not pass before, it's time has come.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. The motion is on the adoption of Amendment No. 1 to House  
13. Bill 754. Those in favor will vote Aye. Those opposed will  
14. vote Nay. The voting is open. Have all voted who wish? Have  
15. all voted who wish? Take the record. On that question, the  
16. Ayes are 40, the Nays are 15, none Voting Present. Amendment  
17. No. 1 to House Bill 754, is adopted. Further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. 3rd reading. 808, Senator Johns. Senator Johns, I can't see  
22. you. Senator Johns asks leave of the Senate to return House Bill  
23. 808 to the Order of 2nd reading for the purpose of an amendment.  
24. Is there leave? Leave is granted. The bill is on 2nd reading,  
25. Are there amendments...may we have some order, please.

26. SECRETARY:

27. Amendment No. 1 by Senator Johns.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Johns.

30. SENATOR JOHNS:

31. Thank you, Mr. President, and members of the Senate. This  
32. particular bill would eliminate a lot of unnecessary action in the  
33. Secretary of State's Office, in the renewal of driver's license

1. applications. The Secretary of State, with this amendment, heartily  
2. approves what I'm trying to do, and if there's any questions about  
3. the amendment, let me tell you what it does. It strikes on  
4. line 13, and puts therein who is...who sixty-nine years of age  
5. or older, and it eliminates a lot of the questioning that is un-  
6. necessary in written exams by those people who have good driving  
7. records. If there's any questions, I'll try to answer them for  
8. you, but I will tell you, the Secretary of State heartily approves  
9. of this particular piece of legislation.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Discussion? The motion is to adopt. All in favor say Aye.  
12. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted.

13. Further amendments?

14. SECRETARY:

15. No further amendments.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. 3rd reading. Senator Carroll, on 1365. Senator Berman has  
18. an amendment. Senator Berman on the Floor? All right. Senator  
19. Hall, are you ready with 333? Senator Hall, are we ready? All  
20. right, Senator Berman, we'll get right back to you. Senator  
21. Hall asks leave of the Senate to return House Bill 333 to the  
22. Order of 2nd reading for the purpose of an amendment. Is there  
23. leave? Leave is granted. Are there amendments, Mr. Secretary,  
24. please?

25. SECRETARY:

26. Amendment No. 1 by Senator Hall.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Hall is recognized.

29. SENATOR HALL:

30. Thank you, Mr. President, and Ladies and Gentlemen of the  
31. Senate. Amendment No. 1 to House Bill 333 merely puts a sunset  
32. provision on it, and it...that, as you know, the bill has passed out  
33. and this was asked...suggested by the chairman of the committee,

1. and by some of the church organizations, so we put a sunset pro-  
2. vision of five years on the bill. And I'd ask adoption of the  
3. amendment.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The motion is to adopt. Is there discussion? Senator  
6. Donnewald.

7. SENATOR DONNEWALD:

8. Yes, Mr. President, and members of the Body. Of course, I'm  
9. opposed to this concept whether it be amended or not, and I state  
10. my reasons, I don't care if it's a...Anheuser-Busch, Heilman's,  
11. or Pabst, or Millers, or whatever brewery. It's a concept of  
12. using taxpayer's funds for private...private industry and...and  
13. Ladies and Gentlemen of this Body, when we do that, we're...entering  
14. into a very, very, very serious area that you may have to confront  
15. and I may have to confront in many years to come. I...I want  
16. this bill, if it's going to be voted on, on 3rd reading, to be  
17. voted on in its pure pristine form. Now, there's a reason, and  
18. there are real reasons. I think this amendment, and I'm quite  
19. sure that I'm right, not just because certain churches were opposed  
20. to it, that they put the sunset provision, there's also a provision  
21. of money, taxpayer's money. In its original form, this bill would  
22. be in perpetuity, five hundred thousand dollars a year for the  
23. rest of time unless the bill is killed...amended in years later.  
24. The bill now, if amended, would be four years, four additional  
25. years, and then, of course, I don't know if they would come back  
26. and ask for more. But I would like to have the amendment defeated,  
27. the concept is bad completely. I want the bill voted on...in its  
28. original pristine form. And I would appreciate a No on this  
29. amendment.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Further discussion of the motion? Senator Bloom.

32. SENATOR BLOOM:

33. Well, I...welcome back, Jim. I rise in support of the amendment,

1. obviously, I think that there is precedent for what we are about.  
2. The Senate Bill passed out of here, I won't raise the issue of  
3. Chrysler and so on, and so forth, I would just say that this  
4. would remove the objection of those groups who have written you  
5. about this. And I would remind the Body that in addition to the  
6. Statutory overhead the General Assembly imposes upon all other  
7. private sector groups, the two remaining breweries in the State  
8. of Illinois have in addition to the Statutory overhead, the gallonage  
9. tax. At the end of five years, either this has...has helped them  
10. strengthen their economic position or they'll be gone, just as  
11. Peter Hamm Brewery went. So, I'd urge support.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion? Senator Donnewald.

14. SENATOR DONNEWALD:

15. Well, of course, I thought that the debate should be restricted  
16. to the amendment alone, but I feel compelled to respond to the remarks  
17. made which address the very heart of the bill. And then, I think  
18. he opened the door so I'm going to have to enter in that discussion.  
19. The Heilman Brewery on...on the 1980 return in shareholders  
20. equity paid the highest of any brewery in the United States, 30.6  
21. percent, 30.6 percent, and Ladies and Gentlemen, let me tell you,  
22. they're not going to close that institution in Belleville, Illinois,  
23. for any...they've got capital invested, they are going...they  
24. are one of the three highest brewery...producing breweries in  
25. the United States. They're not going to let that go down, that's  
26. ...that's capital loss, and the per capita production is probably  
27. three to four barrels per man, which is pretty good, and they're  
28. not doing bad now, they're doing very well all over where they  
29. operate, and like any other corporation, I think that they can  
30. go ahead and pursue any...any area...in an area where they need  
31. to expand, they don't need taxpayer's money, they've got plenty.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The motion is to adopt Amendment No. 1. Is there...Senator  
Hall may close.

1. SENATOR HALL:

2. Thank you, Mr. President, and Ladies and Gentlemen of the  
3. Senate. What we're simply asking here..we're talking about a  
4. thousand and some plus jobs, and you know we need that. Now,  
5. if you add up that..the income tax, and the other supportive  
6. service that these people who were working at this place will  
7. pay to the State. You know, we're talking about getting people  
8. off of...off of rolls, they came back into Belleville, and opened  
9. a brewery that had closed. It rehired people, and it stimulates  
10. in Senator Bloom's area in Peoria, this is something, and all  
11. we're saying is this, let's put a sunset provision on it. If  
12. they don't, and we're not able to comply, then it will go out.  
13. And I think it's a good thing,we've talked about sunset provisions,  
14. and I can't see how anybody could be opposed to a sunset provision  
15. on a bill. I ask...your most favorable support for this amendment.  
16. PRESIDING OFFICER: (SENATOR BRUCE)

17. The motion is to adopt Amendment No. 1. Roll call? A  
18. request for a roll call. Those in favor will vote Aye. Those  
19. opposed will vote Nay. The voting is open. Have all voted who  
20. wish? Have all voted who wish? Take the record. On that question,  
21. the Ayes are 31, the Nays are 20, none Voting Present. Amendment  
22. No. 1 to House Bill 333 is adopted. Further amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. 3rd reading. For what purpose does Senator Weaver arise?

27. SENATOR WEAVER:

28. On a point...on a point of personal privilege, Mr. President.  
29. In the gallery a long time friend of many of us, Representative  
30. Charlie and Lou Calbaugh. Would they stand and be recognized.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Would our guests please stand and be recognized. Senator  
33. Carroll. Senator Carroll on the Floor? Senator Carroll asks

1. leave of the Senate to return 1365 to the Order of 2nd reading  
2. for the purpose of an amendment. Is there leave? Leave is  
3. granted. Are there amendments, Mr. Secretary, please?

4. SECRETARY:

5. Amendment No. 1 by Senator Berman.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Berman is recognized.

8. SENATOR BERMAN:

9. Thank you. This amendment strikes language that reverses  
10. a court case regarding the discoverability of peer review pro-  
11. ceedings. I move the adoption of Amendment No. 1.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. The motion is to adopt Amendment No. 1. Discussion of the  
14. motion? Senator Carroll.

15. SENATOR CARROLL:

16. Even though the sponsor of the amendment didn't talk to me  
17. about it before, I trust him, so it's okay.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. The motion is to adopt. All in favor say Aye. Opposed Nay.  
20. The Ayes have it. Amendment No. 1 is adopted. Further...further  
21. amendments?

22. SECRETARY:

23. No further amendments.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. 3rd reading. Senator McLendon on the Floor? All right.  
26. Senator Bloom on 411, did you wish to...all right. That completes  
27. the bills on our recall list. We will now go to the Order of  
28. House Bills 2nd reading on page 30 of your Calendar. Page 30 are  
29. House Bills 2nd reading. House Bills 2nd reading. House Bill  
30. 69, Senator Jerome Joyce. House Bill 142, Senator Berman. Read  
31. the bill, Mr. Secretary, please.

32. SECRETARY:

33. House Bill 142.

HB 542  
2nd reading

1. ( Secretary reads title of bill )
2. 2nd reading of the bill. No committee amendments.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Are there amendments from the Floor?
5. SECRETARY:
6. Amendment No. 1 by Senator Rupp.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Is Senator Rupp on the Floor? Take it out of the record. Is
9. there leave? Leave is granted. 270, Senator Berman. Circuit
10. judges, age sixty-five. All right, 291, Senator Marovitz. Let
11. me just call off, we've got Marovitz, Becker, Egan, Hall, DeAngelis,
12. and Buzbee coming up. 349, Senator Egan. 394, Senator Hall.
13. 487, Senator Buzbee. 541, Senator Lemke. Read the bill,
14. Mr. Secretary, please.
15. SECRETARY:
16. House Bill 541.
17. ( Secretary reads title of bill )
18. 2nd reading of the bill. No committee amendments.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Are there amendments from the Floor?
21. SECRETARY:
22. No Floor amendments.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. 3rd reading. 542, Senator Lemke. Read the bill, Mr.
25. Secretary, please.
26. SECRETARY:
27. House Bill 542.
28. ( Secretary reads title of bill )
29. 2nd reading of the bill. The Committee on Judiciary I offers
30. four amendments.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Are there...all right, Senator Lemke on Committee Amendment
33. No. 1. Senator Lemke on Amendment No. 1.

1. SENATOR LEMKE:

2. I move for the adoption of the amendment. I agree with  
3. the committee to put this on.

4. PRESIDING OFFICER: (SENATOR BRUCE)

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

9. SECRETARY:

10. Committee Amendment No. 2.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Lemke. There are four committee amendments.

13. SENATOR LEMKE:

14. These are...requests by the Department of Transportation to  
15. be cleared, and they asked us to put these on there. There's no  
16. opposition to the amendment. I ask for its adoption.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. The motion is to adopt Amendment No. 2. All in favor say Aye.  
19. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted.  
20. Amendment No. 3, Senator Lemke. Senator Lemke moves...

21. SENATOR LEMKE:

22. Same thing, it's a ...the Department of Correction amendment,  
23. no...there's no opposition to it. I ask for its adoption.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The motion is to adopt Amendment No. 3. Discussion? All in  
26. favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 3  
27. is adopted. Further committee amendments? Senator Lemke on  
28. Amendment No. 4.

29. SENATOR LEMKE:

30. This is also a Department of Correction amendment, it's  
31. agreed by in both...both parties. There's no problem. I ask for  
32. its...acceptance.

33. PRESIDING OFFICER: (SENATOR BRUCE)



1. The motion is to adopt Amendment No. 4. All in favor say  
2. Aye. Opposed Nay. The Ayes have it. Amendment No. 4 is adopted.  
3. Further committee amendments?

4. SECRETARY:

5. No further committee amendments.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Are there amendments from the Floor?

8. SECRETARY:

9. Amendment No. 5 by Senator Bowers.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Bowers. Senator Bowers on the Floor? Senator Lemke  
12. to explain...

13. SENATOR LEMKE:

14. This is a...an amendment to...I think Amendment No. 2 or  
15. 3 on the bill, to make a correction. I...I...I see no opposition  
16. to it. I ask for its adoption.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. The motion is to adopt. All in favor say Aye. Opposed Nay.  
19. The Ayes have it. Amendment No. 5 is adopted. Further Floor  
20. amendments?

21. SECRETARY:

22. No further amendments.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. 3rd reading. House Bill 546, Senator Egan. Senator Egan.  
25. 546. 566, Senator Berman. 5...674, Senator Dawson. Dawson.  
26. Port districts and containerization subsidies. On 2nd reading,  
27. do you wish to call it? All right. No, we will not be calling  
28. appropriation bills today. Senator...on 685, Senator D'Arco.  
29. State Treasury special funds and Federal...all right. Senator  
30. Nash on 744. Senator Nash on the Floor? 821, Senator Bloom.  
31. Yes, Senator, you are...all right. 744. Read the bill, Mr.  
32. Secretary, please, the second time.

33. SECRETARY:

1. House Bill 744.

2. ( Secretary reads title of bill )

3. 2nd reading of the bill. The Committee on Insurance, Pensions,  
4. and Licensed Activities offers one amendment.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator D'Arco on the Committee Amendment No. 1.

7. SENATOR D'ARCO:

8. Thank you, Mr. President. The committee amendment is the  
9. agreed amendment between the Department of Reg. and Ed., the  
10. Governor's Office, and everybody concerned in the Boxing Commission.  
11. It is bi-partisan, has support from both sides of the aisle, and  
12. I would move adoption of Committee Amendment No. 1 to House  
13. Bill 744.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The motion is to adopt. Those in favor say Aye. Opposed Nay.  
16. The Ayes have it. Amendment No. 1 is adopted. Further committee  
17. amendments?

18. SECRETARY:

19. No further committee amendments.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Are there amendments from the Floor?

22. SECRETARY:

23. Amendment No. 2 by Senators Bloom and Netsch.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Bloom on the Floor? Senator Bloom? Senator Netsch  
26. on the Floor? Oh, Senator Bloom, you and Senator Netsch have  
27. each put an amendment on Senator D'Arco's Professional Boxing  
28. and Wrestling Regulatory Act. Senator Bloom.

29. SENATOR BLOOM:

30. Yes, I'm sorry. I was, believe it or not, the Governor was  
31. on the phone. I would like to Table the amendment.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. You wish to withdraw the amendment?

1. SENATOR BLOOM:

2. I wish to withdraw my amendment, yes.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Netsch, do you wish to withdraw? Senator Netsch.

5. SENATOR NETSCH:

6. Senator Bloom, we'll take your name off of it then, I would  
7. like to have a chance to present this idea.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. All right, the amendment is now under the sponsorship of  
10. Senator Netsch. Senator Netsch to explain Amendment No. 2.

11. SENATOR NETSCH:

12. Basically, what the proposed Amendment No. 2 to House Bill  
13. 744 does, is to carry out the recommendations of the Sunset  
14. Commission and particularly the minority members of the Sunset  
15. Commission, that is a...a minority vote. The commission as a  
16. whole, as I read their report, had recommended that the State  
17. get entirely out of the business of conducting, regulating,  
18. what...whatever athletic exhibitions. The...a minority of the  
19. members, which included Senator Gitz, Senator Bloom, and one  
20. of the other Legislative members, suggested that there was one  
21. area in which the State's police power, which is the power to  
22. protect the public health, safety, welfare, was directly in-  
23. volved, and that had to do with the safety of the contestants  
24. in a boxing match. It, they felt, was unique because the  
25. sole purpose of a boxing match in one sense is to hurt someone,  
26. and therefore, there was a police power interest in making sure  
27. that the boxers had as much protection as possible. They, therefore,  
28. recommended that the State get out of the business of regulating,  
29. promoting, and otherwise, being involved in the exhibition itself,  
30. but that there be a continuation of a permit and registration system  
31. which was directed almost exclusively toward, in fact, really  
32. exclusively, toward the objective of protecting and promoting  
33. the safety of the boxers. This amendment carries out the recom-  
mendations of that part of the Sunset Commission. I think it is

1. fair to say, that it differs from Amendment No. 1 primarily  
2. in that Amendment No. 1 continues a...an active State role  
3. in promoting and regulating the exhibition, itself. You know,  
4. it has provisions that have to do with how the tickets are  
5. sold, and where they're sold, and...and a number of other  
6. aspects of that. The...the second amendment, is directed only  
7. toward that degree of regulation which relates to the safety  
8. of the boxers themselves. It is a difference in, if you will,  
9. philosophical approach. It is, I think, more reflective of  
10. the recommendations of the Sunset Commission, and that is the  
11. reason why I wanted to have an opportunity to present the al-  
12. ternative, in effect, on behalf of members of the Sunset Com-  
13. mission to the members of the Senate.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Discussion? Senator Marovitz.

16. SENATOR MAROVITZ:

17. Will the sponsor yield?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Marovitz.

20. SENATOR MAROVITZ:

21. Senator Netsch, does this amendment in any way refer to  
22. or touch the...the Illinois Athletic Commission?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Netsch.

25. SENATOR NETSCH:

26. Yes. And if I'm not mistaken, Amendment No. 1 also did.  
27. Yes, the answer is yes.

28. SENATOR MAROVITZ:

29. All right, how...in what way? How does this deal with the  
30. Illinois...present status of the Illinois Athletic Commission?

31. SENATOR NETSCH:

32. Well, if nothing were done, the...that part of the Statute  
33. including the Illinois Athletic Commission, as I understand it,

1. would expire on October 1 of this year. It would be sunseted  
2. out of existence. So, that there would, after that date, be  
3. no Athletic Commission. This amendment, and I'm not now speaking  
4. to the substance of the first amendment, which was adopted, I'm  
5. talking now only about the amendment that is presently before  
6. you, does not reactivate that commission except for a short  
7. period of time. It continues the Athletic Exhibition Regis-  
8. tration Act, pursuant to which I think the State Athletic Board  
9. was created, until July 1, 1982. In other words, it gives it  
10. a one year extension of its existence. At that point, this,  
11. which is represented in Amendment No. 2, would become effective.  
12. The State Athletic Commission, and that entire Act, would be,  
13. in effect, sunseted out of existence. This would substitute  
14. for it, and this creates a different commission, which is called  
15. the Illinois Commission of Professional Boxing Safety. Again,  
16. to reflect the fact that the only part of this whole business  
17. that the State would be directly involved with, would be the  
18. safety aspect.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Marovitz.

21. SENATOR MAROVITZ:

22. Can't the present Illinois Athletic Commission already do  
23. that, and...I mean, under their jurisdiction and authority, and  
24. ...and do they, in fact, do that?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Netsch.

27. SENATOR NETSCH:

28. Well, I would assume that the State Athletic Commission  
29. has some concern about the safety of...of the participants in  
30. the matches. I would be shocked if they did not. I think the  
31. essential difference is that...two differences, really, one,  
32. the current commission has powers that extend way beyond that  
33. element of safety. They regulate...they license everybody under

1. the sun, the seconds, the time keepers, the...everything else  
2. under the sun. And they have enormous regulatory authority with  
3. respect to when a boxing...or an exhibition is held, where it's held,  
4. ticket prices, everything else. All of that would be eliminated  
5. by the Sunset provision, and, in effect, by this amendment also.  
6. And only the safety component would remain. In addition, I  
7. believe it is accurate to say, that some of the provisions that  
8. are in this amendment are probably not possible under the present  
9. athletic thing. For example, this amendment requires that in-  
10. surance be provided on the contestants, both..an accidental health  
11. policy, and a death policy in the event a fighter dies as the re-  
12. sult of a fight. And, while I'm not an authority on the boxing  
13. industry in this State, I don't believe that that is done at  
14. the present time.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Marovitz.

17. SENATOR MAROVITZ:

18. Is this...is this amendment in concert or in conflict with  
19. Senator D'Arco's Amendment No. 1?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Netsch.

22. SENATOR NETSCH:

23. It would replace Amendment No. 1. It is a different...I'm...  
24. I'm trying to be as straight out as I can about this. It is a  
25. different approach to what role the State should play with respect  
26. to the boxing business. Again, the Sunset Commission recommended  
27. that the State get one hundred percent out of the business of  
28. having anything to do with athletic contests. A minority of  
29. Sunset said, well, we ought to keep one handle, and that handle  
30. ought to relate to the safety of the boxers. The amendment that  
31. Senator D'Arco...the committee amendment that Senator D'Arco  
32. put on the bill keeps the State in the business of...of regulating  
33. and promoting the exhibition itself. And what I'm saying, is that

1. this is just simply a different philosophical approach. This  
2. is...this is the Sunset Commission's approach toward this sub-  
3. ject matter. And you either agree with it or you don't.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further discussion? Senator Nash. Senator Bloom was the...  
6. perhaps we should go to Senator Bloom.

7. SENATOR BLOOM:

8. Yes, thank you. Just to explain to the Body why I...I sought  
9. to withdraw the amendment, and why I now rise in opposition to  
10. it is, that the committee amendment addresses almost every single  
11. point that this thing addresses. It's...this...the amendment...  
12. this amendment was improvidently offered. I...I sought to with-  
13. draw it. I don't think it adds anything to the bill, it was  
14. thoroughly addressed in the committee amendment. And the present  
15. amendment before you is...you know, the minority report. I signed  
16. on the minority report, I've reflected on it, it seems to me  
17. the State does have an interest in regulating the event, after all  
18. tens of thousands of people attend these boxing matches, and  
19. there is some concern for public safety. I don't think the Body's  
20. time should be taken up by arguing the philosophy. So, I'd...  
21. I'd urge the rejection of this amendment. Thank you.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Nash.

24. SENATOR NASH:

25. Mr. President, and Ladies and Gentlemen of the Senate. I  
26. rise in opposition to this amendment. As I stated yesterday,  
27. when this amendment was sprung on us at the eleventh hour, without  
28. consulting with the sponsors...this House Bill in the Senate,  
29. or the House sponsors. Amendment No...Committee Amendment No. 1  
30. was worked out between the Department of Registration-Education,  
31. the Governor's Office, and people in the boxing community to  
32. help regulate boxing. As Senator Netsch has stated earlier, she  
33. doesn't know that much about boxing, and I don't think she should

1. be damaging something that we worked on to get in good order.  
2. As Senator Bloom has stated, Committee Amendment No. 1 does  
3. most of the things that she wants to do in her amendment. So,  
4. I ask for the defeat of Amendment No. 2.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Further discussion? Senator D'Arco.

7. SENATOR D'ARCO:

8. Thank you, Mr. President. I agree with Senator Netsch, it  
9. is a difference in philosophy, how do you want to attack this  
10. problem. And the Governor's Office, the Department of Reg. and  
11. Ed. and the majority members of the Sunset Committee sat  
12. down and decided that the best approach would be Amendment No. 1  
13. to Senate...House Bill 744, as presented in Amendment No. 1.  
14. It does do certain things that we felt were necessary in order  
15. to insure the safety and protection of the boxers, that would  
16. be fighting in exhibitions before the public. We can argue  
17. about whether or not they should be protected, and Senator  
18. Netsch feels they shouldn't be. And we...and the majority on  
19. the Sunset Committee felt that they should be. We do eliminate  
20. certain licensure requirements in the present law that we felt  
21. were excessverbiage and unnecessary for the protection of the  
22. boxers. And the promoters would have to show some liquidity  
23. in their financial responsibility to the boxers and to the  
24. public when they presented their application for a permit to  
25. the department. And that requirement, we felt was necessary,  
26. and we left it in the Statute in order to insure that the State  
27. would not be forfeited, and the public would not be denied the  
28. right to see an exhibition by a responsible promoter. Again,  
29. Senator Bloom indicated that he withdrew his support for Amend-  
30. ment No. 2. This is an agreed amendment, and I would hate to  
31. go through the process of trying to undo what we have agreed  
32. is in the best interest of the State of Illinois and its people.  
33. And I would move...I would oppose Senate Amendment No...House



1. Amendment No. 2 to House Bill 744.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? Senator Netsch may close...Senator  
4. Gitz.

5. SENATOR GITZ:

6. Mr. President, I have great respect for Senator D'Arco's  
7. work, and sunset and Senator Nash, and this agreed amendment.  
8. But I'm a little bit unclear on the prime differences between  
9. Senator Netsch's amendment and your bill with the committee  
10. amendment on it. As I understand Senator Netsch's amendment, it  
11. primarily establishes a permit system, and allows that commission  
12. with the idea of protecting the safety, to evaluate according  
13. to a permit as opposed to licensure, and I would find it  
14. helpful to understand, as a result of the committee amendment,  
15. the exact differences between what Senator Netsch's amendment  
16. does and what your bill does as amended. Could Senator D'Arco  
17. or Senator Nash kind of clarify where their core differences are?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Netsch.

20. SENATOR NETSCH:

21. No, it was directed to Senator D'Arco.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Well, you're the...okay, Senator D'Arco. I would point out,  
24. we've spent about twenty-two minutes on this bill so far on the  
25. amendment.

26. SENATOR D'ARCO:

27. The promoters would still be required to get a permit from  
28. the department under my amendment, only the...the boxers would  
29. be licensed by the department under my amendment, and they  
30. wouldn't be licensed under Senator Netsch's amendment, and I  
31. think substantially that's the difference.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion? Senator Gitz.

1. SENATOR GITZ:

2. Well, can someone, Senator Netsch or Senator D'Arco, clarify  
3. to me what is the significance in the criteria and the licensure,  
4. why do we really need that if the permit requirements, themselves,  
5. are going to do that?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Netsch.

8. SENATOR NETSCH:

9. Well, I'm probably not the...the best one to answer that  
10. question, because what Amendment No. 2 does, is essentially to  
11. eliminate all of the...a lot of the requirements, except just  
12. those that will be able to identify who is sponsoring the contest  
13. so you know who is responsible for the safety of the boxers.  
14. Now, that's an oversimplification, but it essentially...again,  
15. I...I would repeat what I said before, and I think Senator D'Arco  
16. agrees with this characterization. The difference is that one  
17. approach, unlike the recommendation of the Sunset Commission,  
18. continues to regulate and promote the exhibition of sporting  
19. events, specifically boxing. The second, gets the State largely  
20. out of that business, and concentrates on one factor, the safety  
21. of the boxers.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? Further discussion? The question is  
24. on the motion to adopt Amendment No. 2. Senator Netsch may close.

25. SENATOR NETSCH:

26. Let me just say, I...I don't feel, Senator Bloom, embarrassed  
27. about bringing this to the attention of the Senate. We passed  
28. a major Sunset law a couple of years ago, and for the most part  
29. members of the Senate do not get an opportunity to know what  
30. recommendations are being made, and what the various alternatives  
31. are, because we are not serving on that commission. It seems to  
32. me that this is a bill which presents the different approaches  
33. to Sunset that are reflected in the commission's reports and

1. reflected in differences of opinion among members of the General  
2. Assembly. I'm not haranguing anyone about it, you either  
3. agree with it or you don't. You either agree that the State  
4. should not use its police power to...to get into the business  
5. of taking care of exhibitions, regulating, promoting, et cetera,  
6. or you think it should. It's a very simple choice. But I do  
7. think that the fact that there is an option, should be made known  
8. to the members of the Senate so they can have a chance to express  
9. that...their preference.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. The motion is to adopt. Those in favor will vote Aye. Those  
12. opposed will vote Nay. The voting is open. Have all voted who  
13. wish? Have all voted who wish? Take the record. On that  
14. question, the Ayes are 4, the Nays are 40, and we have...the  
15. Senate does not adopt Amendment No. 2 to House Bill 744. We  
16. spent twenty-three minutes on that amendment, Gentlemen, and  
17. bill, and we, just for the...further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. 3rd reading. Would just point out to the membership, that  
22. we presently have three hundred and thirty-five bills on 3rd  
23. reading today. Several members have asked about recalls, we  
24. will not get to recalls until tomorrow. If you have amendments  
25. orbills you would like to recall, notify the Secretary before  
26. we adjourn today, and give them the amendment, today, and we will  
27. have a list for tomorrow morning. So, make sure we do that.  
28. Senator Hall.

29. SENATOR HALL:

30. I just wanted to notify you, Senator Netsch was desiring  
31. recognition.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. All right, well...

1. SENATOR HALL:

2. Evidently you didn't see her.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Well, we'll...we'll...we'll get to her right after we adjourn.

5. Further business on 744?

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. On the Order of House Bills 2nd reading, House Bill 821,  
8. Senator Bloom. Read the bill, Mr. Secretary.

9. SECRETARY:

10. House Bill 821.

11. ( Secretary reads title of bill )

12. 2nd reading of the bill. The Committee on Executive offers  
13. one amendment.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Bloom.

16. SENATOR BLOOM:

17. This was the committee amendment, right? The committee  
18. amendment clarifies the added language in the bill, and also  
19. specifies that State agencies will not be charged for copies,  
20. which was not the intent of the joint committee to make everyone  
21. pay to copy. The idea was that if members of the public wanted  
22. they could pay the xeroxing costs. I'd move its adoption.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Is there any discussion? If not, Senator Bloom moves the  
25. adoption of Amendment No. 1 to House Bill 821. Those in favor  
26. indicate by saying Aye. Those opposed. The Ayes have it. Amend-  
27. ment No. 1 is adopted. Any further committee amendments?

28. SECRETARY:

29. No further committee amendments.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Any amendments from the Floor?

32. SECRETARY:

33. No Floor amendments.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. 3rd reading. House Bill 93...are we...House Bill 933,
3. Senator Egan. House Bill 988, Senator Keats. Read the
4. bill, Mr. Secretary.
5. SECRETARY:
6. House Bill 988.
7. ( Secretary reads title of bill )
8. 2nd reading of the bill. No committee amendments.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. Any amendments from the Floor?
11. SECRETARY:
12. No Floor amendments.
13. PRESIDING OFFICER: (SENATOR SAVICKAS)
14. 3rd reading. House Bill 991, Senator Degnan. House Bill
15. 1019, Senator Bloom. House Bill 1033, Senator McLendon. House
16. Bill 1048, Senator McMillan. House Bill 1081, Senator Schaffer.
17. House Bill...Senator Schaffer. House Bill 1082, Senator Schaffer.
18. House Bill 1160, Senator McMillan. Read the bill, Mr. Secretary.
19. SECRETARY:
20. House Bill 1160.
21. ( Secretary reads title of bill )
22. 2nd reading of the bill. No committee amendments.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. Any amendments from the Floor?
25. SECRETARY:
26. No Floor amendments.
27. PRESIDING OFFICER: (SENATOR SAVICKAS)
28. 3rd reading. House Bill 1253, Senator Netsch. House...
29. House Bill...read the bill, Mr. Secretary.
30. SECRETARY:
31. House Bill 1253.
32. ( Secretary reads title of bill )
33. 2nd reading of the bill. No committee amendments.

HB 1438  
2nd Reading

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Any amendments from the Floor?

3. SECRETARY:

4. No Floor amendments.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. 3rd reading. House Bill 1353, Senator Davidson. House

7. Bill 1364, Senator Schaffer. House Bill 1438, Senator Rock.

8. Read the bill, Mr. Secretary.

9. SECRETARY:

10. House Bill 1438.

11. ( Secretary reads title of bill )

12. 2nd reading of the bill. The Committee on Higher Education offers  
13. one amendment.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Rock.

16. SENATOR ROCK:

17. Yes, thank you, Mr. President, and Ladies and Gentlemen of  
18. the Senate. House Bill 1438 attempts to create the Private Higher  
19. Education Loan Authority. The amendment that was offered and  
20. adopted in committee, is twenty-four pages in length. It makes  
21. some substantial changes in the bill as it came over from the  
22. House. There was a lot of discussion, I suggested to the Committee  
23. Chairman, Senator Newhouse, and...and the members of the committee,  
24. that I would adopt the amendment, and hold the bill as amended  
25. on 3rd reading until everyone was satisfied, and would be more  
26. than willing to call it back at any time for amendments. I would  
27. like to get the amendment adopted so that it can be printed and  
28. available for distribution. It makes some substantial changes,  
29. it's twenty-four pages in length, and I would move the adoption  
30. of Committee Amendment No. 1.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Is there further discussion? If not, Senator Rock moves the  
33. adoption of Amendment No. 1 to House Bill 1438. Those in favor

1. indicate by saying Aye. Those opposed. The Ayes have it.
2. Amendment No. 1 is adopted. Any further committee amendments?
3. SECRETARY:
4. No further committee amendments.
5. PRESIDING OFFICER: (SENATOR SAVICKAS)
6. Any amendments from the Floor?
7. SECRETARY:
8. No Floor amendments.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. 3rd reading. House Bill 1505, Senator McMillan. House Bill
11. 1608, Senator Nedza. Read the bill, Mr. Secretary.
12. SECRETARY:
13. House Bill 1608.
14. ( Secretary reads title of bill )
15. 2nd reading of the bill. No committee amendments.
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. Any amendments from the Floor?
18. SECRETARY:
19. Amendment No. 1 offered by Senator Nedza.
20. PRESIDING OFFICER: (SENATOR SAVICKAS)
21. Senator Nedza.
22. SENATOR NEDZA:
23. Thank you, Mr. President, and Ladies and Gentlemen of the
24. Senate. Amendment No. 1 does nothing to change the duties and
25. powers, but what it does do, is it decreases themembership from
26. sixteen to eight, and a repealing clause is inserted, and it makes
27. the task force accountable to the Legislature only. I move its
28. adoption.
29. PRESIDING OFFICER: (SENATOR SAVICKAS)
30. Is there any discussion? If not, Senator Nedza moves the
31. adoption of Amendment No. 1 to House Bill 1608. Those in favor
32. indicate by saying Aye. Those opposed. The Ayes have it.
33. Amendment No. 1 is adopted. Any further amendments?

HB 15  
3rd Reading

1. SECRETARY:

2. No further amendments.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. 3rd reading. House Bill 1620, Senator Schaffer. We will  
5. begin on page 3, House Bills 3rd reading. And the intention of  
6. the Chair is to go approximately till 2:00 o'clock on House  
7. Bills 3rd reading. We will begin with House Bill 15, Senator  
8. Nimrod. Senator Rock.

9. SENATOR ROCK:

10. Yes, thank you, Mr. President. I wonder if you will...might  
11. ring the bell and announce to these members, Nimrod, Davidson,  
12. Rhoads, Marovitz, Gitz, McMillan, Mahar, that we are now beginning  
13. 3rd reading. Give everybody a chance to get their files together  
14. and their thoughts together.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Nimrod, Senator Davidson, Senator Rhoads, Marovitz,  
17. Gitz, McMillan, if you will get your files together. Senator  
18. Nimrod you will be first up. On page 3, House Bills 3rd reading,  
19. on the Order of House Bills 3rd reading, at the top of the page,  
20. we'll start with House Bill 15, Senator Nimrod. Read the bill,  
21. Mr. Secretary.

22. SECRETARY:

23. House Bill 15.

24. ( Secretary reads title of bill )  
25. 3rd reading of the bill.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Nimrod.

28. SENATOR NIMROD:

29. Thank you, Mr. President, and Ladies and Gentlemen of the  
30. Senate. This House Bill 15 has come about as a result of the  
31. attempt of some...one particular local community to license school  
32. buses. The Statute provides presently that only a city of more  
33. than one million may license, regulate, or prescribe safety require-  
ments for vehicles used in transporting of students. This bill has



1. been introduced to clarify that issue, and, in fact, it does  
2. not...allows the units which were originally intended in the  
3. Statute, not to be able to license. What happened in this  
4. particular case...in the Village of Burbank, they attempted to  
5. license those vehicles which were passing through the town,  
6. and it's caused some real problems. And it was given, in fact,  
7. a hearing, and I think there were no problems found in the  
8. committee. And it did receive substantial vote. I know of  
9. no opposition, and would be happy to answer any questions. If  
10. not, I ask for a favorable roll call.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Hall.

13. SENATOR HALL:

14. Will the sponsor yield for a question?

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. He indicates he will.

17. SENATOR HALL:

18. Senator, as I read in the Digest, now if it's good for  
19. one part of the State, why isn't it good for the rest of the  
20. State?

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Nimrod.

23. SENATOR NIMROD:

24. Well, it's...it's good for all parts of the State. What  
25. it's saying is, those communities which were over one million,  
26. where we do have large fleets and controls...have the institution,  
27. where we have the smaller communities, and geographical lines  
28. cross and they go in more than one district, it would be a very  
29. confusing and complicating issue of licensing buses which are  
30. already, in fact, licensed...they're State licensed already, and  
31. they...they have driver regulations, and they also have insurance  
32. requirements. So, this ends up being a...duplicative process in  
33. those areas which are under the one million, or outside of the

1. City of Chicago area.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there any further discussion? If not, the question is,  
4. shall House Bill 15 pass. Those in favor will vote Aye. Those  
5. opposed will vote Nay. The voting is open. Have all voted who  
6. wish? Have all voted who wish? Have all voted who wish? Take  
7. ...take the record. On that question, the Ayes are 32, the  
8. Nays are 18, 2 Voting Present. House Bill 15, having received  
9. the constitutional majority is declared passed. For what purpose  
10. does Senator Nimrod rise?

11. SENATOR NIMROD:

12. I'm sorry, I should have asked the...the question on that  
13. about the preemption of the home rule, and whether or not it  
14. was thirty-six. And I think it indicated that...that on my note,  
15. and I don't want to let it pass...

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator, I've already ruled on it, I've declared it passed,  
18. that's the ruling. House Bill 17, Senator Davidson. Read the  
19. bill, Mr. Secretary.

20. SECRETARY:

21. House Bill 17.

22. ( Secretary reads title of bill )

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Davidson.

26. SENATOR DAVIDSON:

27. Mr. President, and members of the Senate. This does what  
28. it says on the Calendar, it allows those districts when they be-  
29. come aware of a problem to change their levy ten days after re-  
30. ceiving the multiplier, they can either take it up or down. The  
31. biggest thing is to keep the district from overlevying. This came  
32. out of the School Problems Commission from the public hearings  
33. we had around the State. It allows the district ...could...could

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3rd reading

1. go up as well as take down. What we have found is where they  
2. have overlevied, or they've been under assessment, then they...the  
3. school district fails to get to the fullest access rate to get  
4. the maximum amount of reimbursement on the formula distribution  
5. from the State.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there any discussion? Senator Berman.

8. SENATOR BERMAN:

9. Thank you, Mr. President. I rise in support of the bill,  
10. it hopefully will alleviate a problem that has been created where  
11. school boards are overlevying, and this, hopefully, will keep  
12. them more fiscally conservative, but still give them the option  
13. to capture the full amount of the real estate tax levy that they  
14. are entitled to.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Is there any further discussion? If not, the question is,  
17. shall House Bill 17 pass. Those in favor will vote Aye. Those  
18. opposed vote Nay. The voting is open. Have all voted who wish?  
19. Have all voted who wish? Have all voted who wish? Take the  
20. record. On that question, the Ayes are 54, the Nays are 1,  
21. none Voting Present. House Bill 17, having received the con-  
22. stitutional majority is declared passed. House Bill 19, Senator  
23. Rhoads. Read the bill, Mr. Secretary.

24. SECRETARY:

25. House Bill 19.

26. ( Secretary reads title of bill )

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Rhoads.

30. SENATOR RHOADS:

31. Thank you, Mr. President, and members of the Senate. House  
32. Bill 19 adds some exemptions and clarifications to the Unlawful  
33. Use of Weapons Act. It eliminates the distinctions between

1. incorporated and unincorporated areas. To provide that when  
2. somebody is transporting a weapon they must do so unloaded and  
3. must do so in a case. I do not know of any opposition to the  
4. bill, it is supported by the Illinois State Rifle Association  
5. and the National Rifle Association. I'd be happy to answer  
6. any questions, if I can. If not, I would ask for a favorable  
7. vote.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is there any discussion? Senator Hall.

10. SENATOR HALL:

11. Will the sponsor yield to a question?

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Indicates he will.

14. SENATOR HALL:

15. I see in the Digest, it says a stun gun, taser, or other  
16. firearms. What is a taser?

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Rhoads.

19. SENATOR RHOADS:

20. The description on the Digest really isn't accurate, Senator  
21. Hall. The...I guess a taser is a...a type of stun gun, maybe  
22. somebody who's more familiar with what tasers are could tell me.  
23. It's a type of weapon that is used by a police department, is  
24. my understanding. These...these would have to be encased rather  
25. than held openly, they would have to be in a container of some  
26. kind.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Coffey.

29. SENATOR COFFEY:

30. Yes, Mr. President. I would have a question of the sponsor.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. He indicates he will yield.

33. SENATOR COFFEY:

1. Senator Rhoads, I haven't...I don't have the bill right  
2. before me, I have it now, but according to the analysis of  
3. that bill, it talks about the possession of a pistol or a  
4. revolver. Is that in the bill? Is it illegal for possession?  
5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Rhoads.

7. SENATOR RHOADS:

8. No, not at all, there's no change from current law on that.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Coffey.

11. SENATOR COFFEY:

12. I understood prior to this bill, that it was illegal to  
13. transport any gun without a holster or loaded?

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Rhoads.

16. SENATOR RHOADS:

17. I...I had thought so too, Senator Coffey, but no. As a  
18. matter of fact, right now, in a municipality, you could...you  
19. could carry in the City of Chicago, you could...walk down the  
20. street with a...a weapon on your person. And...and that would  
21. not be illegal. This bill would eliminate that distinction  
22. between incorporated and unincorporated areas. It would say  
23. that it would have to be in a holster or in a case of some kind.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator...Senator Marovitz.

26. SENATOR MAROVITZ:

27. I hate to be redundant, but is...is that all this bill does,  
28. and could you give us a further explanation of what changes this  
29. bill makes from current law, because the...the Digest does talk  
30. about possession, and therefore, brings up the whole gun control  
31. question.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Rhoads.

1. SENATOR RHOADS:

2. No, Senator Marovitz, this has nothing to do with...it...it's  
3. not a gun control bill in...in any sense. If you were transporting,  
4. and by the way there are exemptions in here for trappers, for  
5. gun clubs, for common carriers, parades. Let's say, for example,  
6. you were having a parade through your municipality, obviously  
7. rifles and guns in that situation would be on for display  
8. purposes. This simply says that if you're transporting...the  
9. rifle someplace, it has to be enclosed in a case of some kind,  
10. unloaded and enclosed in a case. That's basically what the  
11. bill does.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Marovitz.

14. SENATOR MAROVITZ:

15. That's...that's all the bill does? Just about transporting  
16. guns, they should be in a case, the guns, pistols, whatever.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Further discussion? Senator Hall again...second time.

19. SENATOR HALL:

20. For your...for your edification and for mine, I just got  
21. an explanation. A taser, I understand is a gun that shoots  
22. rock salt, now that's the first time...I just got that information  
23. passed on by someone who has knowledge of it, so...

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there further discussion? Senator Sangmeister.

26. SENATOR SANGMEISTER:

27. Will the sponsor yield to a question?

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. He indicates he will.

30. SENATOR SANGMEISTER:

31. Senator Rhoads, I notice this came out of our committee  
32. six to nothing. I remember the discussion we had again, but  
33. again, carrying a shotgun...merely in that case that usually comes

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3rd Reading

1. with the one that you buy, putting that shotgun into that  
2. case complies with this law, now, is that correct?

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Rhoads.

5. SENATOR RHOADS:

6. That is correct, Senator Sangmeister.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Is there further discussion? If not, the question is  
9. shall House Bill 19 pass. Those in favor will vote Aye. Those  
10. opposed vote Nay. The voting is open. Have all voted who wish?

11. Have all voted who wish? Have all voted who wish? Take the  
12. record. On that question the Ayes are 55, the Nays are none,

13. none Voting Present. House Bill 19, having received the consti-  
14. tutional majority is declared passed. House Bill 22, Senator

15. Marovitz. Read...House Bill 28, Senator Gitz. Read the bill,  
16. Mr. Secretary.

17. SECRETARY:

18. House Bill 28.

19. (Secretary reads title of bill)

20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Gitz.

23. SENATOR GITZ:

24. Thank you...Mr. President and members of the Senate. First  
25. of all, let me say what this bill does not do. This does not

26. ban any possession of rifles, shotguns or gun control in any  
27. form. This legislation before us, as amended to conform with

28. the wishes of the Department of Law Enforcement, addresses  
29. the question of selling weapons to convicted felons and to

30. forceable felonies changing the existing Statute to the degree  
31. that a forceable felony would have to be evaluated by the

32. department director according to criteria before that person  
33. could ever have possession of even a shotgun or a weapon.

1. Now the existing law applies itself in firearm ID's to narcotics  
2. to mental retardation and to a felony within the last five years.  
3. So this legislation before you addresses a forceable felony,  
4. it applies for some relief in this situation, but that relief  
5. is an evaluation of each case by case example and every law  
6. enforcement officer I've talked to feels that this kind of  
7. approach of directing our attention to an area that clearly  
8. can be a problem, is a prudent one and a wise one as opposed  
9. to an across the board approach.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there any discussion? If not, the question is shall  
12. House Bill 28 pass. Those in favor will vote Aye. Those  
13. opposed vote Nay. The voting is open. Have all voted who  
14. wish? Have all voted who wish? Have all voted who wish?  
15. Take the record. On that question the Ayes are 51, the Nays  
16. are 2, none Voting Present. House Bill 28, having received  
17. the constitutional majority is declared passed. House Bill  
18. 32, Senator McMillan. Read the bill, Mr. Secretary.

19. ACTING SECRETARY: (MR. FERNANDES)

20. House Bill 32.

21. (Secretary reads title of bill)

22. 3rd reading of the bill.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator McMillan.

25. SENATOR McMILLAN:

26. Mr. President and members of the Senate. The Federal Firearms  
27. Law sets down very clearly, who can use a machine gun and who  
28. cannot, primarily law enforcement officials. The Illinois Law,  
29. in many cases, parallels that, but there is one area where there  
30. is a problem, the manufacturer of either ammunition or  
31. machine guns...is not, in this State, under our law granted  
32. the exemption from prohibitions on using the machine gun as  
33. it is under the Federal Law and so therefore there is difficulty



1. in testing either the ammunition or the guns, and there's some  
2. problem in the transportation thereof. What this bill simply  
3. does, is to write into our Code the same exemption as exists  
4. under the Federal Firearms Act for machine gun ownership, not  
5. ownership, but machine gun handling and use. It got a lengthy  
6. hearing in the Judiciary Committee any questions related  
7. to it, was answered and I would seek a favorable roll call.  
8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is there any discussion? If not, the question is shall  
10. House Bill 32 pass. Those in favor will vote Aye. Those  
11. opposed votê Nay. The voting is open. Have all voted who  
12. wish? Have all voted who wish? Have all voted who wish?  
13. Take the record. On that question the Ayes are 49, the Nays  
14. are 4, none Voting Present. House Bill 32, having received  
15. the constitutional majority is declared passed. House Bill  
16. 36, Senator Mahar. Read the bill, Mr. Secretary.  
17. ACTING SECRETARY: (MR. FERNANDES)

18. House Bill 36.  
19. (Secretary reads title of bill)  
20. 3rd reading of the bill.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Senator Mahar.

23. SENATOR MAHAR:

24. Thank you, Mr. President and members of the Senate. House  
25. Bill 36 is a bill that requires that a purchaser of precious  
26. metals, decorative objects and scrap jewelry must register with  
27. the local chief of police. Now, you, the Body may recall that  
28. this bill came before you quite some time ago and the major  
29. objection to it was the fact that it preempted home rule.  
30. The major change in this bill that come over from the House,  
31. Representative Kosinski's bill, is the fact that...Cook County  
32. and the home rule municipalities of Cook County has been opted  
33. out. What it does, basically, is, it says that the people who

1. purchase...precious metals, gold and silver, must keep records,  
2. must identify their purchaser and their books, in that particular  
3. area, must be open to police for inspection. In general, the  
4. ...the police...the police departments throughout the State  
5. of Illinois have been concerned about the fact that there's  
6. been a great deal of house breaking and that sort of thing  
7. and precious metals have been sold or...to...by...to dealers  
8. and so forth. The bill has been reworked a great deal, it's  
9. supported now by the Retail Merchant's Association. The  
10. jewelers have no objections to it and I would ask for your  
11. favorable support. Happy to try to answer any questions.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Is there further discussion? Senator Joyce.

14. SENATOR JEROME JOYCE:

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

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. He indicates he will yield.

18. SENATOR JEROME JOYCE:

19. I see Cook County and the City of Chicago are exempt. That's  
20. right? You live in Cook County, Representative Kosinski lives  
21. in Cook County and...I...I...just...I have a couple of comments.  
22. This...do they still have to report whenever you sell something,  
23. is there a maximum and a minimum? Would it have to be reported  
24. if you were not in a municipality...would have to be reported  
25. to a sheriff and...is all of that stuff still in there?

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Mahar.

28. SENATOR MAHAR:

29. No, Sir, you do not have to report. You just keep the  
30. records and if somebody asks you for the records, then you  
31. must show them the records that...descriptions of the merchandise  
32. that you have purchased. There is no reporting necessary, there  
33. is no holding period required.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Senator Joyce.
3. SENATOR JEROME JOYCE:
4. Yes, but what kind of records would you have to keep, and
5. for how long?
6. PRESIDING OFFICER: (SENATOR SAVICKAS)
7. Senator Mahar.
8. SENATOR MAHAR:
9. The records must be kept for five years, they must basically
10. identify the item, a description of the item.
11. PRESIDING OFFICER: (SENATOR SAVICKAS)
12. Senator Joyce.
13. SENATOR JEROME JOYCE:
14. Is there a maximum or a minimum on the items that they
15. would have to keep, for the records?
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. Senator...Senator Mahar.
18. SENATOR MAHAR:
19. No maximum or minimum.
20. PRESIDING OFFICER: (SENATOR SAVICKAS)
21. Senator Joyce.
22. SENATOR JEROME JOYCE:
23. I...I didn't hear, I'm sorry.
24. PRESIDING OFFICER: (SENATOR SAVICKAS)
25. Senator Mahar.
26. SENATOR MAHAR:
27. There is no maximum or minimum.
28. PRESIDING OFFICER: (SENATOR SAVICKAS)
29. Senator Joyce.
30. SENATOR JEROME JOYCE:
31. So, if you bought a...if someone bought a two dollar antique
32. spoon, you would have to keep a record of that...for five years?
33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Mahar.

2. SENATOR MAHAR:

3. Yes, Sir, Senator I...we've gone over that question on  
4. several occasions in the past. What we're talking about is  
5. an authorized dealer who operates a business under a business  
6. license in the community, keeps records available. The individual  
7. purchaser is not covered under this Act. In other words, if...if  
8. my wife or myself, who...who deals in...in coins and that sort  
9. of thing, wants to make transactions, they're not covered.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Joyce.

12. SENATOR JEROME JOYCE:

13. Well, what...what would...how would you specify who is  
14. covered or who is not, you know, if you have a sales tax  
15. number or...well what...what do you...what makes the difference?

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Mahar.

18. SENATOR MAHAR:

19. Well, if you're a...a legitimate business or you're a  
20. business in which you have a place from which you operate,  
21. in which you have a lease or you own the property and you  
22. have a sales tax number, yes, you would be considered a  
23. ...a merchant or a dealer. If you're a person who is buying,  
24. I think the same thing would apply if I bought a used car  
25. from you, I don't have a sales tax number and I think that's  
26. perfectly legitimate, that I could buy a plow or whatever  
27. from you, as long as we agree the transaction could be made.  
28. The same thing would apply here.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Joyce.

31. SENATOR JEROME JOYCE:

32. Well, I...I just...I don't think that that really specifies  
33. who would be...who would come under this Act. I think that a

1. lot of people that go to...flea markets and what have you, who  
2. are just innocent bystanders and that...could get caught up  
3. in this. I think it's a bad concept, I think it ought to be  
4. defeated.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Is there further discussion? Senator Bruce.

7. SENATOR BRUCE:

8. Thank you, Mr. President. I wonder...Senator Mahar, is  
9. the requirement that if you deal in more than five hundred  
10. dollars in one day that you have to go down to the sheriff's  
11. office? Is that...

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Mahar. Senator Mahar.

14. SENATOR MAHAR:

15. Yes, thank you. The bill has been changed a great deal  
16. and...you may be reading one of Representative Kosinski's earlier  
17. bills, but there's been a great deal of work done on the bill  
18. to make it a reasonable type bill that could be supported as  
19. I said, by the retail merchants, by the jewelers. And it just  
20. seems to me that when you've got these people who are in the  
21. business everyday and they don't have objection to this bill,  
22. that it ought to be something that they...they want, they can  
23. use and there's no problem as far as they're concerned.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator Bruce.

26. SENATOR BRUCE:

27. Well, I...I'm sure the jewelers and the retail merchants are  
28. all in favor of this because it seems to restrain trade, I mean  
29. that's why they would all be absolutely in favor of it and  
30. to say that I think, is not necessarily a...a good thing for the normal  
31. consumer. My question though is, the requirement, which I don't  
32. find taken out in any amendment, that says if you buy or sell  
33. more than five hundred dollars in one day the records have to

1. be taken down to the local law enforcement people at the  
2. end of the next business day. Is that still in?

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Mahar.

5. SENATOR MAHAR:

6. No, Sir, that is not in there. There's no requirement for  
7. the dealer to go to the police department, the sheriff, the  
8. next day or the same day or any day. And there is no holding,  
9. period, all that has been taken out of the bill.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Bruce.

12. SENATOR BRUCE:

13. All right, I'll...I...I would just like, if you would  
14. tell me then, having gone through all the amendments, I don't  
15. see that taken out. Was that taken out in the House and exactly  
16. what is the bill...it was not taken out in the Senate amendments.  
17. Senate amendments are minor little technical changes, not the  
18. least of which is exempting the largest county in the largest  
19. city in the State of Illinois and putting this gem upon the  
20. downstate individuals and...and forgetting about the largest  
21. problem where, if this is an antitheft bill, I would guess,  
22. just offhand, that ninety-nine percent of the theft, in value,  
23. occurs in Cook County in the City of Chicago, yet this gem  
24. doesn't apply to you. We don't have a theft problem. Why are  
25. we having this pressed down upon our brow?

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Mahar.

28. SENATOR MAHAR:

29. In answer to your first question, Amendment No. 1 in the  
30. House struck the enacting clause and rewrote the bill, so that's  
31. taken out. As far as the preemption is concerned, it doesn't  
32. preempt the non home rule communities in Cook County, it...preempts the  
33. home rule communities...their...the Chicago and the home rule

1. communities were taken out. But of the eighteen municipalities in  
2. my district, sixteen of them are non home rule, and they  
3. want this bill.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Is there further discussion? Senator Simms.

6. SENATOR SIMMS:

7. Well, Mr. President, Ladies and Gentlemen of the Senate.

8. I rise in support of House Bill 36. I think the amendments that  
9. have been placed on this bill are a reasonable attempt to compromise  
10. in an area that is necessary. There is, because of the value of  
11. the precious metals that we have today in the United States, and  
12. because of the fluid market that has prevailed dealing with  
13. the theft of precious metals, that it is now becoming an  
14. extremely lucrative thing for people to rob homes, to rob individuals  
15. of their precious jewelry and basically the police department would  
16. have no way of...enforcement or no way of being able to track  
17. this type of...material to the source of the individual that  
18. is a potential individual that is dealing in stolen articles.  
19. It does exempt Cook County, but we do have a major problem in  
20. downstate Illinois. We have a problem in Rockford, we have a  
21. problem in Peoria, Springfield, and the other downstate municipalities.  
22. And this is a reasonable compromise to at least assist downstate  
23. law enforcement in dealing with a serious problem and that is  
24. the problem of home vandalism, home theft of precious metals  
25. and objects of great value and I would urge that the House do  
26. support...the Senate do support House Bill No. 36 as a  
27. reasonable approach to the problem.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Is there further discussion? If not, Senator Mahar may close...  
30. Senator Bruce.

31. SENATOR BRUCE:

32. Well, I...I just got a hold of this gem, finally, the...the  
33. copy. And Senator, I...I think Senator Simms is worried about

1. Rockford as a home rule unit won't apply to you so watch out  
2. for the thieves in Rockford. I don't know why...everyone who is talking  
3. about this bill...they don't live in...in where it's going to be covered.  
4. And the amendment says no home rule unit municipality, so I  
5. don't know, you can adopt your Act if you want to, but in  
6. Section 8, you are excluding them and I...I just point out that  
7. ...we are starting...if you want one for the Sunset Commission,  
8. we are starting to regulate the sale of antique jewelry, that's  
9. what this bill does and it does all sorts of things, not the  
10. least of which is saying, that you cannot sell or be involved  
11. in the sale of jewelry unless you go down to the police chief  
12. and tell him that you have an established place of business.  
13. One of the things that happens throughout southern Illinois  
14. is people come in and...and open a one day shop at the local  
15. Holiday Inn and say, I'm in business to buy old gold and  
16. jewelry, silver, whatever you want to bring out, I'll  
17. appraise it and pay you right there in cash. This bill says  
18. unless you've got a ninety day lease, you can't do it and  
19. even if you've got a ninety day lease, the building that  
20. you lease cannot be called a hotel or motel. And one of the  
21. reasons, I'm sure, that jewelers are all in favor of this,  
22. is because they are getting some competition from these  
23. people. ...The other thing is, that although you don't  
24. have to...make the reports, if you're going to do this  
25. kind of business, you've got to go down and give the  
26. police chief, as I read it...who you are, register with  
27. the police, I've never heard of any businessman having  
28. to register. It says on Page...Page 2, he first registers  
29. with the chief of police of the municipality in which his  
30. place of business is located. I know of no other business  
31. in the State of Illinois that you have to go down and  
32. register with the chief of police before you do business.  
33. It just...it's just outrageous. I don't know what the



1. country is coming to, but I don't know why we don't...I'm  
2. sure that people have been hooked by other merchants, why  
3. don't we register the people that sells candy to kids and  
4. that sells gasoline and shorts people. It just seems to  
5. me that every businessman...if...if the retail merchants  
6. are in favor of this when I'm really...I'm sure they  
7. are, but I hope we have other licensing bills to make  
8. these guys don't...the chief of police and sign a  
9. certificate that you're doing business in their community.  
10. It's a strange day when they support these bills.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Is there further discussion? Senator Simms.

13. SENATOR SIMMS:

14. Well, just to respond to Senator Bruce, the amendment  
15. took out home rule units in counties under two million  
16. population and to my knowledge, Rockford...Winnebago County  
17. does not have two million people and thank goodness we're  
18. not in Cook.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Is there further discussion? If not, Senator Mahar may  
21. close debate.

22. SENATOR MAHAR:

23. Thank you. Just to react to...to what Senator Bruce  
24. has said. First of all, as Senator Simms says, we're  
25. not talking about the home rule municipalities downstate,  
26. we're talking about home rule municipalities in Cook  
27. County. Now, there is, as I said earlier, there are eighteen  
28. municipalities in my district, sixteen of which are non  
29. home rule and which would be covered by this. As a  
30. small businessman for the last thirty years, I feel kind  
31. of bad that I'm the sponsor of this terrible bill for  
32. business. I didn't think that I really reacted that  
33. way toward business...and in behalf of business, I think it's

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1. a good bill. In behalf of those business people and the  
2. police forces, actually this bill was brought to me by  
3. police departments who thought something should be done.  
4. This is an honest, sincere attempt to do something about  
5. a problem that's increasing throughout the State of Illinois  
6. and I think throughout the country. There are all kinds of  
7. statistics that show that the vandalism and home break-  
8. ins is resulting in an awful lot of...of valuable material  
9. being moved into these fly-by-night operations and this  
10. is an attempt to correct it and...the bill has been amended  
11. several times in...in the Senate and in the House in an  
12. attempt to take care of many of those problems. I  
13. would ask for your favorable consideration.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. The question is shall House Bill 36 pass. Those in  
16. favor will vote Aye. Those opposed vote Nay. The voting  
17. is open. Have all voted who wish? Have all voted who  
18. wish? Have all voted who wish? Take the record. On that  
19. question the Ayes are 28, the Nays are 19, 1 Voting Present.  
20. House Bill 36, having failed to receive the constitutional  
21. majority is declared lost. For what purpose does Senator  
22. Mahar arise? Senator...Mahar seeks leave to postpone consideration  
23. of House Bill 36. Is leave granted? Leave is granted. House  
24. Bill 38, Senator Sangmeister. Read the bill, Mr. Secretary.

25. ACTING SECRETARY: (MR. FERNANDES)

26. House Bill 38.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Sangmeister.

31. SENATOR SANGMEISTER:

32. Mr. President and members of the Senate. The present law,  
33. is that coroner's records are admissible in criminal proceedings,  
34. but not in civil proceedings. Certainly if we allow those records

1. to be allowed in an area of criminal activity, which is  
2. carefully scrutinized as far as evidence...evidence...matters  
3. are concerned, we ought to allow it in civil matters and that's  
4. what the bill does. And request an approval...a favorable roll,  
5. will answer any questions.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there further discussion? Senator Simms.

8. SENATOR SIMMS:

9. Mr. President, will the sponsor yield for a couple of  
10. questions? What...in...in essence...Senator Sangmeister,  
11. what this will do is to allow that coroners' proceedings  
12. would be admissible into civil proceedings?

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Sangmeister.

15. SENATOR SANGMEISTER:

16. No, not the proceedings themselves nor your verdict...or  
17. any coroner's verdict goes in, it's just that the medical  
18. records that are obtained by the coroner. For example,  
19. as far as intoxication was concerned, if the person was  
20. killed in the accident, that would be admissible in a...in  
21. a civil proceeding.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Is there any further discussion? If not, the question is  
24. shall House Bill 38 pass. Those in favor will vote Aye. Those  
25. opposed vote Nay. The voting is open. Have all voted who wish?  
26. Have all voted who wish? Have all voted who wish? Take the  
27. record. On that question the Ayes are 51, the Nays are none,  
28. none Voting Present. House Bill 38, having received the consti-  
29. tutional majority is declared passed. House Bill 46, Senator  
30. Walsh. Read the bill, Mr. Secretary.

31. ACTING SECRETARY: (MR. FERNANDES)

32. House Bill 46.

33. (Secretary reads title of bill)

34. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Walsh.

3. SENATOR WALSH:

4. Mr. President and members of the Senate. The...description  
5. of House Bill 46 on the Calendar is accurate. It is, as introduced,  
6. identical to Senate Bill 51, which passed this Chamber with little  
7. or no opposition, I think it was on the Agreed Bill List. There  
8. is an amendment to the bill which provides that the...any bond  
9. placed...by or on behalf...on behalf of a relative or other  
10. person for the defendant cannot be used to pay any court ordered  
11. attorney's fees. That is the only distinction in the bill from  
12. Senate Bill 51. There is also an amendment to the bill, which  
13. was placed on the bill yesterday by Senator Etheredge decreasing  
14. the number of preemptory challenges. Also a bill which passed  
15. the...Senate on the Agreed Bill List to the best of my recollection.  
16. I know of...of...as I say, little or no objection to this bill  
17. in the Senate and I urge your favorable consideration.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? Senator Bruce.

20. SENATOR BRUCE:

21. I was just...Senator Walsh, this was on the Agreed Bill  
22. List, but I did not know that you had added or reduced the  
23. number of preemptory challenges. What...what was the nature  
24. of that amendment? I don't know if Senator D'Arco had a  
25. chance to look at that one or not.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Walsh.

28. SENATOR WALSH:

29. ...If I might yield to Senator Etheredge. That was his  
30. amendment which...and I think he could answer your question.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Etheredge.

33. SENATOR ETHEREDGE:

1. Mr. President, Ladies and Gentlemen of the Senate. The  
2. amendment in question was added yesterday and it was identical  
3. to the content of Senate Bill 868 which passed out of this  
4. Body on the Agreed Bill List.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Is there further discussion? Senator Hall.

7. SENATOR HALL:

8. Will the sponsor yield for a question?

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. He indicates he will.

11. SENATOR HALL:

12. Senator, if only indigent defendants are...who post bail  
13. to reimburse the county for expenses, isn't that...violates the  
14. equal protection under the law?

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Walsh.

17. SENATOR WALSH:

18. No, Senator. This would be...any person for whom a court  
19. appointed attorney...acted...in a criminal case. So it...actually  
20. you...you wouldn't have a court appointed attorney unless, you  
21. know, you...you were indigent or...or filed an indigent...an  
22. indigent affidavit in the first place. This...this bill is in  
23. accord with Fuller versus Oregon, which was upheld by the United  
24. States Supreme Court.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Hall.

27. SENATOR HALL:

28. Well, I'm just reading what his Digest says, it says certain  
29. indigents and that's what I was going by...evidently, you're  
30. not specifying just that, is that right?

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Walsh.

33. SENATOR WALSH:

1. Well, number one, you...you wouldn't have a court appointed  
2. attorney unless you filed an affidavit as an indigent. So the  
3. court...the court wouldn't get into appointing...counsel unless  
4. that were done. Now, it's only in certain cases, because the  
5. court has the authority, it's discretionary, they need not  
6. order the payment of attorney's fees, but they might.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator Hall.

9. SENATOR HALL:

10. I just had one other question. If the defendant has not...  
11. been admitted to bail, is he still...required to make any payment,  
12. if he's never been committed to bail?

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Walsh.

15. SENATOR HALL:

16. Is this...this is creating a new section, aren't you...  
17. saying that?

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Walsh.

20. SENATOR WALSH:

21. Well, the...the answer to your question would be yes, if  
22. he can afford it, and the judge doesn't order the payment of  
23. attorney's fees unless the...unless the defendant has the  
24. money with which to pay the fees.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Is there further discussion? If not, Senator Walsh may  
27. close debate.

28. SENATOR WALSH:

29. I request a favorable roll call.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. The question is shall House Bill 46 pass. Those in favor  
32. will vote Aye. Those opposed will vote Nay. The voting is open.  
33. Have all voted who wish? Have all voted who wish? Have all voted

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1. who wish? Take the record. On that question the Ayes are 52,  
2. the Nays are none, 1 Voting Present. House Bill 46, having  
3. received the constitutional majority is declared passed. House  
4. Bill 64, Senator Geo-Karis. Read the bill, Mr. Secretary.

5. SECRETARY:

6. House Bill 64.

7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Geo-Karis.

11. SENATOR GEO-KARIS:

12. Mr. President and Ladies and Gentlemen of the Senate. House  
13. Bill 64 is jointly cosponsored by Senator Becker and myself and  
14. it amends the Marriage and Dissolution of Marriage Act to permit  
15. courts to grant reasonable visitation privileges to grandparents  
16. upon motion to the court with proper notice and upon a court  
17. finding that such visitation is in the best interest and welfare  
18. of the child. Wisconsin was the first state to pass a law  
19. granting grandparents the right to petition the court for  
20. visitation privileges when there is a divorce in the family. And  
21. since then, twenty-six states have enacted similar Statutes. I  
22. ask for favorable consideration.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Is there any discussion? If not...if not, the question  
25. is shall House Bill 64 pass. Those in favor will vote Aye.  
26. Those opposed vote Nay. The voting is open. Have all voted  
27. who wish? Have all voted who wish? Have all voted who wish?  
28. Take the record. On that question the Ayes are 51, the Nays  
29. are 1, none Voting Present. House Bill 64, having received  
30. the constitutional majority is declared passed. House Bill  
31. 67, Senator Nega. Read the bill, Mr. Secretary.

32. SECRETARY:

33. House Bill 67.

34. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Nega.

4. SENATOR NEGA:

5. Thank you, Mr. President, members of the Senate. This bill  
6. would permit retired members of the Assembly, if they wish, to  
7. purchase license plates for their cars designated that they  
8. are retired members. A retired member is classified as...to  
9. qualify for this, he would have to have...have eight years of  
10. service and age of fifty-five or for those members who terminate  
11. service after July the 1st, '71, after four years of service,  
12. at the age of sixty-two. This bill passed the House 137 to 3.  
13. I ask for a favorable roll call.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there any discussion? Senator Newhouse. Senator...if  
16. there's no further discussion, the question is shall House  
17. Bill 67 pass. Those in favor will vote Aye. Those opposed  
18. vote Nay. The voting is open. Have all voted who  
19. wish? Have all voted who wish? Have all voted who wish?  
20. Take the record. Senator Nega asks leave to have House  
21. Bill 67 put on the Order of Postponed Consideration. Is leave  
22. granted? Leave is granted. House Bill 70, Senator Nedza.  
23. Oh, read the bill, Mr. Secretary.

24. SECRETARY:

25. House Bill 70.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Nedza.

30. SENATOR NEDZA:

31. Thank you, Mr. President, Ladies and Gentlemen of the  
32. Senate. The Calendar correctly describes the Bill in that  
33. it amends the Municipal Code in relation to home rule referendum

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1. after a population decrease and permits corporate...authorities  
2. to tax persons in business of distributing or selling natural  
3. gas at a rate of...not to exceed, five percent of gross receipts,  
4. in Chicago at a rate of not more than eight percent. If there  
5. are no questions, I would move for a favorable roll call.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Is there any discussion? If not, the question...Senator  
8. Walsh.

9. SENATOR WALSH:

10. Senator, would you explain the...the amendment again? I...I  
11. am familiar with the bill as introduced...but the...the amendment  
12. is something I...I didn't understand.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Nedza.

15. SENATOR NEDZA:

16. Yes, Senator, the...the exact terminology that you see on  
17. your Calendar is, in effect, the bill. What it does, is to  
18. take the...the gas company and put that in the same parity  
19. as the other utilities, basically Illinois Bell and Commonwealth  
20. Edison. What it does is make it equitable across the board  
21. for all of them.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Is there any further discussion? Senator Walsh.

24. SENATOR WALSH:

25. Well...this authorizes the...city to impose a gross receipts  
26. tax on, what is it, on People's Gas where they...they do not  
27. now have the authority to do that, is that correct?

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Nedza.

30. SENATOR NEDZA:

31. Yes, they do, Senator. Presently it's at five percent, but  
32. the Illinois Bell and Commonwealth Edison is at eight and what  
33. we're doing...attempting to do with this is to put People's  
34. Gas at the same parity with Illinois Bell and Commonwealth Edison.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there further discussion? Senator Walsh.

3. SENATOR WALSH:

4. ...Wouldn't the city have that authority now, under its  
5. home rule...power?

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Nedza.

8. SENATOR NEDZA:

9. No, Sir, that's the reason for the bill.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Is there further discussion? If not, Senator...oh, Senator  
12. Bowers.

13. SENATOR BOWERS:

14. Well, I was quickly trying to read the amendment and...and  
15. there's added language here of power granted to municipalities  
16. of five hundred thousand or fewer population. That sounds  
17. to me like municipalities other than the City of Chicago.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Nedza.

20. SENATOR NEDZA:

21. I think if you read it, it should be over.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Bowers.

24. SENATOR BOWERS:

25. Well, I'm reading from the first page of the amendment and  
26. I'll...and I'll have to...I'll have to admit to you, it's  
27. the first time I read it. It says, persons engaged in the  
28. business of distributing or supplying, so forth, in the corporate  
29. limits of a municipality of five hundred thousand or fewer  
30. population. Now...and not for raising the rate, so forth and so  
31. on. It seems to me you're adding language that grants power  
32. to all the municipalities and not to the City of Chicago.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Bowers, Senator Rock seems to be able to answer  
2. your question. Senator Rock.

3. SENATOR ROCK:

4. My understanding, Senator Bowers, Mr. President and Ladies  
5. and Gentlemen of the Senate, there are two separate sections.  
6. For municipalities other than the City of Chicago, the rate  
7. would remain where it is currently, at five percent, and for  
8. the City of Chicago, if you'll turn to Page 2 of the amendment,  
9. a municipality of over five hundred thousand population, a rate  
10. not to exceed eight percent. So we are raising the rate...I  
11. am told, as a matter of fact, that the large utility, People's  
12. Gas Company, has no objection, they are, in fact, in favor of...  
13. as is the City of Chicago, obviously.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there any further discussion? If not, Senator Nedza  
16. may close debate.

17. SENATOR NEDZA:

18. I request a favorable roll call.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. The question is shall House Bill 70 pass. Those in favor  
21. will 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? Take the record. On that question the Ayes are  
24. 32, the Nays are 18, 3 Voting Present. House Bill 70, having  
25. received the constitutional majority is declared passed. House  
26. Bill 73, Senator Chew. Read the bill, Mr. Secretary.

27. SECRETARY:

28. House Bill 73.

29. (Secretary reads title of bill)

30. 3rd reading of the bill.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Chew.

33. SENATOR CHEW:

1. Mr. President, this is a bill that was amended to take  
2. out the objection by Senator Howard Carroll yesterday. I  
3. know of no objections now, we accepted the amendment and I'd  
4. ask for a favorable roll call. No...no, not 73, 143, I'm sorry,  
5. I'm sorry, I'm sorry, excuse me, I'm...

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Take it out of the record. Obviously, there's been objection.  
8. Take it out of the record. House Bill 76, Senator Lemke. Read  
9. the bill, Mr. Secretary.

10. SECRETARY:

11. House Bill 76.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Lemke.

16. SENATOR LEMKE:

17. This bill is similar to Senate Bill...23, which we passed  
18. out...of the Senate, 50 to 1, I think. What it does, is just  
19. simply adds, "national origin" in the Human Rights Act. So  
20. everybody...to conform the Act to the other sections. I  
21. ask for a favorable roll call.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Is there any discussion? If not, the question is shall  
24. House Bill 76 pass. Those in favor will vote Aye. Those  
25. opposed vote Nay. The voting is open. Have all voted who  
26. wish? Have all voted who wish? Take the record. On that  
27. question the Ayes are 53, the Nays are none, none Voting  
28. Present. House Bill 76, having received the constitutional  
29. majority is declared passed. House Bill 77, Senator...House  
30. Bill 83, Senator Coffey. Read the bill, Mr. Secretary.

31. SECRETARY:

32. House Bill 83.

33. (Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Coffey.

4. SENATOR COFFEY:

5. Thank you, Mr. President and members of the Senate. House  
6. Bill 83 amends unlawful use of weapons provision and attempts  
7. to legalize private possession of small tear gas or other  
8. nonlethal...noxious substance weapons for self-defense. You  
9. must be eighteen years of...eighteen years of age to purchase  
10. and you must be sixteen years of age for possession. The  
11. canister can be no larger than a hundred and thirty grams.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Is there any discussion? If not...if not, the question  
14. is shall House Bill 83 pass. Those in favor will vote Aye.  
15. Those opposed vote Nay. The voting is open. Have all voted  
16. who wish? Have all voted who wish? Have all voted who wish?  
17. Take the record. On that...on that question...the Ayes are  
18. 53, the Nays are 1, none Voting Present. House Bill 83, having  
19. received the constitutional majority is declared passed.  
20. House Bill 97, Senator Netsch. Read the bill, Mr. Secretary.

21. SECRETARY:

22. House Bill 97.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Netsch.

27. SENATOR NETSCH:

28. Thank you, Mr. President. This bill amends the Senior  
29. Citizen and Disabled Persons Property Tax Relief Grant to  
30. deal only with the so-called additional or supplemental  
31. grant, it doesn't affect the circuit...circuit breaker at  
32. all. And it substitutes an eighty dollar flat grant, for  
33. the present fairly complicated formula. There is no cost  
34. to the State. There is no additional cost to the State.

1. This turns out to be about the average of the current payment  
2. and all of the fiscal notes say that there is no fiscal impact.  
3. It really does two things; one, it eliminates what is referred  
4. to as the discontinuity in the present schedule. To give an  
5. illustration, under the present law, on the additional grant,  
6. if your income is two thousand, nine hundred and ninety-nine  
7. dollars, the formula works out so that you get a grant of  
8. ninety dollars. But if your income is one dollar higher than  
9. that, three thousand dollars, the formula works out so that  
10. you get a grant of only seventy-five dollars. It's just...  
11. happens to be the way the formula works. At several points  
12. along the line, a difference of maybe one dollar or at most  
13. a hundred dollars will actually drop your grant by a fairly  
14. considerable amount. That is the so-called discontinuity  
15. in the present schedule. It obviously is unfair and doesn't  
16. make a lot of sense and this bill, among other things, would  
17. eliminate that strange part of the schedule. It also, I think,  
18. would achieve one other objective. We obviously cannot afford  
19. an increase in the Senior Citizen Circuit Breaker or additional  
20. grant this Legislative Session. But by going to a flat grant  
21. of eighty dollars, it does provide a little bit of relief, if  
22. you will, for those at the very lowest end of the income bracket,  
23. those for whom this whole program is essentially designed.  
24. I'll be happy to answer questions. If not, I would solicit your  
25. support.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Is there any discussion? Senator McMillan.

28. SENATOR McMILLAN:

29. Question...question of the sponsor. I was with you a  
30. hundred percent till you got to the last statement whereby  
31. it's going to provide extra relief for somebody, which means,  
32. it's either going to take away...well, it's obviously going  
33. to take away from...from some, but by making that statement,  
34. I just want to make sure you're not also indicating that

1. it's going to cost us more.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Netsch.

4. SENATOR NETSCH:

5. No, every fiscal note that we have gotten, Senator McMillan,  
6. indicates that there is no cost. Now, if you ask me, is it, you  
7. know, dime for dime or penny for penny, I don't know. But...but  
8. Revenue, Economic and Fiscal, all tell us that there is no  
9. additional cost to the bill. It will involve a little bit  
10. of shifting within those who are currently available. For example,  
11. someone whose income, the...the countable income, is only two  
12. thousand, which obviously is pretty much the bottom of the  
13. economic...barrell, ladder rather, now has a grant of seventy  
14. dollars. That person would be raised to eighty dollars, but  
15. the...it comes out of somebody else's. It levels everyone  
16. off to eighty dollars.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator McMillan.

19. SENATOR McMILLAN:

20. But I guess my concern is, those at the very bottom, now  
21. have grants above eighty and you've indicated that by this we're  
22. going to do something to make sure that the ones are very...at  
23. the very bottom, get more money, when, in fact, the ones at  
24. the very bottom are probably going to get less money as I  
25. understand it.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Netsch.

28. SENATOR NETSCH:

29. No...the discontinuity would make some differences in this  
30. answer, but that, for example, someone at two thousand, I consider  
31. about the bottom of the ladder in terms of income. That person,  
32. currently, the way the formula works, gets seventy dollars. That  
33. person would get eighty dollars in the future. That would not

1. change until you got up a little bit higher on the income scale.  
2. And...as I indicated before, the person who gets...whose income,  
3. that is attributable to the formula, gets two thousand, nine  
4. hundred and ninety-nine dollars, now gets a grant of...or is  
5. eligible for a grant of eighty...of ninety dollars. That one  
6. would be reduced, but that person really ought to be leveled  
7. off because of the fact that it is completely out of line with  
8. the immediate income brackets below and above that, where that  
9. person is right now, anyway. So that is what I mean what it  
10. will do...it'll do a little bit of shifting within those who  
11. are currently eligible, but the overall cost remains the  
12. same.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Is there further discussion? Senator Berning.

15. SENATOR BERNING:

16. Well, thank you, Mr. President. I...I have no question now  
17. about what the bill is doing, but it seems to me that what we  
18. are confronted with here is a request to take from some...who  
19. all of us know are not overly endowed now, but just by the  
20. pure happenstance of income, being just a little more than  
21. someone else, they are going to have their benefit reduced,  
22. even if it's only by ten or twenty dollars. And I submit to  
23. the members of the Senate, that ten or twenty dollars is  
24. significant to those whose income, at this point, qualifies  
25. them for that maximum of ninety or a hundred dollars. And  
26. by way of comparison, let me point out to you that everyone  
27. in the State of Illinois who pays income taxes, jumps over  
28. into a higher rate when his or her income exceeds a certain  
29. amount. This is a way of life, we can't gear everything totally  
30. to equality, whether we like it or not, because there is a  
31. wide discrepancy in income from individual to individual. And  
32. while this makes an effort to help the lower income, it ought  
33. not to be done at the expense of those few who are getting more



HB 123  
3rd reading

1. than this flat minimum. We ought to just be raising the lowered  
2. income.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Is there further discussion? If not, Senator Netsch may  
5. close debate.

6. SENATOR NETSCH:

7. Well, again, if I might, Senator Berning, let me explain  
8. that one of the problems in the way the current law acts, the  
9. way it...what it results in, is that a difference of, maybe as  
10. little as one dollar of income that is calculated into the  
11. formula can make an enormous difference in the amount of  
12. grant that is available to that...or those two recipients.  
13. That, I think, everyone has acknowledged, including the  
14. people who administer the program, is...is very unfair. If  
15. someone who gets twenty-nine hundred and ninety-nine dollars,  
16. gets a grant of ninety dollars, but they go up one dollar, they  
17. drop to seventy-five, that does not make an awful lot of sense.  
18. That should be addressed, under any circumstances. This bill  
19. does address that, and it does it probably in the only way that  
20. can be done right now, because we obviously are not in a position  
21. to put more money into the program. So that is one of its  
22. principal objectives, and it does that by going to a flat grant,  
23. which I think is fair for everyone involved.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. The question is shall House Bill 97 pass. Those in favor  
26. will vote Aye. Those opposed will vote Nay. The voting is  
27. open. Have all voted who wish? Have all voted who wish? Have  
28. all voted who wish? Take the record. On that question the  
29. Ayes are 44, the Nays are 11, none Voting Present. House Bill  
30. 97, having received the constitutional majority is declared passed.  
31. House Bill 109, Senator Nedza. House Bill 120, Senator Netsch.  
32. Read the bill, Mr...House Bill 123, Senator Lemke. Senator Lemke,  
33. do you want to call 123? Read the bill, Mr. Secretary.

1. SECRETARY:

2. House Bill 123.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Lemke.

7. SENATOR LEMKE:

8. What this does is set up the law to regulate dance studios.

9. Senator Rhoads would like to...read something into the record  
10. from the Attorney General's Office to give what...for clarification.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Rhoads.

13. SENATOR RHOADS:

14. I think it's important to state here for the record, that  
15. it's not the legislative intent of this bill to cover private  
16. country clubs, and that is not the intent of the Attorney General  
17. nor of the sponsors or...or backers of the legislation.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Is there further discussion? If not, the question is shall  
20. House Bill 123 pass. Those in favor will vote Aye. Those opposed  
21. will vote Nay. The voting is open. Have all voted who wish?  
22. Have all voted who wish? Have all voted who wish? Take the  
23. record. On that question the Ayes are 56, the Nays are none, none  
24. Voting Present. House Bill 123, having received the constitutional  
25. majority is declared passed. House Bill 132, Senator Sangmeister.  
26. For what purpose does Senator Nedza arise?

27. SENATOR NEDZA:

28. Yes, thank you, Mr. President. Inadvertently, when you  
29. were calling 112, I was standing in the Well having a discussion.  
30. I would ask leave to go back to 112, if it's possible?

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Is leave granted? Leave is not granted. Senator Sangmeister  
33. on House Bill 132. Read the bill, Mr. Secretary.

1. SECRETARY:

2. ...House Bill 132.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Sangmeister.

7. SENATOR SANGMEISTER:

8. Thank you, Mr. President and members of the Senate. Senate  
9. Bill 132 is the result of work on a bipartisan basis between  
10. Representative Getty and Representative Leinenweber, who are  
11. members of the National Conference of Commissioners on Uniform  
12. State Laws. This one pertains to Uniform Post Conviction  
13. Procedure Act. Those that practice criminal law know that there  
14. are many procedures that can be brought in the way of post conviction.  
15. This puts them all under one heading, so that there will be one  
16. simple procedure to follow in post conviction proceedings.  
17. It codifies it, puts it in a very simple form and that's what  
18. it does and I would ask for a favorable vote.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Is there any discussion? Senator Bowers.

21. SENATOR BOWERS:

22. I would like, as a matter of legislative history and get  
23. it on the record, Senator Sangmeister. Now this is purported to  
24. be procedural only and does not make any substantive changes in  
25. the...in the process, is that what we're saying?

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Sangmeister.

28. SENATOR SANGMEISTER:

29. Yes, basically, that is correct. Particularly if you are  
30. referring to the writ of habeas corpus, which is procedurally  
31. spelled out in this bill, but it...pursuant with the Illinois  
32. Constitution we cannot suspend habeas corpus, but can provide  
33. for the proceedings by which it can be brought and that's what  
34. this bill does.

20134  
6-18-81  
3rd Reading

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Is there further discussion? Senator Bowers. If not, the  
3. question is shall House Bill 132 pass. Those in favor will vote  
4. Aye. Those opposed vote Nay. The voting is open. Have all  
5. voted who wish? Have all voted who wish? Have all voted  
6. who wish? Take the record. On that question the Ayes are  
7. 54, the Nays are none, 2 Voting Present. House Bill 132,  
8. having received the constitutional majority is declared passed.  
9. House Bill 134, Senator Schaffer. Read the bill, Mr. Secretary.

10. SECRETARY:

11. House Bill 134.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Schaffer.

16. SENATOR SCHAFFER:

17. Mr...Mr. President, several years ago, a appellate court  
18. decision indicated that a EPA permit would preempt local city  
19. and county zoning on the placement of gravel pits. Since then  
20. we've had considerable problem in my part of the world with  
21. this issue. This Senate has once passed a...a virtually identical  
22. bill which was regrettably vetoed by the...Governor. This  
23. bill simply would return, to the locals from...and...and where  
24. it should be, the power...of zoning for gravel pits. It's supported  
25. by the Municipal League, the Farm Bureau and the EPA who say they  
26. do not wish to be a zoning agency. I think it's a good bill,  
27. appreciate your support.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Is there any discussion? If not, the question is shall  
30. House Bill 134 pass. Those in favor will vote Aye. Those opposed  
31. will vote Nay. The voting is open. Have all voted who wish?  
32. Have all voted who wish? Have all voted who wish? Take the record.  
33. On that question the Ayes are 50, the Nays are 2, 2 Voting Present.

HB 145  
3rd Reading

1. House Bill 134 having received the constitutional majority is
2. declared passed. House Bill 143, Senator Chew. Senator Chew.
3. House Bill 145, Senator Marovitz. Read the bill, Mr. Secretary.

4. SECRETARY:

5. House Bill 145.

6. (Secretary reads title of bill)

7. 3rd reading of the bill.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Marovitz.

10. SENATOR MAROVITZ:

11. Thank you, very much, Mr. President, Ladies and Gentlemen  
12. of the Senate. House Bill 145 consolidates all laws relating  
13. to civil procedure into a single act, sections are rearranged  
14. in chronological order so that respective steps occur in judicial  
15. proceedings. The bill passed the House 152 to 0. The Code  
16. amalgamates and integrates a number of procedural acts into  
17. a United Legislative Product, which encompasses the whole  
18. field of civil practice and coordinates all other articles  
19. so that there are no inconsistencies. I would ask for an affirmative  
20. roll call on House Bill 145.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Is there discussion? Senator Marovitz.

23. SENATOR MAROVITZ:

24. This bill was drafted by the Law Revision Commission and  
25. it's intended to be nonsubstantive in nature.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Discussion? Discussion? The question is shall House Bill  
28. 145 pass. Those in favor vote Aye. Those opposed vote Nay.  
29. The voting is open. Have all voted who wish? Have all voted  
30. who wish? Take the record. On that question the Ayes are 55,  
31. the Nays are none, none Voting Present. Senate...House Bill 145,  
32. having received the required constitutional majority is declared  
33. passed. 158, Senator Lemke. Read the bill, Mr. Secretary, please.

END OF REEL

1. SECRETARY:
2. House Bill 158.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. PRESIDING OFFICER: (SENATOR BRUCE)
6. Senator Lemke.
7. SENATOR LEMKE:
8. What this does is...makes a requirement to...in regards
9. to the conducting of raffles in the State as to local govern-
10. ment permits the governing bodies of a county of...or one
11. or more municipalities pursuant to a written contract to
12. jointly establish a system of licensing of organizations
13. to operate raffles when in any area...contiguous territory
14. not contained in the corporate limits of a municipality.
15. It also allows the...that it become immediately effective,
16. also allows...drum and bugle corps...theatrical groups to
17. have...and PTA's to have raffles. I think it's a good bill.
18. I ask for its adoption.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. Is there...is there discussion? Senator Walsh.
21. SENATOR WALSH:
22. Mr. President and members of the Senate, this is a
23. rather significant bill in that it...it provides that licenses
24. can now be issued to not-for-profit corporations, where under
25. the present law, licenses can only be issued to charitable or
26. fraternal organizations. So, you can have a not-for-profit
27. organization with a very...a very highly paid...staff...
28. deriving significant benefits from...from gambling activities.
29. I think this is a bad bill and should be defeated.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. Senator Lemke.
32. SENATOR LEMKE:
33. This just allows not-for-profit organizations. I don't

1. see anything for profit organizations getting...being regulated  
2. and this is regulated by local government. If the local govern-  
3. ment doesn't want to give those, they won't give it to them,  
4. but we leave it up to local option. That's what the bill is  
5. all about and the local government passes their own ordinance as  
6. to how they want to handle the handling of raffles. And I  
7. don't think anybody...in local government is going to let profit  
8. organizations handle raffles, if they want to get reelected.  
9. So, I...I can't see...any problem with this bill and...there's  
10. no...and I think it's a good bill.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further discussion? The question is, shall House Bill 158  
13. pass. Those in favor vote Aye. Those opposed vote Nay. The  
14. voting is open. Have all voted who wish? Have all voted who  
15. wish? Have all voted who wish? Take the record. On that  
16. question, the Ayes are 32, the Nays are 21, 1 Voting Present.  
17. House Bill 158 having received the required constitutional  
18. majority is declared passed. 159, Senator Gitz. Senator Walsh.

19. SENATOR WALSH:

20. I request a verification of the affirmative votes.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Walsh has requested a verification of those who  
23. voted in the affirmative. Will the members please be in their  
24. seats? The Secretary will call those who voted in the affirmative.  
25. When your name is called will you please respond?

26. SECRETARY:

27. The following voted in the affirmative: Becker, Berman,  
28. Bruce, Carroll, Chew, Collins, D'Arco, Dawson, Degnan, Egan,  
29. Friedland, Geo-Karis, Gitz, Grotberg, Hall, Johns, Jeremiah  
30. Joyce, Jerome Joyce, Kent, Lemke, Maitland, Marovitz, Nash,  
31. Nedza, Nega, Newhouse, Savickas, Simms, Taylor, Thomas,  
32. Vadalabene, Mr. President.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Walsh, do you question the presence of any member?  
2. On a verified roll call, there are 32 Ayes, 21 Nays, 1 Voting  
3. Present. And House Bill 158 having received the required  
4. constitutional...majority is declared passed. Senator Lemke  
5. moves to reconsider the vote by which the bill passed. Senator  
6. ...Vadalabene moves to Table that motion. On the motion to  
7. Table, all in favor say Aye. Opposed Nay. The Ayes have it.  
8. The motion to reconsider is Tabled. 159, Senator Gitz. Read  
9. the bill, Mr. Secretary, please.

10. SECRETARY:

11. House Bill 159.

12. (Secretary reads title of bill)

13. 3rd reading of the bill.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Gitz.

16. SENATOR GITZ:

17. Thank you, Mr. President and members of the Senate. This  
18. is a data information systems bill. It basically accomplishes  
19. three things. It requires every State agency or department that  
20. has a computer data system to identify the office or employee  
21. title and description who is authorized to release information  
22. from that computer. Secondly, it provides that computer services  
23. shall identify to the commission all agencies, departments, or  
24. entities authorized to release data from the computer. And  
25. finally, it requires them to establish a written security plan.  
26. However, it has been amended not to supply the plan, but merely  
27. verification to exist. The background to this bill is that for  
28. two years the Data Information Systems Commission has concen-  
29. trated...their study on a computer privacy area. And we have  
30. found that there is a lack of uniformity in how we handle the  
31. security of those kind of computer data systems. This puts us  
32. on the road to some uniformity and I think it is a prudent and  
33. reasonable approach in how to...try to establish some basic



1. ground rules without inhibiting agencies.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there discussion? Is there discussion? The question  
4. is, shall House Bill 159 pass. Those in favor vote Aye.

5. Senator Weaver.

6. SENATOR WEAVER:

7. Thank you, Mr. President. I was just wondering whether  
8. this prohibited exchange of...computer information between  
9. State and Federal Government.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Gitz.

12. SENATOR GITZ:

13. No, Senator Weaver, they...they would not prohibit any  
14. release of information. In fact, the only thing it would do  
15. in the second section is indicate who is authorized to release  
16. that data from the computer, but it does not say that they  
17. cannot release information under any circumstances.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator...further discussion? Further discussion? Senator  
20. Rhoads.

21. SENATOR RHOADS:

22. Is the Legislative Information System covered by this  
23. bill or is it only Executive Branch?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Gitz.

26. SENATOR GITZ:

27. Senator Rhoads, the...bill specifies every State agency  
28. or department and it's my understanding when I queried them  
29. that probably that commission...would not fall under that  
30. definition.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Further discussion? The question is, shall House Bill 159  
33. pass. Those in favor vote Aye. Those opposed vote Nay. The

1. voting is open. Have all voted who wish? Have all voted who  
2. wish? Take the record. On that question, the Ayes are 54,  
3. the Nays are none, none Voting Present. House Bill 159 having  
4. received the required constitutional majority is declared  
5. passed. 174, Senator Marovitz. Read the bill, Mr. Secretary,  
6. please.

7. SECRETARY:

8. House Bill 174.

9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Marovitz.

13. SENATOR MAROVITZ:

14. Thank you, Mr. President and Ladies and Gentlemen of the  
15. Senate. House Bill 174 is the...teacher residency requirement  
16. agreement for the City of Chicago. It has been agreed on by  
17. the city and the...teacher's union. And, in effect, what it  
18. does, it says that those teachers who were hired prior to  
19. September 1, 1980 and were living within the confines of the  
20. City of Chicago would be able to move outside the city, those  
21. teachers working prior to September 1, 1980 and living outside  
22. the City of Chicago could remain outside the City of Chicago,  
23. those teachers hired after September 1, 1980...and to begin  
24. working after that date would have to live within the confines  
25. of the City of Chicago and I would ask for an affirmative roll  
26. call on House Bill 174.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further...is there discussion? Senator Walsh.

29. SENATOR WALSH:

30. Will the Gentleman yield?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Indicates he will yield.

33. SENATOR WALSH:

1. Senator, your...your last remark was, that after...a...a  
2. given date...teachers would have to live in the City of  
3. Chicago?

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Marovitz.

6. SENATOR MAROVITZ:

7. If they were hired after that date. If they had been  
8. working for the City of Chicago Schools, they would not  
9. fall under this.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Walsh.

12. SENATOR WALSH:

13. My...my point is, are we requiring that they live in the  
14. City of Chicago or are we leaving it up to the school board to  
15. ...to so provide?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Marovitz.

18. SENATOR MAROVITZ:

19. Well, the school board has so provided and so they would  
20. be required after September 1, 1980 to live in the City of  
21. Chicago...if hired after that date.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Walsh.

24. SENATOR WALSH:

25. And...and if...if the...if the school board were to change its  
26. policy, this wouldn't...lock them in...this bill would not  
27. require them to live...in the city if the school board were to  
28. ...change its policy? Is that right?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Marovitz.

31. SENATOR MAROVITZ:

32. That is correct.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Further discussion? Further discussion? The question  
2. is, shall House Bill 174...pass. Those in favor vote Aye.  
3. Those opposed vote Nay. The voting is open. Have all voted  
4. who wish? Have all voted who wish? Take the record. On that  
5. question, the Ayes are 53, the Nays are none, 4 Voting Present.  
6. House Bill 174 having received the required constitutional  
7. majority is declared passed. 183, Senator Collins. Read the  
8. bill, Mr. Secretary, please.

9. SECRETARY:

10. House Bill 183.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Collins.

15. SENATOR COLLINS:

16. Thank you, Mr. President. House Bill 183 amends the Chicago  
17. Municipal Employee Pension Code to allow a child...born...con-  
18. ceived out of wedlock to be eligible for a child's annuity,  
19. provided that paternity had been established by a court. I  
20. know of no objection to the bill. It is a very good concept  
21. and I ask for a favorable roll call.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Is there discussion? Senator Bowers.

24. SENATOR BOWERS:

25. Will the sponsor yield to a question?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Indicates she will yield.

28. SENATOR BOWERS:

29. The...I'm sorry, Senator, I did not get a chance to look  
30. at the bill, but the analysis I'm looking at says, convincing  
31. proof of the paternity is presented to the board. You said  
32. court...a court finding...I think also if the father acknow-  
33. ledges...or the reputed father acknowledges, I...I take it

1. that's in the bill. But what is meant by convincing proof of  
2. paternity if that's presented to the board? Has there been a  
3. definition of that anywhere? Or is it...

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Collins.

6. SENATOR COLLINS:

7. It is actually...through the courts. In...under existing  
8. law you have up to two years to establish paternity, which  
9. also include the responsibility of a father of a child con-  
10. ceived out of wedlock for child support...under existing law. So,  
11. it would have to be declared through the court and then proof  
12. of that presented to the board.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Bowers.

15. SENATOR BOWERS:

16. Well, I'm not quite sure of that. Has this been amended  
17. here in the...in the Senate? The...the...let me just say the  
18. ...the one I'm looking at says, he acknowledges that he is the  
19. father of the child or he is found to be the child's father  
20. in court proceeding or...and this is an or not an and...where  
21. clear and convincing proof of paternity is presented to the  
22. board. Now, lacking a court proceeding, what is clear and  
23. convincing proof?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Collins.

26. SENATOR COLLINS:

27. Well, I...I...I'm not aware of the or and I don't have the  
28. bill in front of me right now. I...I didn't...I'm not aware of  
29. the or..

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Bowers.

32. SENATOR BOWERS:

33. I don't have any real objection to what you're trying to

1. do, provided you're limiting it to either acknowledgment or a  
2. court proceeding, but I don't think this board has...is a  
3. Judicial body to the extent that they have the power to find  
4. whether or not this is, in fact,...the...the father. And...  
5. and...besides that, how are these...these people are laymen...  
6. how are they going to determine what is clear and convincing  
7. proof under the law and what isn't? Is just seems to me that  
8. that language...is...is somewhat inappropriate.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Collins.

11. SENATOR COLLINS:

12. I'm sure, Senator Bowers, that it is the intention of the  
13. House sponsor that that proof be established in the court and  
14. that are...can, in fact,...I can take this out of...out of the  
15. record, talk with the sponsor and take the or out, because  
16. the proof has to be established by a court.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? Senator McMillan. Take it out of  
19. the record. 187, Senator Keats. Read the bill, Mr. Secretary,  
20. please.

21. SECRETARY:

22. House Bill 187.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Keats.

27. SENATOR KEATS:

28. House Bill 187 passed out of our Jud. II Committee 8-1, passed the  
29. House 150 to nothing. What it does in substance is provide  
30. that...only on duty or in transit financial institution  
31. security guards...may carry a weapon, because, as you are aware  
32. right now, with these other facilities sometimes the guard has  
33. got to go get the money, but they aren't allowed to carry a

1. weapon while they're getting this money. This just clears  
2. up that problem and I'd appreciate your affirmative vote.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Discussion? Senator Rhoads.

5. SENATOR RHOADS:

6. Senator Keats, it's my understanding that just two years  
7. ago we passed a bill going in the opposite direction saying  
8. that these guards could carry their weapons...to and from the  
9. place of employment. Now, you're reversing field after only  
10. two years?

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Keats.

13. SENATOR KEATS:

14. No,...no, it doesn't have to do with going to and from.  
15. The present law states that in order for the security guard,  
16. as an example, at a Savings and Loan, to carry a weapon you..  
17. have to have a security force of over thirty people. Well,  
18. now with some of these remote tellers, the security guards go...  
19. got to go get the money, but if they don't have thirty guards,  
20. they can't take a weapon. They aren't even allowed to carry  
21. one. This is what it clears up. It doesn't have anything to  
22. do with going to or from. It doesn't hit that directly.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? Further discussion? The question is,  
25. shall House Bill 187 pass. Those in favor vote Aye. Those  
26. opposed vote Nay. The voting is open. Have all voted who wish?  
27. Have all voted who wish? Take the record. On that question,  
28. the Ayes are 53, the Nays are 1, 1 Voting Present. House Bill  
29. 187 having received the required constitutional majority is  
30. declared passed. 190, Senator Grotberg. Read the bill, Mr.  
31. Secretary, please.

32. SECRETARY:

33. House Bill 190.

1. (Secretary reads title of bill)

2. 3rd reading of the bill.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Grotberg.

5. SENATOR GROTBORG:

6. Thank you, Mr. President and fellow members. This bill  
7. does exactly what it says. It removes an obsolete requirement  
8. for a certified check for those of us who have to go in  
9. once a year to the Liquor Commission and buy the State  
10. license. There's no way that anybody is going to start out  
11. their relationship with a liquor license with a bad...check.  
12. So,...you know, they...they got enough trouble after they  
13. get the license. I would move for a favorable roll call.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Is there discussion? Senator...Philip.

16. SENATOR PHILIP:

17. Thank you, Mr. President and Ladies and Gentlemen of the  
18. Senate. I...I would...certainly occur...concur with Senator  
19. Grotberg. I might say this, the amendment also provided you  
20. could...you could have a check drawn on a Savings and Loan.  
21. So, it includes a check from a Savings and Loan or a bank.  
22. It certainly makes it a lot more convenient for restaurateurs  
23. and tavern owners to give a personal check and I don't see  
24. any...opposition to it at all, quite frankly.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Is there discussion? Is there discussion? The question  
27. is, shall House Bill 190 pass. Those in favor vote Aye. Those  
28. opposed vote Nay. The voting is open. Have all voted who...  
29. have all voted who wish? Have all voted who wish? Take the  
30. record. On that question, the Ayes are 55, the Nays are none,  
31. none Voting Present. House Bill 190 having received the re-  
32. quired constitutional majority is declared passed. 192, Senator  
33. Johns. Read the bill, Mr. Secretary, please.



1. SECRETARY:

2. House Bill 192.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Johns.

7. SENATOR JOHNS:

8. Thank you. This...this really should just ask for a roll  
9. call. This is...you're voting the wishes of the children of  
10. the State of Illinois to make the white-tailed deer the animal  
11. of the State. 37.2 percent of the children of Illinois, two  
12. hundred and ninety-eight thousand, voted in favor of this  
13. bill. I recommend a favorable vote.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The question is, shall House Bill 192 pass. Those in  
16. favor vote Aye. Those opposed vote Nay. The voting is open.  
17. Have all voted who wish? Have all voted who wish? Take the  
18. record. On that question, the Ayes are 55, the Nays are none,  
19. none Voting Present. House Bill 192 having received the re-  
20. quired constitutional majority is declared passed. 197, Senator  
21. Grotberg. Read the bill, Mr. Secretary, please.

22. SECRETARY:

23. House Bill 197.

24. (Secretary reads title of bill)

25. 3rd reading of the bill.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Grotberg.

28. SENATOR GROTBORG:

29. Well, thank you, Mr. President and fellow members. This  
30. is now the minnow and the mussel bill, my M and M approach,  
31. allowing...retailing...separate category of retail license  
32. of five dollars for minnow dealers and wholesales at twenty-  
33. five and allowing mussel...fishing...mussel musseling with

1. scuba in the...in the Mississippi and Illinois River and by  
2. permit from other parts of the State through the department.  
3. Any questions? I would move for a favorable adoption. They  
4. both came off the Agreed Bill List.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Discussion? The question is,...Senator Gitz, did you  
7. wish...comment on this one? Senator Gitz.

8. SENATOR GITZ:

9. A very quick question, Senator Grotberg. You had a  
10. Senate Bill and minnow dealers have been running around here...  
11. I know this does not establish the license, but...the fees, but  
12. what exactly is the problem? Why do we even license minnow  
13. dealers to begin with?

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Grotberg.

16. SENATOR GROTBURG:

17. Well, now you're going into a big, deep subject and I would be  
18. glad to edify you that for years we have the Minnow Statute...  
19. in the Fish and Game Code to make sure that nobody brings bad  
20. carp minnows in and good carp minnows out. It's a highly...  
21. regulated business and...for you who don't know what I'm  
22. talking about, just vote Aye anyway.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? The question is, shall House Bill 197  
25. pass. Those in favor vote Aye. Those opposed vote Nay. The  
26. voting is open. Have all voted who wish? Have all voted who  
27. wish? Take the record. On that question, the Ayes are 56,  
28. the Nays are 1, none Voting Present. House Bill 197 having  
29. received the required constitutional majority is declared passed.  
30. House Bill 209, Senator Nedza. Read the bill, Mr. Secretary,  
31. please. Senator, it was just amended today. We'll have to  
32. hold it. House Bill 215, Senator Degnan. 219, Senator Maitland.  
33. Read the bill, Mr. Secretary, please.

HB 219  
3rd Reading

1. SECRETARY:

2. House Bill 219.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Maitland.

7. SENATOR MAITLAND:

8. Thank you, Mr. President and Ladies and Gentlemen of the  
9. Senate. House Bill 219 provides that snowmobiles may lawfully  
10. be...be operated on certain township roads,...obviously, in  
11. the wintertime and they shall be so designated by the...  
12. township...road commissioner. I would...appreciate a favorable  
13. roll call.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. The question is, shall House Bill 219 pass. Those in  
16. favor vote Aye. Those opposed vote Nay. The voting is open.  
17. Have all voted who wish? Have all voted who wish? Take the  
18. record. On that question, the Ayes are 53, the Nays are 3,  
19. none Voting Present. House Bill 219 having received the re-  
20. quired constitutional majority is declared passed. House Bill  
21. 239, Senator Kent. House Bill 242, Senator Marovitz. House  
22. Bill 245, Senator Degnan. House Bill 249, Senator Berman.  
23. Read the bill, Mr. Secretary, please. 249.

24. SECRETARY:

25. House Bill 249.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Berman.

30. SENATOR BERMAN:

31. Thank you, Mr. President. First, to put the bill in  
32. proper context, I'd ask...leave to add Senator Lemke as a  
33. hyphenated cosponsor.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there leave? Leave is granted.

3. SENATOR BERMAN:

4. This bill adds an additional item under which a judge in  
5. setting bail shall consider the street value of drugs that  
6. have been...confiscated in the arrest. There was some question  
7. raised by the League of Women Voters that this was going to be  
8. a...mandated...item that you would have to set the bail at the  
9. street value of the drugs. I don't think they read the bill  
10. and it says it's merely another...item that should be considered  
11. by the judge. In addition,...the...bill provides that upon  
12. a finding of guilty of the drug offense that a fine shall be  
13. imposed...equal to the street value of the drugs. I'd be  
14. glad to respond to questions and ask for your favorable con-  
15. sideration.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Discussion? Discussion? Senator Bowers.

18. SENATOR BOWERS:

19. Will the sponsor yield to a question?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Indicates he will yield. Senator Bowers.

22. SENATOR BOWERS:

23. As I recall, this fine is a minimum fine. There is no  
24. discretion. In other words, if the street value of the drugs  
25. is a million dollars,...the fine has to be a million dollars.  
26. Isn't that correct?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Berman.

29. SENATOR BERMAN:

30. Yes, in fact, by amendment...adopted on the Floor it says,  
31. at not less than.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Bowers.

1. SENATOR BOWERS:

2. Well, I don't know, Mr. President, I...you know, I'm a  
3. firm believer in...in hard-line...hard-line approaches to  
4. drug abuse, but let me just point out something to you. There  
5. are an awful lot of drug abusers who...who really can't help  
6. themselves. They got into the...they got into the problem...  
7. and,...you know, they've got to have it, they can't  
8. support their habit, they either steal, they commit  
9. armed robberies or they sell drugs to others. If they  
10. happen to be unlucky...they happen to be caught with,...you  
11. know, it doesn't take very much to have twenty, thirty, forty  
12. thousand dollars worth of drugs...in addition to all other  
13. penalties they're subjected to, they've got a mandatory fine  
14. of twenty or thirty or forty thousand dollars, whatever  
15. happens to be in their possession. I...I think you can be  
16. tough on...on...on drug abusers, I think you can be tough  
17. on drug users, but I got to tell you in my opinion this is  
18. going a little too far and I have to vote No.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Further discussion? Senator Berning.

21. SENATOR BERNING:

22. A question of the sponsor or someone in that same vein.  
23. Senator, in establishing the fine...equal to the street value  
24. of the drug, would you be implying that the drugs then would  
25. be disposed of by the law authorities and in that way pay the  
26. fine in the event that the individual could not?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Berman.

29. SENATOR BERMAN:

30. Well, if there's a finding of guilty, the drugs, first of  
31. all, are confiscated. That imposes a fine...this has nothing  
32. to do with what happens with the drugs. We're not giving the  
33. drugs to the defendant and allowing him to sell them and then

2. That's not the purpose of the bill.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Lemke.

5. SENATOR LEMKE:

6. I rise in support of this bill. I must agree with...dis-  
7. agree with you, Senator Bowers, because those runners...or  
8. those mules, whether they're teen-agers or what, when the  
9. police catch them, even if they're caught with twenty or  
10. thirty thousand dollars in drugs, will not reveal who they're  
11. running for and will not testify against that person. I think  
12. this bill will say to them that if you're caught, you got to  
13. come up with the money or start...giving us state's evidence,  
14. we'll give you immunity and you testify against that...that...  
15. that manufacturer or that wholesaler of those drugs. I think  
16. this is a good bill. And I think...you know, I come from an  
17. area where the...heroin families run around. And whatever  
18. the bond is they put up the ten percent and...and before the  
19. sun sets that day, they're already in...back in Tijuana,  
20. Mexico on a private plane, because they know they have an  
21. agreement with those runners that they will protect them at  
22. any cost. And if you put those costs up high enough, they're  
23. not going to be able to protect those runners and they're  
24. going to put the runners out of business and those runners  
25. that do do it are either going to cooperate with the police  
26. or pay the fine. And I think it's a good bill and I think  
27. it'll...it'll get at the solution to the drug problem in the  
28. State.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Further discussion? Senator Netsch. Further discussion?  
31. Senator Netsch.

32. SENATOR NETSCH:

33. Thank you. I'd...I'd turned my light off. I just wanted

1. to make one point that has come to the attention of...of those  
2. of us who serve on one of the drug commissions. I happen to  
3. be on the Dangerous Drugs Advisory Council and frequently it  
4. has been called to our attention that those who are in law  
5. enforcement involving drugs prefer not to have fines, bail,  
6. whatever tied to the street price of the drug. They're...  
7. it's a long complicated litany of reasons why that creates,  
8. in their judgment, more problems than it solves. But I  
9. simply wanted to call attention to that.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Further...further discussion? Further discussion?  
12. Senator Berman may close. Senator Johns, did you wish to...  
13. SENATOR JOHNS:

14. I just want to read one thing here to you in the Sun  
15. Times today about drugs and...it relates to what...Senator  
16. Lemke...alluded to. In the...article on page 12 it says,  
17. among the recommendations adopted, as expected, the panel  
18. urged that the United States Navy be brought into the war against  
19. narcotic traffickers. The groups...naval air and sea unit  
20. should be used in detection of airborne and waterborne drug  
21. carriers. Exactly what he was saying, the runners can be in...  
22. of here and out of here and by putting this price so high,  
23. we might deter some of this and I urge support of the bill  
24. that Senator Berman has. Thank you.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Further discussion? Senator Berman may close.  
27. SENATOR BERMAN:

28. Thank you. I think it's rather ironic...usually I would  
29. think that Senator...Bowers' comments would come from Senator  
30. Berman and Senator Berman's comments would come from Senator  
31. Bowers. But turnabout is fair play. I think that we have  
32. to do something to get the profit out of drug dealing. This  
33. is one step. I think it's an important step. Let's get the

1. profit out of it. I urge an Aye vote.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The question is, shall House Bill 249 pass. Those in  
4. favor vote Aye. Those opposed vote Nay. The voting is open.  
5. Have all voted who wish? Have all voted who wish? Take the  
6. record. On that question, the Ayes are 52, the Nays are 1, 3  
7. Voting Present. House Bill 249 having received the required  
8. constitutional majority is declared passed. House Bill 252,  
9. Senator Berman. House Bill 256, Senator Marovitz. Read the  
10. bill, Mr. Secretary, please.

11. SECRETARY:

12. House Bill 256.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Marovitz.

17. SENATOR MAROVITZ:

18. Thank you, Mr. President and Ladies and Gentlemen of the  
19. Senate. House Bill 256 amends the Illinois Commercial Relocation  
20. of Trespassing Vehicles Law, which we passed in 1978. It was  
21. drafted and comes at the recommendation of the Illinois  
22. Commerce Commission and its Chairman, Michael Hasten. The  
23. companies under this legislation...and employees now regulated  
24. will have licenses renewed biennially rather than annually.  
25. Fees will be adjusted to the biennial renewal cycle to improve  
26. supervision of the industry dispatchers, not only the...the  
27. drivers themselves but the dispatchers will be included under  
28. the law. The commission will be empowered to insure the  
29. payment of fees due the State under the Business Corporation  
30. Act. The authority to establish uniform accounting system  
31. for the industry is made explicit under this legislation and  
32. finally, the proposal would broaden the enforcement tools  
33. of the commission to include penalties for violation of the



1. law. Currently all they can do is...revoke or suspend a  
2. license and under this legislation...a third alternative  
3. will be added. The civil penalties determined after hearings  
4. by the commission, with the right of appeal to courts, would  
5. allow punishment for misdeeds which...fit the violations.  
6. Again, this is at the recommendation of the Illinois Commerce  
7. Commission. I would ask for a...affirmative roll call to  
8. this...amendment to our 1978 law.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there discussion? Is there discussion? Senator  
11. Grotberg.

12. SENATOR GROTBORG:

13. Not serving on any of the committees that hear these  
14. things, but let's just start from the beginning. What's  
15. a commercial vehicle relocater?

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Marovitz.

18. SENATOR MAROVITZ:

19. This bill applies only to Cook County and those counties  
20. or municipalities who choose to opt in. This...these are  
21. the towing vehicles, such as the infamous Lincoln Towing  
22. that,...you know, stores and businesses want to get trespassers  
23. off their property. That's what this is...that's what this  
24. bill deals with in this law.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Further discussion? Further discussion? The question  
27. is, shall House Bill 256 pass. Those in favor vote Aye. Those  
28. opposed vote Nay. The voting is open. Have all voted who wish?  
29. Have all voted who wish? Take the record. On that question,  
30. the Ayes are 57, the Nays are none, none Voting Present. House  
31. Bill 256 having received the required constitutional majority  
32. ...is declared passed. House Bill 257, Senator Egan. Read the  
33. bill, Mr. Secretary, please.

1. SECRETARY:

2. House Bill 257.

3. (Secretary reads title of bill)

4. 3rd reading of the bill.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Egan.

7. SENATOR EGAN:

8. Yes, thank you, Mr. President and members of the Senate.  
9. House Bill 257 somewhat streamlines the State Mandates Act.  
10. It does three things basically. It deletes the requirement  
11. that the sponsor of the bill, which has a...an...an effect,  
12. file a statement of the State-wide policy objectives. Now  
13. apparently these statements are rarely filed on time. They're  
14. infrequently referred to and apparently of...of little use.  
15. So, deleting the requirement, I think, is consistent with  
16. the practice and...helpful to the progress. With the remaining  
17. requirements in the...in the Act, it doesn't seem necessary.  
18. It also revises the procedure for identifying a bill or  
19. an amendment as a nonreimbursable mandate and it requires  
20. State mandate fiscal notes to be prepared prior to the final  
21. action on a bill. Presently, you have to file them before  
22. the committee hears the bill, but this requires that bills  
23. can be heard pending the filing of the mandate statement...  
24. rather...you can wait now to file it until final action of  
25. the committee. It's simply that and nothing more. I ask  
26. your favorable consideration.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there discussion? Senator Geo-Karis.

29. SENATOR GEO-KARIS:

30. Will the sponsor yield for a question?

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Indicates he will yield. Senator Geo-Karis.

33. SENATOR GEO-KARIS:

1. At the present time we have the State Mandates Act,  
2. briefly,...what you're doing...are you...because the title of the...  
3. the bill was originally to repeal the State Mandates Act.

4. You are not repealing the State Mandates Act, are you?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Egan.

7. SENATOR EGAN:

8. Oh, no...no. That is not what we're doing. We're  
9. streamlining it...I...I may use that...that word...to...to  
10. make it...in using the Mandate Act we have learned a few  
11. things that we are really incorporating in this bill, but  
12. it does...certainly...not...remove the Mandate Act from the  
13. law books.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Senator Bloom.

16. SENATOR BLOOM:

17. I...thank you, Mr. President and fellow Senators. I rise  
18. in support of this. It...it substantially cuts down on a lot  
19. of duplicative paper work and...resolves...conflict between two  
20. sections of the Act. It's a good bill and I'd urge support.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? The question is, shall House Bill  
23. 257 pass. Those in favor vote Aye. Those opposed vote Nay.  
24. The voting is open. Have all voted who wish? Have all voted  
25. who wish? Take the record. On that question, the Ayes are  
26. 52...53, the Nays are 1, none Voting Present. House Bill 257  
27. having received the required constitutional majority is declared  
28. passed. House Bill 259, Senator Johns. Read the bill, Mr.  
29. Secretary, please.

30. SECRETARY:

31. House Bill 259.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Johns.

3. SENATOR JOHNS:

4. Ladies and Gentlemen of the Senate, this a very simple  
5. bill designed to preserve some of the heritage of America and  
6. especially in older watercraft that is made of wood so they'll  
7. be restored and identified and it's much like the antique car  
8. business that...many of us have as hobbies and I would appreciate  
9. a favorable roll call. This is not a vehicle, nothing hidden  
10. in here, just a little idea that has a lot of merit.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Discussion? Senator Maitland.

13. SENATOR MAITLAND:

14. Thank you, Mr. President. I rise, I guess, in mild  
15. opposition to House Bill 259. If...if you read the bill,  
16. we...we don't address any particular sized boat. The only  
17. qualifications the boat needs is to be at least twenty-five  
18. years old and...powered by the...the original motor or the  
19. same type of motor that was on it when it was...was built.  
20. And, I guess, my concern is twofold. Number one, not knowing  
21. exactly what we're getting into here it can go all the way  
22. down to the smallest type of boat that has a motor on it.  
23. And...and secondly, I guess,...the fact that it says...it  
24. entitles the operator to...or the owner to...to...participate  
25. in...in special events, well, it would seem to me, Senator  
26. Johns, that presently they can participate in those types of  
27. events...with...without the plaque. I...I don't think the  
28. State of Illinois is going to go...bankrupt because of this,  
29. but there is an increased cost to the State and it bothers  
30. me how far reaching this might be.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Further discussion? Senator Johns may close.

33. SENATOR JOHNS:

1. Really,...Senator Maitland, I'm...I'm surprised at you  
2. because there's no cost. There's a twenty-five dollar fee  
3. for this registration of this particular type boat, you see,  
4. and...that takes care of the handling of the registration.  
5. And these are just to be identified. This plaque goes on the  
6. boat. It's...it's no real big deal. Representative Levin  
7. had some people in his district that had a...a very prestigious  
8. older wooden boat they want to preserve and identify such and  
9. it's not really that big a deal. There's nothing hidden in  
10. here. There's no cost to the State with a twenty-five dollar  
11. registration. I would appreciate a favorable roll call.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. The question is, shall House Bill 259 pass. Those in  
14. favor vote Aye. Those opposed vote Nay. The voting is open.  
15. Have all voted who wish? Have all voted who wish? Have all  
16. voted who wish? Take the record. On that question, the Ayes  
17. are 41, the Nays are 13, none Voting Present. House Bill 259  
18. having received the required constitutional majority is de-  
19. clared passed. House Bill 260, Senator Jerome Joyce. Read  
20. the bill, Mr. Secretary, please.

21. SECRETARY:

22. House Bill 260.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Jerome Joyce.

27. SENATOR JEROME JOYCE:

28. Thank you, Mr. President. This legislation extends until  
29. October 1st, 1984 the prohibition against public utilities  
30. discriminating against or imposing a surcharge against customers  
31. using solar energy. The initial legislation established...  
32. this prohibition was passed in 1977 and contained a self-  
33. destruct clause after five years. That's all that it does.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The question is, shall House Bill 260 pass. Those in  
3. favor vote Aye. Those opposed vote Nay. The voting is open.  
4. Have all voted who wish? Have all voted who wish? Take the  
5. record. On that question, the Ayes are 54, the Nays are none,  
6. none Voting Present. House Bill 260 having received the re-  
7. quired constitutional majority is declared passed. House Bill  
8. 264, Senator Sangmeister. Read the bill, Mr. Secretary, please.

9. SECRETARY:

10. House Bill 264.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Sangmeister.

15. SENATOR SANGMEISTER:

16. Yeah, Mr. President and members of the Senate, here's  
17. another piece of great legislation that...more indicates that  
18. we ought to get to another Agreed List. I suppose with that,  
19. everybody will vote No. Anyway, the Waukegan and Joliet...  
20. Exposition Authority, when the Statute was originally passed,  
21. stated for some reason you had to have five votes in order  
22. to pass a measure. Well, you only need four to have a quorum.  
23. So, the way the present law is, they can have a quorum, ready  
24. to do business and they can't pass anything because it takes  
25. five votes. We want to reduce that to four. That's what it  
26. does.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. The question is, shall House Bill...Senator Mahar,...  
29. question.

30. SENATOR MAHAR:

31. Yes, thank you, Mr. President. A question of the sponsor.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Indicates he will yield. Senator Mahar.

1. SENATOR MAHAR:

2. Yes,...when you drop from five to four this...overrules  
3. the...veto power, then there's really...there really is no  
4. veto power. Isn't that correct?

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Sangmeister.

7. SENATOR SANGMEISTER:

8. No, that is incorrect. It does not...does not change  
9. the...the...requirement of five votes to override...on the action.  
10. It has nothing to do with that. Just on regular routine  
11. business it will take four votes, a majority of those voting  
12. rather than...than five. It has nothing to do on overriding.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Mahar. The question is, shall House Bill 264  
15. pass. Those in favor vote Aye. Those opposed vote Nay.  
16. The voting is open. Have all voted who wish? Have all  
17. voted who wish? Take the record. On that question, the  
18. Ayes are 54, the Nays are none, none Voting Present. House  
19. Bill 264 having received the required constitutional majority  
20. is declared passed. House Bill 267, Senator D'Arco. Senator  
21. D'Arco. Read the bill, Mr. Secretary, please.

22. SECRETARY:

23. House Bill 267.

24. (Secretary reads title of bill)

25. 3rd reading of the bill.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator D'Arco.

28. SENATOR D'ARCO:

29. Thank you,...Mr. President. House Bill 267 creates the  
30. Public Adjusters Regulatory Act. What we want to do is try  
31. to regulate people who are in the business of...fire adjusting...  
32. when...persons...are unfortunate enough to have their homes  
33. burned. Fire adjusters come out and board up the home and...

1. have the person sign a contract with them to represent their  
2. interest with the insurance company. These people are un-  
3. licensed...today and the purpose of the bill is to regulate  
4. that profession and provide safeguards to the public so  
5. that they are...not ripped-off by...people representing...  
6. their interest with insurance companies and...I would ask  
7. a favorable vote on House Bill 267. I don't know of any  
8. opposition to the bill.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there discussion? Is there discussion? The question  
11. is, shall House Bill 267 pass. Those in favor vote Aye.  
12. Those opposed vote Nay. The voting is open. Have all voted  
13. who wish? Have all voted who wish? Take the record. On that  
14. question, the Ayes are 38, the Nays are 16, none Voting Present.  
15. House Bill 267 having received the required constitutional  
16. majority is declared passed. For what purpose does Senator  
17. Nimrod arise?

18. SENATOR NIMROD:

19. Thank you, Mr. President. Our former colleague,...Senator  
20. Bob Mitchler, now our liaison from our Veterans Affairs, has...  
21. graciously given us a cake today to remind us about Flag Day...  
22. from June the 14th and...we have it up on the table and he  
23. said on that occasion since we didn't get any speeches or  
24. special...we do have the cake to remind us about that. We  
25. thank...I'd like to at least acknowledge thanks to Senator  
26. Bob Mitchler.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Very good. We're waiting for his...Fourth of July gift.  
29. 272, Senator Berman. Read the bill, Mr. Secretary, please.

30. SECRETARY:

31. House Bill 272.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.



1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Berman.

3. SENATOR BERMAN:

4. This bill,...Mr. President and Ladies and Gentlemen of  
5. the Senate,...terminates the registrations under the Torrens  
6. System with the enactment of this bill. I'd be glad to  
7. respond to any questions.

8. PRESIDENT:

9. Any discussion? If not, the question is, shall House  
10. Bill 272 pass. Those in favor will vote Aye. Those opposed  
11. will vote Nay. The voting is open. Have all voted who wish?  
12. Have all voted who wish? Have all voted who wish? Take the  
13. record. On that question, the Ayes are 52, the Nays are 2,  
14. none Voting Present. House Bill 272 having received the re-  
15. quired constitutional majority is declared passed. 285,  
16. Senator Hall. See if Senator Hall is in the phone booth  
17. there. Yours was amended today. Senator Hall on 285. On  
18. the Order of House Bills 3rd reading, House Bill 285. Read  
19. the bill, Mr. Secretary.

20. SECRETARY:

21. House Bill 285.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDENT:

25. Senator Hall.

26. SENATOR HALL:

27. Thank you, Mr. President and Ladies and Gentlemen of the  
28. Senate. What this bill does, it creates the Belleville...  
29. Exposition Auditorium and Office Building Authority for the  
30. City of Belleville and it...the power to issue revenue bonds  
31. at a maximum interest rate of nine percent per annum,  
32. the prime commercial rate. Seven members of the board will  
33. be appointed and the general powers excluding...eminent domain

1. to acquire land and build this. It should be noted that the  
2. Belleville Authority would...was ineligible for us to receive  
3. State funds as a...results of Public Act 81952, which revised  
4. that any authority created after July the 1st, 1979 is in-  
5. eligible to receive State funds. The structure of the power  
6. of this authority is similar to those in the other nine  
7. Statutory created civic centers. The only basic difference is  
8. that this authority does not have the power to tax or to  
9. issue general obligation bonds, however, it may issue revenue  
10. bonds. And I'd ask your most favorable support of the bill.

11. PRESIDENT:

12. Any discussion? Senator Keats.

13. SENATOR KEATS:

14. Thank you, Mr. President and Ladies and Gentlemen of the  
15. Senate. I would like to ask a question or two of the sponsor.

16. PRESIDENT:

17. The sponsor indicates he'll yield, Senator Keats.

18. SENATOR KEATS:

19. Senator Hall, I...appreciate building this famous edifice  
20. in Belleville, but...could you explain how many of these  
21. exposition centers in the entire State make any money whatsoever?

22. PRESIDENT:

23. Senator Hall.

24. SENATOR HALL:

25. Senator, I don't know the answer to that question, but  
26. the people there are going to pay for their own. We're not  
27. asking for any State funds. I just don't have any idea.

28. PRESIDENT:

29. Senator Keats.

30. SENATOR KEATS:

31. I could answer none. There's not a single one in the  
32. entire State that makes money. Now, in terms of shifting the  
33. burden from the State taxpayers as a whole to one locality,

1. I appreciate your taking it off us, but I was going to explain  
2. this, there are none in the entire State that make money.  
3. Every feasibility study we've done, and we did a series of  
4. them, I was the sponsor of the bills that led to those  
5. feasibility studies two years ago...every feasibility study  
6. showed that if any city could maybe support one it was Chicago  
7. and we all know that McCormick Place...you know, at best  
8. breaks even...loses...however you want to describe it. And  
9. if Chicago can't do it, what you're asking is the taxpayers  
10. of Belleville to pay for a structure that has no chance to  
11. make any money whatsoever and you're not really giving them  
12. the...right to make those decisions. I would appreciate a  
13. negative vote. I guess Belleville is not in my district and  
14. I shouldn't be concerned about those taxpayers, but I think  
15. maybe we all have an obligation to protect them.

16. PRESIDENT:

17. Further discussion? Senator Totten.

18. SENATOR TOTTEN:

19. Thank you, Mr. President and Ladies and Gentlemen of the  
20. Senate. Would the sponsor yield for one question?

21. PRESIDENT:

22. Indicates he will yield, Senator Totten.

23. SENATOR TOTTEN:

24. Are these revenue bonds in any way backed by the State?

25. PRESIDENT:

26. Senator Hall.

27. SENATOR HALL:

28. No. I'm informed by...the House sponsor's sister...I mean...  
29. Representative Steele, Sissy Steele, and that she is saying  
30. that...they are going to fund the whole thing themselves.

31. PRESIDENT:

32. Senator Totten.

33. SENATOR TOTTEN:

1. Well,...thank you, Mr. President. I'm...I'm...I'm sur-  
2. prised at the sponsor, because this...this civic auditorium  
3. in Belleville is going to benefit the rich at the expense  
4. of the poor and...this has not been the preoccupation of the  
5. sponsor in putting measures forth like this. These bonds  
6. could be guaranteed by the State and the State taxpayers  
7. all...the taxpayers all over the State could bear the burden  
8. should these bonds default. I would suggest to the members  
9. of the General Assembly that our experiences...in the civic  
10. auditoriums has not been a good one and we ought not to  
11. create another one and I would recommend a No vote.

12. PRESIDENT:

13. Any further discussion? Senator Johns.

14. SENATOR JOHNS:

15. I just...it comes to mind the question, are these supposed  
16. to be profit making ventures or are they supposed to be for  
17. the public, for the taxpayer to utilize? And I think you've  
18. got to look at the good that comes out of these ventures and  
19. if they don't make money...if they cost the taxpayers something,  
20. it is something that all the taxpayers support and should enjoy.  
21. And so, therefore, I rise in support of this endeavor.

22. PRESIDENT:

23. Further discussion? Senator Bloom.

24. SENATOR BLOOM:

25. Well, I'm looking at the bill and it says, all such bonds  
26. shall be payable solely from revenues or income derived, etc.,  
27. etc. It has the nine percent or seventy percent of prime  
28. language that has consistently been on...such legislation that  
29. has gone through the Finance and Credit Regulations Committee  
30. and I...I don't see any language that says, under no circum-  
31. stances shall any bonds issued by the authority be or become  
32. an indebtedness or obligation to the State of Illinois or of  
33. any other political subdivision or municipality, etc., etc.

1. So, it seems to me this is permissive only and I fail to see  
2. what...the...brouhaha is about. I'd be inclined to support  
3. it because ultimately it's up to the locale to...create the...  
4. authority.

5. PRESIDENT:

6. ...discussion? Senator Vadalabene.

7. SENATOR VADALABENE:

8. Yes, I rise in support of this legislation merely  
9. because St. Clair County opposed mine.

10. PRESIDENT:

11. Any further discussion? Senator Hall may close.

12. SENATOR HALL:

13. Well, in answer to the questions that were asked me.  
14. These are revenue bonds. There's no public monies. The  
15. people there are going to bear the expense of this. You're  
16. not asking for any...any public dollars, they're simply  
17. revenue bonds and that community is affluent enough to  
18. where they can afford it. And so I see no reason in the  
19. world...we're not coming to the State asking one dime. I'd  
20. ask your most favorable support of this bill.

21. PRESIDENT:

22. The question is, shall House Bill 285 pass. Those in  
23. favor will vote Aye. Those opposed will vote Nay. The voting  
24. is open. Have all voted who wish? Have all voted who wish?  
25. Have all voted who wish? Take the record. On that question,  
26. the Ayes are 37, the Nays are 16, 1 Voting Present. House Bill  
27. 285 having received the required constitutional majority is  
28. declared passed. Senator Lemke, for what purpose do you arise?

29. SENATOR LEMKE:

30. A personal...I'd like to introduce the Mayor Oremus...from  
31. Bridgeview sitting on the Floor right here.

32. PRESIDENT:

33. Mr. Mayor, nice to see you, Sir. 286, Senator Geo-Karis.

1. On the Order of House Bills 3rd reading, bottom of page 6,  
2. House Bill 286. Senator...read the bill, Mr. Secretary.

3. SECRETARY:

4. House Bill 286.

5. (Secretary reads title of bill)

6. 3rd reading of the bill.

7. PRESIDENT:

8. Senator Geo-Karis.

9. SENATOR GEO-KARIS:

10. Mr. President and Ladies and Gentlemen of the...Senate,  
11. this bill...levies a petty offense on a film processor who  
12. knowingly...knowingly...processes films with child pornography  
13. in it. And...and if he doesn't report it to the State's...  
14. local State's attorney when he knowingly does it, he can be  
15. subject up to a fine of a hundred and fifty dollars. I move  
16. for its passage.

17. PRESIDENT:

18. Have all...any discussion? Senator Collins.

19. SENATOR COLLINS:

20. Senator Geo-Karis, we talked about this bill in committee  
21. and did you make the...the recommended amendments to this bill?

22. PRESIDENT:

23. Senator Geo-Karis.

24. SENATOR GEO-KARIS:

25. This was not a bill talked in committee. This is a...bill  
26. that came in through...the Judiciary II Committee. And the...  
27. the bill is clear in its stating that the film processor has to  
28. knowingly...have actual knowledge...if he doesn't have actual  
29. knowledge, he's not involved. Okay?

30. PRESIDENT:

31. Senator Philip. Senator Philip. Any further discussion?  
32. If not, the question is, shall House Bill 286 pass. Those in  
33. favor will vote Aye. Those opposed will vote Nay. The voting

1. is open. Have all voted who wish? Have all voted who wish?  
2. Have all voted who wish? Take the record. On that question,  
3. the Ayes are 55, the Nays are none, none Voting Present. House  
4. Bill 286 having received the required constitutional majority  
5. is declared passed. Representative Lechowicz can now go back  
6. across the Rotunda to the...oh, you got one more, okay. The  
7. top of page 7. On the Order of House Bills 3rd reading, House  
8. Bill 288. Read the bill, Mr. Secretary.

9. SECRETARY:

10. House Bill 288.

11. (Secretary reads title of bill)

12. 3rd reading of the bill.

13. PRESIDENT:

14. Senator Nash.

15. SENATOR NASH:

16. Mr. President and Ladies and Gentlemen of the Senate,  
17. House Bill 288 requires the Department of Children and Family  
18. Services to establish a child sexual abuse and exploitation  
19. prevention demonstration center. I urge an Aye vote.

20. PRESIDENT:

21. Any discussion? If not, the question is, shall House  
22. Bill 288...I beg your pardon, Senator Grotberg. That's...that's...  
23. that's what your light is for,...

24. SENATOR GROTBORG:

25. I presume there must be a cost...

26. PRESIDENT:

27. ...Senator Grotberg, we don't need your fingers, just the  
28. light. Senator Grotberg.

29. SENATOR GROTBORG:

30. ...you were...you were talking, Mr. President. I...I  
31. apologize...

32. PRESIDENT:

33. I watch...I watch the board religiously.

1. SENATOR GROTBERG:

2. Yeah and I...I apologize to the Chair, I really do,  
3. because you're always so nice to me and...I have a question of  
4. the sponsor.

5. PRESIDENT:

6. Indicates he will yield, Senator Grotpberg.

7. SENATOR GROTBERG:

8. And he's been nice to me too, but let's talk about the...  
9. the cost a little bit. We who have to save money over here  
10. on the Republican side sometimes have to ask those embarrassing  
11. questions. Is there a fiscal note on it?

12. PRESIDENT:

13. Senator Nash.

14. SENATOR NASH:

15. Senator Grotpberg, it's in the department's budget. It's  
16. a pilot program. This is the same bill we passed out of here,  
17. Senate Bill...205 that we passed out of here 54 to 3.

18. PRESIDENT:

19. Senator Grotpberg.

20. SENATOR GROTBERG:

21. Well, it's about a hundred and fifty thousand dollars...  
22. is what we're talking about, but is it in the Governor's  
23. Budget, that's what I want to know?

24. PRESIDENT:

25. Senator Nash.

26. SENATOR NASH:

27. Forty thousand, it's in the department's budget, Senator  
28. Grotpberg.

29. PRESIDENT:

30. Further discussion? Senator DeAngelis.

31. SENATOR DEANGELIS:

32. A question of the sponsor.

33. PRESIDENT:



1. Indicates he'll yield, Senator DeAngelis.

2. SENATOR DEANGELIS:

3. Senator Nash, you indicated this was a pilot program,  
4. it's my...information that a program already exists in  
5. DCFS of a similar nature. Is that correct?

6. PRESIDENT:

7. Senator Nash.

8. SENATOR NASH:

9. Senator DeAngelis, this mandates...to the director...  
10. have this...maintain this program and...the Director of  
11. Children and Family Services is...is in agreement with this  
12. program.

13. PRESIDENT:

14. Senator DeAngelis.

15. SENATOR DEANGELIS:

16. Was this done...since the bill was introduced? The  
17. information I have is that the...DCFS is in opposition to  
18. this bill.

19. PRESIDENT:

20. Senator Nash.

21. SENATOR NASH:

22. As of the last...this morning, we talked to the director,  
23. he's not in opposition to this bill.

24. PRESIDENT:

25. Further discussion? If not, the question is, shall House  
26. Bill 288 pass. Those in favor will vote Aye. Those opposed  
27. will vote Nay. The voting is open. Have all voted who wish?  
28. Have all voted who wish? Have all voted who wish? Take the  
29. record. On that question, the Ayes are 42, the Nays are 10,  
30. 1 Voting Present. House Bill 288 having received the required  
31. constitutional majority is declared passed. If I can have  
32. your attention,...we are pleased to have with us today a  
33. number of special guests and the Chair will yield to Senator  
34. Bowers.

1. SENATOR BOWERS:

2. Thank you, Mr. President and Ladies and Gentlemen of the  
3. Senate. The Illinois Municipal League is trying to do their  
4. duty and obviously they're sending the mayors down to hammer  
5. us a little bit on a couple of these bills that are floating  
6. around over the Floor of the Senate and it so happens we  
7. have quite a large contingent from DuPage County. I don't  
8. understand that, except I'm a little hard to hammer. I'm...  
9. that may be it. I'm not quite sure. The first one I'm  
10. going to introduce is probably the most beautiful mayor in  
11. DuPage County that's, Mayor Marty Pollard from Lombard. That  
12. happens to be Philip's district, but he said I could handle  
13. it for him. The next introduction is, Mayor Barger from  
14. Wheaton. That's the beautiful 41st district. Mayor. There  
15. he is, excuse me. Mayor Rybicki from Naperville, Mayor Ganet  
16. from Elmhurst, Mayor Chrysogelos from Addison, and Mayor Lish  
17. from Villa Park. Now, those are the DuPage County mayors.  
18. I started out with those. We have a Gentleman, also, from  
19. Stan Weaver's district, Mayor McJilton from Rantoul and  
20. Randy Thomas has asked for the mike. He's got some  
21. insignificant mayor from somewhere he wants to introduce.  
22. Randy.

23.  
24. END OF REEL  
25.  
26.  
27.  
28.  
29.  
30.  
31.  
32.  
33.

1. SENATOR THOMAS:

2. Thank you, very much. This mayor is not from my district  
3. out in the 36th, as a matter of fact, he's a mayor from the 38th  
4. District of Senator John Grotberg. I have known this mayor for  
5. thirty-five years, he's the Mayor of Ottawa, his name is Jim  
6. Thomas, and he's my father.

7. SENATOR BOWERS:

8. Since they're all politicians we're not going to give the  
9. mike to any of them, we can resume the business of the Senate.  
10. Mr. President, thank you, very much for the opportunity. And  
11. welcome mayors and...and do your bit now, send the notes in,  
12. they'll all come out.

13. PRESIDENT:

14. If I may have the attention of the Body, Senators DeAngelis,  
15. Keats, Dawson, and Bruce are down explaining to the press corps  
16. and the world the agreement with respect to unemployment in-  
17. surance. If we get to any of their bills, is there leave to  
18. come back? They have been called down there by the...by the  
19. Governor. Leave is granted. 290, Senator Marovitz. On the  
20. Order of House Bills 3rd reading, top of page 7, House Bill  
21. 290. Read the bill, Mr. Secretary.

22. SECRETARY:

23. House Bill 290.  
24. ( Secretary reads title of bill )  
25. 3rd reading of the bill.

26. PRESIDENT:

27. Senator Marovitz.

28. SENATOR MAROVITZ:

29. Thank you, Mr. President, and Ladies and Gentlemen of the  
30. Senate. House Bill 290 is designed to raise the fees of the  
31. General Education Degree to a level which allows this worthy  
32. program to continue serving individuals who wish to take advantage  
33. of it. We passed the GED Degree legislation in 1961, and the fees

AB 290  
3rd Reading

1. have not been raised since then. We are raising the fees by  
2. this legislation from five dollars to ten dollars. We're seeking  
3. to raise the registration fees, also fees for retesting of a  
4. particular area, and also fees to cover certification. I would  
5. ask for a favorable roll call of...on House Bill 290.

6. PRESIDENT:

7. Any discussion? If not, the question is, shall House Bill  
8. 290 pass. Those in favor will vote Aye. Those opposed will vote  
9. Nay. The voting is open. Have all voted who wish? Have all  
10. voted who wish? Have all voted who wish? Take the record. On  
11. that question, the Ayes are 54, the Nays are none, none Voting  
12. Present. House Bill 290, having received the required constitu-  
13. tional majority is declared passed. Senator Maitland on 293.  
14. 295, Senator Vadalabene. 305, Senator Maitland. On the Order  
15. of House Bills 3rd reading, House Bill 305. Read the bill, Mr.  
16. Secretary.

17. SECRETARY:

18. House Bill 305.  
19. ( Secretary reads title of bill )  
20. 3rd reading of the bill.

21. PRESIDENT:

22. Senator Maitland.

23. SENATOR MAITLAND:

24. Thank you, Mr. President, and Ladies and Gentlemen of the  
25. Senate. House Bill 305 changes the law that will...that will  
26. allow agents who work within a partnership association or a cor-  
27. poration to sell insurance without being a member or an officer  
28. of that corporation. And additionally, it simply...it clarifies  
29. language to the law to prohibit bank holding companies from  
30. being issued an insurance agent or a broker's license. And that  
31. was the amendment that we put on the other day.

32. PRESIDENT:

33. Any discussion? If not, the question is, shall House Bill 305

HB 309  
3rd Reading

1. pass. Those in favor will vote Aye. Those opposed will vote  
2. Nay. The voting is open. Have all voted who wish? Have all  
3. voted who wish? Have all voted who wish? Take the record.  
4. On that question, the Ayes are 52, the Nays are none, 1 Voting  
5. Present. House Bill 305, having received the required consti-  
6. tutional majority is declared passed. 309, Senator Lemke. On  
7. the Order of House Bills 3rd reading, House Bill 309. Read the  
8. bill, Mr. Secretary.

9. SECRETARY:

10. House Bill 309.

11. ( Secretary reads title of bill )

12. 3rd reading of the bill.

13. PRESIDENT:

14. Senator Lemke.

15. SENATOR LEMKE:

16. What this bill is...is...is...is a bill suggested by the  
17. Chief Justice Goldenhersh, and the...the Illinois State Bar  
18. Association to clear up a problem there is with...in regards  
19. to the filing of...of a lawsuit on...in a casualty and fire  
20. policy. What this does, is clears up the law, and we...we  
21. set a definite period instead of a case to case situation which  
22. is now what this does. Is says that the Statute...is...runs from  
23. the date the claim is denied and clears up the problem.

24. PRESIDENT:

25. Any discussion? If...yes, Senator Rupp.

26. SENATOR RUPP:

27. Thank you, Mr. President. This bill originally was assigned  
28. to the Insurance Committee. It was a Do Pass decision on the part  
29. of the Insurance Committee, and now it went to Judiciary, and  
30. now, it's coming back again. I do not recommend that this bill  
31. be passed.

32. PRESIDENT:

33. Further discussion? Senator Lemke, do you wish to close?

1. SENATOR LEMKE:

2. I think it's a good bill, I think it clears up the problem in  
3. the State of Illinois, as the Supreme Court has said, it's up to the  
4. ...we have to clear up the problem, otherwise it's going to be  
5. an each...each case to case...basis, and it will be hodgepodge.  
6. One guy will get something, and the other guy won't, and this  
7. just sets it out and says this is the Statute, everybody, and  
8. everybody is treated the same, and no more, that's all it does.  
9. I ask for a favorable vote.

10. PRESIDENT:

11. The question is, shall House Bill 309 pass. Those in favor  
12. will vote Aye. Those opposed will vote Nay. The voting is open.  
13. Have all voted who wish? Have all voted who wish? Have all voted  
14. who wish? Take the record. On that question, the Ayes are 34,  
15. the Nays are 19, none Voting Present. House Bill 309, having  
16. received the required constitutional majority is declared passed.  
17. 319, Senator Marovitz. 322. On the Order of House Bills 3rd  
18. reading, House Bill 322. Read the bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 322.  
21. ( Secretary reads title of bill )  
22. 3rd reading of the bill.

23. PRESIDENT:

24. Senator Marovitz.

25. SENATOR MAROVITZ:

26. Thank you, very much, Mr. President, and Ladies and Gentlemen  
27. of the Senate. House Bill 322 makes it a criminal offense to  
28. knowingly possess fireworks unless a local permit is obtained  
29. or possession is by a registered fireworks manufacturer. While  
30. presently sale and use of fireworks are Class B misdemeanors,  
31. possession is not presently illegal under the Act. This bill adds  
32. possession to the list of fireworks offenses. And I would ask  
33. for an affirmative roll call.

1. PRESIDENT:

2. Any discussion? Senator Rhoads.

3. SENATOR RHOADS:

4. A question of the sponsor?

5. PRESIDENT:

6. Indicates he'll yield. Senator Rhoads.

7. SENATOR RHOADS:

8. What does...what are the penalties, Senator Marovitz, for  
9. the...for violating this Act, if...should it become law?

10. PRESIDENT:

11. Senator Marovitz.

12. SENATOR MAROVITZ:

13. Up to one pound, it's a petty offense, a five hundred dollar  
14. maximum fine only. From one to three pounds, it's a Class B mis-  
15. demeanor, a maximum of six months and a five hundred dollar fine.  
16. And for three pounds or over, a Class A misdemeanor, which is  
17. the maximum of one year, and one thousand dollar fine. I should  
18. add, that sparklers have been excluded in the Kim Sangmeister  
19. amendment from...from this legislation.

20. PRESIDENT:

21. Senator Rhoads.

22. SENATOR RHOADS:

23. Can you tell me what the origin of this bill was, where it  
24. came from, and who requested it, and so forth?

25. PRESIDENT:

26. Senator Marovitz.

27. SENATOR MAROVITZ:

28. I...I...I can't tell you that, because this is a House Bill,  
29. it's sponsored by Representative Daniels. There was a...I can  
30. ...I can tell you, that there was a rather substantial expose' on  
31. ...on NBC about possession of fireworks, and several homes were  
32. found where there was just pounds, and pounds, and pounds of fire-  
33. works that were possessed, they were not being used at the time, they  
were...were not being sold at the time. This was a loophole in

1. the law as resulted in that expose. I believe NBC contacted  
2. Representative Daniels. Representative Daniels did put this  
3. legislation in, I think that's where it emanated from.

4. PRESIDENT:

5. Senator Rhoads.

6. SENATOR RHOADS:

7. Well, it's...it's hard to speak against this bill, but I  
8. really wonder if we're making a...a new class of criminals here.  
9. People who have brought back fireworks with them from another  
10. state, or...I...I grant you, that it is now illegal to use them,  
11. but for the mere possession to provide those kinds of penalties,  
12. it just seems to me to be, like Senator Bowers said, on a previous  
13. bill, going a bit far.

14. PRESIDENT:

15. Further discussion? Senator Berning.

16. SENATOR BERNING:

17. A question of the sponsor, please?

18. PRESIDENT:

19. Indicates he will yield. Senator Berning.

20. SENATOR BERNING:

21. Senator, just looking at this quickly, it would appear  
22. to me that if I and my grandson stopped in Wisconsin and bought  
23. some firecrackers or other kinds of fireworks display material,  
24. and drove home into Illinois, and for some reason I was appre-  
25. hended by the police enforcement...department, whether I was  
26. speeding or happened to go through a stop light, or just stopped  
27. along side the road, and this was discovered in the car, I would  
28. be eligible for a rather substantial fine. Is that correct?

29. PRESIDENT:

30. Senator Marovitz.

31. SENATOR MAROVITZ:

32. Well, you're getting into a search and seizure question,  
33. which I don't think we want to get into in this particular case.



1. However, the fact is, if you were to buy those fireworks, which  
2. it would be illegal for you and your fine grandson to use, then  
3. if you had those fireworks, you would be violating the law.

4. PRESIDENT:

5. Senator Berning.

6. SENATOR BERNING:

7. That's what I was afraid was the case. But it's not illegal  
8. to buy them in Wisconsin, and use them up there, but frequently  
9. my grandson who lives in Virginia would like to take some home  
10. with him. Now, I don't know whether they're legal to use there,  
11. but it would seem to me that the mere possession of them, even  
12. for future use in Wisconsin would be, under this, a rather severe  
13. penalty, and I think rather unjustified. I...I believe this  
14. is going a bit too far. As a matter of fact, Mr. President,  
15. and members of the Senate, most of you can't remember as far  
16. back as I can, but there was a time when the 4th of July was  
17. the biggest day in the year. Christmas, New Year's, birthdays,  
18. nothing compared to the 4th of July. I sincerely regret that  
19. our Statutes now prevent the use of fireworks by our young  
20. people today. That...that is a pleasure, and a type of patri-  
21. otic celebration, that I think they ought to still have.

22. PRESIDENT:

23. Further discussion? Senator Bowers.

24. SENATOR BOWERS:

25. Well, thank you, Mr. President. And I just want to point  
26. out to the Body, that there is a real problem with respect to  
27. the transportation of fireworks. Now, I would certainly agree,  
28. Senator Berning, that in the case where you and your son come  
29. across the State line, that probably isn't all that serious,  
30. but there are some heavy usage of transportation by automobiles,  
31. et cetera, that has caused some particularly tough law enforcement  
32. problems. And there's...you know, we had a series of new...news-  
33. paper articles two years ago, and as you'll recall, Channel 5

1. did a little expose' on this a couple of years ago. There's  
2. been a number of murders in Ohio that have been directly re-  
3. lated to this problem, and so forth, and so on. Now, as far  
4. as the penalty is concerned, I want to point out that you're  
5. only a misdemeanor up to three pounds of fireworks, exclusive  
6. of external packaging. Now, three pounds, if you want to put  
7. them on a scale is an awful lot of fireworks. And...so what  
8. the bill is really designed to do, and if you want to make that  
9. five pounds or if you want to make that a Class C misdemeanor,  
10. I wouldn't have any problem with that. But the...the...the  
11. guts of the bill, and the important part of the bill, are...are  
12. up in the...in the higher categories. Also, of course, I should  
13. point out, if it's up...up to one pound, which is still a con-  
14. siderable amount of fireworks, it's only a petty...it's only a  
15. petty offense. So, I don't think that penalty is extreme. I  
16. would point out to you, there is no legal use that can be made  
17. of these instruments in the State of Illinois. Today you can't  
18. fire them off. Now, I realize that...I know what the real world  
19. ...how the real world exists, but...but the simple fact is, there  
20. is no legal use of them, and if there's no legal use of them,  
21. then I find no...nothing abhor rent about saying that you shouldn't  
22. possess them. And I don't think those penalties are too high  
23. until you get into the higher categories, and that's where  
24. there is a very serious law enforcement problem. I would hope  
25. we could vote this bill out.

26. PRESIDENT:

27. Further discussion? Senator Rhoads.

28. SENATOR RHOADS:

29. I apologize for rising for the second time, but Senator  
30. Marovitz, there are circumstances under which a legal display  
31. can be conducted. Now, that...those circumstances are exempted  
32. from this bill? Thank you.

33. PRESIDENT:

1. Further discussion? Senator Marovitz may close.

2. SENATOR MAROVITZ:

3. Thank you, Mr. President. I would just clarify once again,  
4. and reiterate for the Body, that it is presently illegal in  
5. the State of Illinois to use or sell fireworks. That is the  
6. law today, we are not changing that whatsoever by this legislation,  
7. we are just also saying that it's illegal to possess those same  
8. fireworks, which, in fact, it would be illegal to use. It does  
9. solve a problem that has occurred in the State of Illinois. I would  
10. ask for a favorable roll call.

11. PRESIDENT:

12. The question is, shall House Bill 322 pass. Those in  
13. favor will vote Aye. Those opposed will vote Nay. The voting  
14. is open. Have all voted who wish? Have all voted who wish?  
15. Have all voted who wish? Take the record. On that question,  
16. the Ayes are 42, the Nays are 11, 1 Voting Present. House Bill  
17. 322, having received the required constitutional majority is  
18. declared passed. 335, Senator Lemke. On the Order of House  
19. Bills 3rd reading, House Bill 335. Read the bill, Mr. Secretary.

20. SECRETARY:

21. House Bill 335.

22. ( Secretary reads title of bill )

23. 3rd reading of the bill.

24. PRESIDENT:

25. Senator Lemke.

26. SENATOR LEMKE:

27. The intent of the bill is to...to broaden the Statutory  
28. ...powers of trustees so that the drawing up of a trust agreement,  
29. the size of it can be cut down in a shorter matter, therefore, the  
30. average individual can read it. The other thing is a very major  
31. part of the bill, on the status of women..work on this, to look  
32. through all our Statutes to make sure we don't use the word male  
33. or female, or that. And this one is really a big change, you know,

1. for...since the common law, we always had the...prudent man rule,  
2. but now we're going to have instead of that, the prudent  
3. person rule. So...and we need a...have a commission to...  
4. to change words. I ask for its adoption.

5. PRESIDENT:

6. Any discussion? If not, the question is, shall House  
7. Bill 335 pass. Those in favor will vote Aye. Those opposed  
8. will vote Nay. The voting is open. Have all voted who wish?  
9. Have all voted who wish? Have all voted who wish? Take the  
10. record. On that question, the Ayes are 55, the Nays are 1,  
11. none Voting Present. House Bill 355...335, having received  
12. the required constitutional majority is declared passed.  
13. 337, Senator Vadalabene. On...339, Senator Nega. On the  
14. Order of House Bills 3rd reading, the top of page 8, House  
15. Bill 339. Read the bill, Mr. Secretary.

16. SECRETARY:

17. House Bill 339.  
18. ( Secretary reads title of bill )  
19. 3rd reading of the bill.

20. PRESIDENT:

21. Senator Nega.

22. SENATOR NEGA:

23. Mr. President, and members of the Senate. This...House Bill  
24. 339 amends the Criminal Code to remove the age limitation thus  
25. making the Statute applicable to any person regardless of age.  
26. And it states that a person who expressly or impliedly threatens  
27. to do bodily harm, or does bodily harm to an individual or to  
28. an individual's family, or uses any other criminally unlawful  
29. means to solicit or cause any person to join any organization or  
30. association, regardless of the nature of such organization,  
31. association, is guilty of a Class 3 Felony. I solicit your  
32. favorable support.

33. PRESIDENT:

1. Any discussion? If not, the question is, shall House Bill  
2. 339 pass. Those in favor will vote Aye. Those opposed will  
3. vote Nay. The voting is open. Have all voted who wish? Have  
4. all voted who wish? Have all voted who wish? Take the record.  
5. On that question, the Ayes are 55, the Nays are none, none Voting  
6. Present. House Bill 339, having received the required constitu-  
7. tional majority is declared passed. 341, Senator Berning. On  
8. the Order of House Bills 3rd reading, House Bill 341. Read the  
9. bill, Mr. Secretary.

10. SECRETARY:

11. House Bill 341.

12. ( Secretary reads title of bill )

13. 3rd reading of the bill.

14. PRESIDENT:

15. Senator Berning.

16. SENATOR BERNING:

17. Thank you, Mr. President, and members of the Senate. Actually,  
18. this bill is the same as Senate Bill 438 by Senator Lemke, which  
19. has already passed the Senate, and is over in the House. As  
20. amended, it now provides for adequate insurance by operators of  
21. amusement rides, and...and attraction safety material. The...  
22. Department of Labor is now in support of this, the Organized  
23. Amusement Industry is in support of the bill. I know of no  
24. further opposition to it. And I would request a favorable roll  
25. call, Mr. President.

26. PRESIDENT:

27. Any discussion? If not, the question is, shall House Bill  
28. 341 pass. Those in favor will vote Aye. Those opposed will vote  
29. Nay. The voting is open. Have all voted who wish? Have all  
30. voted who wish? Have all voted who wish? Take the record. On  
31. that question the Ayes are 49, the Nays are none, 2 Voting  
32. Present. House Bill 341, having received the required constitu-  
33. tional majority is declared passed. 348, Senator Maitland. On

1. the Order of House Bills 3rd reading, House Bill 348. Read  
2. the bill, Mr. Secretary.

3. SECRETARY:

4. House Bill 348.

5. ( Secretary reads title of bill )

6. 3rd reading of the bill.

7. PRESIDENT:

8. Senator Maitland.

9. SENATOR MAITLAND:

10. Thank you, Mr. President, and Ladies and Gentlemen of the  
11. Senate. House Bill 48 amends the Insurance Code by moving the  
12. late payment inducement from the Premium Finance Article to  
13. the Agent and...Brokers Article. And, quite frankly, what this  
14. does, it allows the assessment of a late charge without obtaining  
15. the premium finance company license, which costs fifty dollars.

16. PRESIDENT:

17. Any discussion? Senator Buzbee.

18. SENATOR BUZBEE:

19. I have one question. Why?

20. PRESIDENT:

21. Senator Maitland.

22. SENATOR MAITLAND:

23. I...I guess the simple answer, Senator Buzbee, would be  
24. that to save the...the...the license fee, there's a fifty dollar  
25. charge for the license fee. It still, of course, will allow  
26. for the inducement of early payment, and it just seems as though  
27. it was unnecessary.

28. PRESIDENT:

29. Senator Buzbee.

30. SENATOR BUZBEE:

31. Well, a...again, you know, why are we interested in saving  
32. an insurance company fifty dollars?

33. PRESIDENT:

1. Senator Maitland.

2. SENATOR MAITLAND:

3. What this does, really, Senator Buzbee, is to prevent the  
4. insurance agency...or the insurance agent from having to get into  
5. some kind of a premium financing operation.

6. PRESIDENT:

7. Senator Buzbee.

8. SENATOR BUZBEE:

9. Well, the...the late charge is assessed by the company, is  
10. it not? It's not assessed by the agent.

11. PRESIDENT:

12. Senator Maitland.

13. SENATOR MAITLAND:

14. It...Senator Buzbee, it allows the agent to assess it.

15. PRESIDENT:

16. Senator Buzbee.

17. SENATOR BUZBEE:

18. Well, again, are...are you talking about homeowners insurance,  
19. automobile insurance, liability, personal liability insurance,  
20. and all of that sort of thing? You know, I...my...my agent  
21. doesn't assess me any late fee if I don't pay on time, but the  
22. company...the company might assess me a late fee if I...if I  
23. have a direct pay to the company, but if I'm...if I'm paying to  
24. the agent, I'm not aware of any agents assessing late fees.

25. PRESIDENT:

26. Senator Maitland.

27. SENATOR MAITLAND:

28. Well, he can't now do that without a license. And this  
29. allows him to do it without a license.

30. PRESIDENT:

31. Senator Buzbee.

32. SENATOR BUZBEE:

33. Well, I...I...I...I get the distinct impression that Senator  
Rupp wants to get involved in this conversation, and I'd...I'd

1. like to hear his rendition, so I won't...I won't address any  
2. more questions to Senator Maitland.

3. PRESIDENT:

4. Senator Rupp.

5. SENATOR RUPP:

6. Thank you. No music. Actually, what the practical situation  
7. is, when you go in and you buy a policy, the agent is the one  
8. who collects from you, and he in turn has to have a premium  
9. trust fund, and account for all that money, and then forward  
10. it to the company. However, if you don't show up, he has an  
11. option of...from his own money, paying the company to keep your  
12. coverage in force. Now, up till recently, there was no way  
13. that he could say to you, well fine, I will finance your premium  
14. without him getting into the whole act of...of setting up a  
15. premium financing department, and following all the rules and  
16. regulations of premium financing. It's not that, it's not a  
17. formal thing, it's an informal arrangement where you are...you  
18. come in Saturday, when it should have been in Wednesday or some-  
19. thing like that, and he now can, under this, charge you a late  
20. charge. He doesn't have to, there's nothing compulsory, and  
21. normally the agents do not do it, provided it does not get  
22. to a lengthy time. But all it is, is avoiding the...each in-  
23. dividual insurance agent having to set up a premium financing  
24. department and complying with all the rules and regulations.

25. PRESIDENT:

26. Further discussion? Senator Maitland may close.

27. SENATOR MAITLAND:

28. Thank you, Mr. President. I appreciate a favorable roll  
29. call.

30. PRESIDENT:

31. The question is, shall House Bill 348 pass. Those in favor  
32. will vote Aye. Those opposed will vote Nay. The voting is  
33. open. Have all voted who wish? Have all voted who wish? Have



1. all voted who wish? Take the record. On that question, the  
2. Ayes are 50, the Nays are 1, 1 Voting Present. House Bill 348,  
3. having received the required constitutional majority is declared  
4. passed. 368, Senator Coffey. On the Order of House Bills 3rd  
5. reading, House Bill 368. Read the bill, Mr. Secretary.

6. SECRETARY:

7. House Bill 368.

8. ( Secretary reads title of bill )

9. 3rd reading of the bill.

10. PRESIDENT:

11. Senator Coffey.

12. SENATOR COFFEY:

13. Mr. President, and members of the Senate. House Bill 368  
14. amends the Nursing Home Care Reform Act of 1979 to establish  
15. an order of priority for those individuals who can execute the  
16. nursing home contract and adds the members of the immediate  
17. family among those individuals. There was also a committee  
18. amendment that was attached which exempts laboratories owned  
19. and operated by insurance companies from the Illinois Clinical  
20. Laboratories Act. I'd ask for a favorable roll call, and be  
21. glad to answer any questions you might have.

22. PRESIDENT:

23. Any discussion? Senator Gitz.

24. SENATOR GITZ:

25. Not, on this bill, Mr. President. My key was turned, I simply  
26. wanted the record to reflect that on House Bill 348, that I  
27. did wish to be recorded Aye, and would have so voted.

28. PRESIDENT:

29. The record will so indicate. Discussion on 368? Senator  
30. Berman.

31. SENATOR BERMAN:

32. Will the sponsor yield?

33. PRESIDENT:

1. He indicates he'll yield. Senator Berman.

2. SENATOR BERMAN:

3. Would you explain to me why we are exempting certain clinical  
4. laboratories from registration just because they're owned by in-  
5. surance companies?

6. PRESIDENT:

7. Senator Coffey.

8. SENATOR COFFEY:

9. Yes, if I could, I would like to yield to where the amendment  
10. came from, Senator Keats.

11. PRESIDENT:

12. Senator Keats.

13. SENATOR KEATS:

14. Thank you. There are only a couple in the whole State, the  
15. Department of Public Health normally regulates them. They are  
16. aware of these, the Department of Public Health says it's no  
17. problem, it's just a dual function, they end up regulating lab-  
18. oratories, that there's no need for them to do. So, it's an expense  
19. to the taxpayers that doesn't need to be. So, it's...it's just  
20. a couple, and the State Public Health is aware, they've checked  
21. off, and there's...to the best of my knowledge, no opposition to  
22. it.

23. PRESIDENT:

24. Senator Berman.

25. SENATOR BERMAN:

26. Well, you know, most of the time these clinical laboratories  
27. don't like to be regulated, period, and misery loves company. So,  
28. I'm just not sure why you want to pick a particular type of  
29. clinical laboratory. Are you telling me that these labs don't  
30. service the public, and they're only in house? And if that  
31. is, then it should be described that way in the amendment, rather  
32. than the nature of the ownership.

33. PRESIDENT:

1. Senator Keats.

2. SENATOR KEATS:

3. Yes, that would be a correct one. In terms of legal terms,  
4. that's what it does, but yes, these are in house. They're used  
5. internally, if there were any discrepancy it would be, you know,  
6. there would be another check made. So, your...your comments  
7. are accurate, there's no problem with that, though.

8. PRESIDENT:

9. Senator Berman.

10. SENATOR BERMAN:

11. Well, if they're accurate, what are we...how are we going  
12. to change it?

13. PRESIDENT:

14. Senator Keats.

15. SENATOR KEATS:

16. What I'm saying is, in the law there's no need, it does  
17. what...what you wish. I mean, it...that's what it does.

18. PRESIDENT:

19. Further discussion? Senator Coffey may close.

20. SENATOR COFFEY:

21. Yes, I just ask for a favorable roll call.

22. PRESIDENT:

23. The question is, shall House Bill 368 pass. Those in  
24. favor will vote Aye. Those opposed will vote Nay. The voting  
25. is open. Have all voted who wish? Have all voted who wish?  
26. Have all voted who wish? Take the record. On that question,  
27. the Ayes are 47...48, the Nays are none, 3 Voting Present.  
28. House Bill 368, having received the required constitutional  
29. majority is declared passed. On the Order of House Bills 3rd  
30. reading, House Bill 372. Read the bill, Mr. Secretary.

31. SECRETARY:

32. House Bill 372.

33. ( Secretary reads title of bill )

1. 3rd reading of the bill.

2. PRESIDENT:

3. Senator Keats.

4. SENATOR KEATS:

5. Thank you, Mr. President, and Ladies and Gentlemen of the  
6. Senate. This passed Executive Committee on a vote of eleven  
7. to four. What it does right now, it allows insurance companies  
8. to contribute to political campaigns. Right now, the large and  
9. small ones can, this one simply allows the...medium sized ones  
10. to do the same thing as the large and small. I'd appreciate a  
11. favorable roll call.

12. PRESIDENT:

13. Any discussion? Senator D'Arco.

14. SENATOR D'ARCO:

15. Mr. President, this may have passed out of the Executive  
16. Committee eleven to four, but it should have been in the Insur-  
17. ance Committee, because it is an insurance bill. And I don't  
18. know why it didn't go to my committee, but it didn't. And to  
19. say that it allows...it allows mediumsized companies to con-  
20. tribute to political campaigns, and because the law already  
21. provides that large and small ones can, is such a misstatement  
22. that I can't believe it. The prohibition against political  
23. contributions given by insurance companies applies to all  
24. insurance companies. Not large ones and small ones with the  
25. exceptions of mediumsized ones. There is no reason why we  
26. should pass this bill. I understand maybe, that the Republicans  
27. ...some Republican Senators want insurance companies to give  
28. them political contributions, but we feel on the Democratic  
29. side, I would think, that there is no reason for this bill.

30. PRESIDENT:

31. Further discussion? Senator Savickas.

32. SENATOR SAVICKAS:

33. Yes, Mr. President, and members of the Senate. Senator

1. Keats wasn't totally honest in his analysis of the contribution.  
2. And Senator D'Arco just touched upon it. At present time, the  
3. companies are prohibited from contributing corporately, they  
4. do it individually through holding companies, but they must  
5. do it on an individual basis. Senator Keats wishes to allow the  
6. insurance companies to contribute through their corporate funds  
7. to candidates...to candidates in a...I would like to remind you  
8. that Governor Thompson had vetoed this same type of legislation  
9. last Session, because it does create a conflict. We're talking  
10. about the ability of the State Insurance Director, the Governor,  
11. State officers to accept contributions from the insurance companies  
12. who will regulate them after they are elected. And I think  
13. that the distinction should be made that this would allow in-  
14. surance companies to contribute out of their corporate profits,  
15. and not individually, now, per person, as they must do out of  
16. their own pockets. And I would suggest that this bill was a  
17. dangerous precedent to be set, that it should be defeated.

18. PRESIDENT:

19. Further discussion? Senator Johns.

20. SENATOR JOHNS:

21. A question of the sponsor?

22. PRESIDENT:

23. Indicates he'll yield.

24. SENATOR JOHNS:

25. Senator Keats, is my experience wrong, in that I have read  
26. time and time again that the greatest concentration of wealth in  
27. the business world, today, is in the insurance...industry?

28. PRESIDENT:

29. Senator Keats.

30. SENATOR KEATS:

31. No, that is not accurate, the greatest concentrations of  
32. wealth today, happen to be, number one, in pension funds, and number  
33. two, in the Federal Government. In fact, number three, I think is

1. the Catholic church.

2. PRESIDENT:

3. Senator Johns.

4. SENATOR JOHNS:

5. Well, again, now right there, you lost what I asked you. In  
6. the business world, you used government, you used the church, and  
7. you used pension funds, I'm talking about in corporation, corporate  
8. structure, et cetera, isn't it in the insurance field?

9. PRESIDENT:

10. Senator Keats.

11. SENATOR KEATS:

12. Okay, the answer to your question, I'm sorry, I did miss  
13. that. I think the number one accumulation of wealth is Senator Frank  
14. Ozinga, after Frank, I think the next biggest accumulation...  
15. if my understanding is accurate, is pension funds. In this  
16. case, USHA union pension funds, and beyond that I just  
17. can't answer your question. I mean, that's just not something  
18. I'm...I know for sure, but I know pension funds is the largest  
19. single area.

20. PRESIDENT:

21. Further discussion? Senator Keats.

22. SENATOR KEATS:

23. I think that, you know, I always was for this concept until  
24. I start analyzing it. And after analyzing the bill, I would  
25. say, that if we pass this bill in Illinois, this allows insurance  
26. companies to take the policyholder's money and contribute it  
27. throughout the fifty states, as long as they're based in Illinois.  
28. In other words, Illinois companies will be making political  
29. contributions not only in Illinois, but they'll be making con-  
30. tributions in Indiana, and every other state in the union. And  
31. that way, the Illinois policyholders will be paying for laws  
32. in Indiana, Wisconsin, and all over, and...and...to lobby...for  
33. lobbying it. I don't think it's a good idea, I don't think it's a

1. good precedent. An insurance company is like a public utility,  
2. public utilities don't make political contributions, banks don't  
3. make political contributions. I don't think insurance companies  
4. should, because what it is, is a...it's a public utility, let's  
5. face it. It's people getting together as insurers to protect  
6. somebody else's loss, and that's how it all started. And I  
7. don't think that the cost of political contributions should be  
8. pushed upon the policyholders who are being assessed big premiums  
9. as it is now.

10. PRESIDENT:

11. Further discussion? Senator Joyce.

12. SENATOR JEREMIAH JOYCE:

13. A question of Senator Lemke. Public...public utilities  
14. can't make political contributions?

15. PRESIDENT:

16. Senator Lemke indicates he will yield. Senator Lemke.

17. SENATOR LEMKE:

18. Not directly, they make political contributions to public  
19. pact funds and things like that, but not directly through. This  
20. would...this allows the insurance companies...they can do  
21. it now, the insurance industry can set up pact funds and things  
22. and operate that way, but this will make direct contributions  
23. from insurance companies.

24. PRESIDENT:

25. Senator Joyce.

26. SENATOR JEREMIAH JOYCE:

27. Oh, I thought I had to give this check back that I got  
28. the other night, that's all I was wondering.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Senator Simms.

31. SENATOR SIMMS:

32. Would Senator Keats yield?

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. He indicates he will.

2. SENATOR SIMMS:

3. Senator Keats, is it the policy of the State now, to allow the  
4. liquor industry to contribute to political campaigns?

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Keats.

7. SENATOR KEATS:

8. Yes, it is, I appreciate your asking this question, I was  
9. going to bring it up in summary. The only other major industry  
10. that was not allowed was the liquor industry, the prohibition  
11. was lifted in 1978. So, in terms of saying that the insurance  
12. industry is doing something someone else isn't doing, that is  
13. just plain not accurate. I will simply use soft terms, but  
14. those statements are not accurate.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator DeAngelis.

17. SENATOR DeANGELIS:

18. Thank you, Mr. President, and members of the Senate. Senator  
19. Keats, I think pointed out what I wanted to say, that the rationale  
20. behind not allowing insurance companies to contribute, is that  
21. they are a regulated industry. However, they are the only re-  
22. gulated industry left that is not allowed to contribute...that  
23. is true, John. The second thing that I wanted to point out, is  
24. that not only is this discriminatory by prohibiting them, but  
25. there are insurance companies that are part of larger corporations  
26. that are not prohibited. So, not only are you discriminating  
27. in terms of an industry, but in many instances, only a segment  
28. of the industry. And I don't think...and I don't see myself  
29. as being, based on my legislative record, in terms of insurance  
30. companies, as being a great receiver of any funds. But I do  
31. believe in the equality of being able to contribute to political  
32. campaigns.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)



1. Further discussion? Senator Bruce.

2. SENATOR BRUCE:

3. Thank you, Mr. Chairman...Mr. President, and members of the  
4. Senate. I rise in strong opposition to this legislation, there  
5. was a Governor named James Thompson, who on September the 22nd,  
6. 1977 vetoed a bill identical to this one. And he made the state-  
7. ment that this bill would not prohibit contributions to the depart-  
8. ment or to the director, or to any of its personnel. And for  
9. the first time in the history, that would mean that a regulated  
10. industry in the State of Illinois, would have the...the power  
11. to make contributions to the director, and influence his decisions  
12. by contributions to him. It also allows contributions to be made  
13. to staff members in the Department of Insurance, something that  
14. the Governor found abhorrent and vetoed in September of 1977.  
15. It said that...his reason was, where the State's regulatory  
16. hand has extraordinary control over every aspect of the con-  
17. tributor's livelihood, unlike any other regulated industry, the  
18. opportunity of misunderstanding or abuse is increased. And that  
19. is exactly the problem. It is not a question of whether or not  
20. illegal acts are going to occur, it is not a question of whether  
21. or not we're going to have the insurance industry regulated in  
22. an improper fashion, it's a question with disclosure of campaign  
23. contributions whether everyone in Springfield, Illinois, who got  
24. an increase approaching twenty percent in their HIA premiums,  
25. and then they pick up a paper and find out that Blue Cross-Blue  
26. Shield, or some other insurance company gave the Department of  
27. Insurance or its director, or people who are on the Insurance  
28. Committee sixty or seventy thousand dollars in contribution, it  
29. is the appearance of impropriety that's going to be the problem,  
30. not that...impropriety is going to occur, but the fact the public  
31. will lose confidence in the regulation of this very vital industry  
32. to the Illinois economy. Secondly, the Governor went on to say,  
33. that the second big problem is that it will hurt the consumer

1. and probably increase insurance premiums to all Illinois policy-  
2. holders. Now, the money that they're going to contribute comes  
3. right out of the company funds, and there's two things those  
4. funds can be used for, profits, for distribution, or expenditures.  
5. And this is going to be an expenditure, if there's not a high  
6. profit motive, if there's not a high profit made, then premiums  
7. have to be increased. And as expenditures are increased, the  
8. more likely premiums will be increased. And this is an expend-  
9. iture. I see no reason, at all, to pass this legislation. And  
10. finally, let me just make one comment of a personal nature.. Senator  
11. Keats brought this bill before the Senate Executive Committee,  
12. and made the same exact allegation today that he has made on  
13. this Floor, saying that this is going to allow smaller companies  
14. to do already, what larger companies can do. That was your  
15. statement to the Senate Executive Committee, that is your state-  
16. ment here, that was corrected in the Senate Executive Committee.  
17. You are purposely, I feel, confusing the issue. There is absolutely  
18. no distinction in the Statutes of the State of Illinois between  
19. the largest insurance company, and the smallest insurance companies  
20. on its prohibition against contributions, absolutely, Senator  
21. Keats, not one dollar amount is listed. Not one. The smallest  
22. company can start a pact, the largest company can start a pact,  
23. but none of them from the largest to the smallest can make any  
24. contribution. And you should not, and I...I cannot understand,  
25. having been so...so reprimanded in the committee, that you would  
26. come to the Floor and make that same allegation. It's...it's  
27. incomprehensible. I rise in very strong opposition to this  
28. legislation.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Is there further discussion? If not, Senator Keats may  
31. close debate.

32. SENATOR KEATS:

33. I would like to start out by saying, I appreciate your concern

1. for my statement, and I will at this time explain...I would  
2. have avoided saying to the Senate, you guys didn't know what  
3. you were talking about. Let me explain again, so people  
4. will realize that what the opposition is saying, simply is  
5. not accurate. Large insurance companies can contribute through  
6. pacts right now, small companies, which are the local, mutual,  
7. district ones, et cetera, are not covered by the regulation.  
8. The small companies can contribute because they're not covered  
9. by the regulation, and the large ones can contribute, exactly  
10. as I said. In committee, that question was asked, I answered  
11. it in question, and it came out on a vote of eleven to four.  
12. So, it's obvious that the eleven realized that what I said was  
13. accurate, and the four did not realize, and didn't quite understand.  
14. But it's very obvious that the small companies which are not  
15. covered, and the large companies, due to their holding company  
16. structure are not covered. So, in terms of saying that that is in-  
17. accurate, I appreciate your comments, we discussed it in committee,  
18. and you're wrong. It's that plain and simple, and in terms of...  
19. now the other areas mentioned, you say the Governor vetoed the  
20. bill, at the time it was sponsored by a Democrat, so it's cer-  
21. tainly...isn't just a partisan bill, and in terms of...I do ask  
22. now, a little friendly kidding, if the Governor's veto is  
23. that important, can we count on you for a couple other veto votes  
24. too? Now, a few other points to bring up. We are simply saying,  
25. let an insurance company operate in the same way any other can,  
26. a few others...the insurance...the few other regulated industries  
27. that contribute right now, today, that would be quite significant,  
28. the trucking industry, you know, we regulate them quite closely,  
29. they can contribute out of corporate funds. State banks, national  
30. banks cannot, but State banks can. The savings and loan industry,  
31. currency exchanges, liquor licenses, the public utilities can con-  
32. tribute, Senator Joyce is completely correct in what he said.  
33. Loan companies, to say that...that, you know, regulated companies

1. can't contribute for... 'cause there's some conflict, that just  
2. plain is inaccurate. These other ones are all regulated, and  
3. they contribute also. Okay, now, in terms of the final point  
4. I should bring up, and I think it's significant to say, is that  
5. I appreciate the opposition to the bill, if it's a philosophic  
6. issue fine, but don't get up and say that I misstated something.  
7. As I've just said, right here, you're inaccurate. If you want  
8. to say you disagree with me philosophically, go ahead, but don't  
9. say my statements were inaccurate, because you're wrong. And I  
10. would appreciate a favorable vote.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. The question is, shall House Bill 372 pass. Those in  
13. favor will vote Aye. Those opposed vote Nay. The voting is  
14. open. Have all voted who wish? Have all voted who wish? Have  
15. all voted who wish? Take the record. On that question, the  
16. Ayes are 22, the Nays are 29, 1 Voting Present. House Bill 372,  
17. having failed to receive a constitutional majority is declared  
18. lost. We had leave of the Body to go back to those bills where  
19. the Senators were down in the news conference. the Governor... on  
20. House Bill 289, on page 7. House Bill 326, on page 7, Senator  
21. DeAngelis. Read the bill, Mr. Secretary.

22. SECRETARY:

23. House Bill 326.

24. ( Secretary reads title of bill )

25. 3rd reading of the bill.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator DeAngelis.

28. SENATOR DeANGELIS:

29. Thank you, Mr. President, and members of the Senate. This  
30. bill requires that those people who sell real estate by auction,  
31. be required also to either have a broker or a salesman's license  
32. for that purpose.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Is there any discussion? Senator Bruce. Senator Bloom.

2. SENATOR BLOOM:

3. Would the sponsor yield to a couple of questions?

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. He indicates he will.

6. SENATOR BLOOM:

7. Senator, what...what evil, what harm to the public is sought  
8. to be remedied?

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator DeAngelis.

11. SENATOR DeANGELIS:

12. Well, I feel that if you're going to engage in the practice  
13. of selling real estate, you ought to comply by the same rules  
14. and regulations that other people who are selling real estate  
15. comply by. There is no...no surreptitious purpose behind it.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Bloom.

18. SENATOR BLOOM:

19. Have you ever been to a farm sale?

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator DeAngelis.

22. SENATOR DeANGELIS:

23. No, but I have had property that was sold by auction, not  
24. on a for sale, but on a regular sale, and I've sales  
25. where property was sold by auction, yes.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Bloom.

28. SENATOR BLOOM:

29. Senator, you know, you didn't answer the question, and that  
30. is...that is the one that has been before the Sunset Committee  
31. twice, and has been before other bodies, and that is what...what  
32. evil is there? Essentially it sticks in the craw, I now speak  
33. to the bill, essentially it bothers the real...realtors that  
auctioneers, when they hold auctions, aren't licensed. For some

1. reason this has been a thorn in their side for years, but there  
2. is no real harm to the public, and the reason real...real estate  
3. salesmen and brokers, et cetera, are licensed, is because they  
4. are involved also in many instances in rather...complicated  
5. financing of the sale of various properties, commercial and  
6. otherwise. But auctioneers, basically get up and chant an auction.  
7. And there's no harm to the public, this has been going on for  
8. many, many years, and it really, basically, is a turf war. And  
9. I...I...submit to you, that the State of Illinois, especially  
10. because of the stated public policy of our Statutes right now,  
11. that unless there is a clear and significant harm to the public,  
12. that we don't indulge in further regulations. So, I'd be forced to  
13. rise in opposition to this bill. And I can see that's awakened  
14. several colleagues, I didn't mean to do that. But I...I don't  
15. think that this is good public policy.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Netsch.

18. SENATOR NETSCH:

19. Thank you, Mr. President. A...a question for the sponsor.  
20. I'm just trying to figure out, really what it is that you are  
21. covering by this. The...the structure of the amendment that we  
22. have before us, is, as an amendment to the Real Estate Brokers  
23. Act, and it says that a broker is any person who, for compensation,  
24. or consideration, sells or offers for sale, including by auction.  
25. What kind of property is sold by auction, who...who does it now,  
26. and is this a frequent occurrence? I...I just simply don't have  
27. a context in which to...in which to put this.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator DeAngelis.

30. SENATOR DeANGELIS:

31. Well, it...it can be sold by auction for a lot of reasons.  
32. My own personal experience, I have a piece of property right  
33. adjacent to it, somebody sold their property by auction, and then

1. it was taken off because the auction price didn't meet the  
2. price the person wanted. It's a method of selling the property,  
3. and for that reason, because of some of the intricacies involved  
4. including knowledge of titles and liens, and also from the  
5. fact that you can participate, if there is an abuse in the Real  
6. Estate Recovery Act, I am saying that they should be required  
7. to have the same type of license as somebody who normally sells  
8. real estate.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Netsch.

11. SENATOR NETSCH:

12. No, but...but Senator DeAngelis, are you saying that the  
13. person who sold that piece of property was, in fact, a...some-  
14. one engaged in the business of real estate as a broker or what-  
15. ever? And if so, that person has a license already, has he not?  
16. Could you explain then, please?

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator DeAngelis.

19. SENATOR DeANGELIS:

20. Some...there are some people who are auctioneers that are  
21. selling real estate, they are not real estate brokers, or  
22. salesmen. They do not have real estate broker's or salesmen's  
23. license. These are the people that we're attempting to license.  
24. Now, I might mention we're not trying to do them any harm, be-  
25. cause this bill does grandfather in those people who have been  
26. in that business for the last ten years.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator...let me tell you who's in order now. We have Senator  
29. Jerome Joyce, Nedza, Chew, Rhoads, Gitz, Geo-Karis, Sommer, Nimrod,  
30. Coffey, Grotberg, and McMillan. I've mentioned Chew. Senator  
31. Joyce.

32. SENATOR JEROME JOYCE:

33. Thank you, Mr. President. I...I just wanted to say that I think that if a per-  
son is...

1. ...going to sell a house or a farm, or what have you, and he decides  
2. to put it on the auction block, that that is definitely his  
3. right. And the real thing, the real reason, you know there's  
4. a reason and a real reason behind this is, the difference is,  
5. two percent, and six percent. An auctioneer will sell a farm  
6. for you, or a house or something for two percent. A realtor  
7. is going to be six. Shake your head, I just sold one, that's  
8. the difference.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Nedza.

11. SENATOR NEDZA:

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

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Indicates he'll yield.

15. SENATOR NEDZA:

16. Senator DeAngelis, other than those parcels of property  
17. that usually are auctioned for tax delinquency and that, how  
18. many other cases of property are sold by auctioneers, as opposed  
19. to those that are handled by realtors?

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator DeAngelis.

22. SENATOR DeANGELIS:

23. I...Senator Nedza, I don't think that includes the property  
24. that is being held for back taxes, that the State is selling off.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Nedza.

27. SENATOR NEDZA:

28. Would not this legislation also in...infringe, or incur  
29. upon those individuals, and those municipalities, and those officers  
30. of municipalities that are doing...presently doing that?

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator DeAngelis. Senator DeAngelis.

33. SENATOR DeANGELIS:



1. Senator Nedza, if they're selling subject to a court  
2. order, they...they are not covered by the Real Estate Act.  
3. PRESIDING OFFICER: (SENATOR SAVICKAS)  
4. Senator Nedza.  
5. SENATOR NEDZA:  
6. Well, let's take it one step further, say that an auctioneer  
7. comes out, and Senator Joyce illustrated...where there is back  
8. taxes, or there are liens against the property, and then they  
9. sell that by auction, is that individual or individuals absolved  
10. from this Act also?  
11. PRESIDING OFFICER: (SENATOR SAVICKAS)  
12. Senator DeAngelis. Senator DeAngelis.  
13. SENATOR DeANGELIS:  
14. Senator Nedza, the best information I have, is that anything  
15. subject to a court order, is not covered under the Real Estate  
16. Act.  
17. PRESIDING OFFICER: (SENATOR SAVICKAS)  
18. Senators...let me read the list again here. Senators Chew,  
19. Rhoads, Gitz, Geo-Karis, Sommer, Nimrod, Coffey, Grotberg, Friedland,  
20. McMillan, Becker, Maitland, and Keats have now asked to speak on  
21. this bill. Senator Chew.  
22. SENATOR CHEW:  
23. It seems that the proper thing to do would be to take the  
24. bill out of the record, or Table it, because everybody is speaking  
25. against it. Number one, I would like to ask the sponsor a question  
26. if he will yield?  
27. PRESIDING OFFICER: (SENATOR SAVICKAS)  
28. He will yield.  
29. SENATOR CHEW:  
30. Senator, are these auctioneers licensed to auction?  
31. PRESIDING OFFICER: (SENATOR SAVICKAS)  
32. Senator DeAngelis.  
33. SENATOR DeANGELIS:

1. No.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Senator Chew.

4. SENATOR CHEW:

5. Well, if he is not auctioned...let's say in the State of Illinois,  
6. as an auctioneer, are you saying that he ought to be licensed  
7. for each item that he auctions off, for instance, automobiles,  
8. or horses, or farms, or homes, or tractors, or carpeting, or  
9. furnishings, how many licenses should he have?

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator DeAngelis.

12. SENATOR DeANGELIS:

13. Well, Senator Chew, I'm so sure that we license any of  
14. the occupations that you mentioned other than real estate. So,  
15. I...I would not require them to have a license for the other  
16. activities that you're talking about, and if we don't require  
17. anybody else to have a license for it.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. Senator Chew.

20. SENATOR CHEW:

21. Can you tell me, in your own words, Sir, why do you want  
22. this to happen?

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator DeAngelis.

25. SENATOR DeANGELIS:

26. Senator Chew, no, I am not in the real estate business, I am  
27. not. What we're talking about, is we're trying to bring into  
28. compliance an activity that requires other people to have a  
29. license for it.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Chew.

32. SENATOR CHEW:

33. Your President said he wanted to get government off the backs

1. of people, but his subordinates are trying to put government on  
2. the backs of people. Why don't you just take it out of the  
3. record, you'll never get this bill passed, you know that.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Rhoads.

6. SENATOR RHOADS:

7. Thank you, Mr. President, and members of the Senate. To  
8. be...to begin with, I have a conflict of interest to declare.  
9. I am a commercial industrial broker, and a realtor, a member  
10. of the association. Now, having said that, I have a few questions.  
11. As I read the bill, unless there has been some amendments putting  
12. on, it...it amends Section 4.02, the definition of broker  
13. means any person, association, co-partnership, or...or corporation,  
14. who, for compensation, or valuable consideration, sells or offers  
15. for sale, and all you're adding is the...the new language, including  
16. by auction. Now, for example, Senator DeAngelis, there are  
17. public officials, township school treasurers in Cook County come  
18. to mind, other types of public officials who attendant...incident  
19. to their official duties, offer public property for sale, and  
20. they, themselves conduct the auction. Now, they do so for com-  
21. pensation, they are compensated for this as part of their public  
22. duties. In your opinion, would this bill require them to seek  
23. to become either brokers or salesmen registered under the Act?

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator DeAngelis.

26. SENATOR DeANGELIS:

27. No, but whoever they would use for that purpose has to be  
28. licensed. No, but whomever they use for that purpose is required  
29. to have a license. If they were to use an auctioneer, they  
30. would have to have a license.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Rhoads.

33. SENATOR RHOADS:

1. The official, himself, or herself, is the auctioneer in most  
2. of these cases. So, what I'm asking is, does that public official  
3. performing their lawful duties, as they are required to do by the  
4. Statute, now under this bill, are they required to become real  
5. estate salesmen or broker, and if so is this a good thing to be  
6. doing?

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator DeAngelis.

9. SENATOR DeANGELIS:

10. Can I get back to Senator Rhoads' question in just a minute,  
11. I'll give you an answer.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Gitz.

14. SENATOR GITZ:

15. Mr. President, and members of the Senate. Very briefly. I  
16. would like to reiterate that this bill does, indeed, have a grand-  
17. father clause. And aside from all the arguments which Senator  
18. Bloom made, which I thought were very appropriate, and directly  
19. spoke to the issue, it seems to me, if you're going to do this,  
20. that it ought not to be grandfathered in. Now, just because  
21. that makes some of the existing auctioneers happy doesn't change  
22. the essential thrust of the issue. Now, secondly, it seems to  
23. me, if we're going to address this to auctioneers, and this is,  
24. indeed, a turf battle, then we ought to be thinking in terms of what  
25. is the overall mission of an auction? Maybe we should also have  
26. them be specialists in cars, and farm machinery, and everything  
27. else which is on that auctioning block. As Senator DeAngelis has  
28. indicated, this is not supposed to apply to a legal sale. So, pre-  
29. sumably the people who are deciding on an auction are making a  
30. voluntary distinction, they choose how they wish to sell the  
31. property, it is a commission, and a turf battle. And my point  
32. is, is that if we're going to talk about auctioneers and whether  
33. they're skilled in doing this, maybe the thing to do is, as

1. some of the auctioneers have talked about, is the licensing of  
2. them. But to simply put this in in a real estate battle, is frankly,  
3. I think, a very unwise situation. I respect the Realtors  
4. Association greatly for their expertise, but in this particular  
5. issue, I think it is simply an unwise gesture.

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(END OF REEL)

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1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Geo-Karis. Senator...Sommer.

3. SENATOR SOMMER:

4. Mr. President and members,...the auctioneering of real  
5. estate that occurs downstate is usually in the context of  
6. an estate. It's often a farm, but it can be a...a residence.  
7. The...as attorneys, we ask the heirs what they wish to do...  
8. the way they wish to list the property, do...do they want  
9. to auction it off and...and they make all sorts of choices,  
10. depending on what they think is best. We...we have never  
11. had any...any difficulty whatsoever. The attorney...attends  
12. the sale,...the attorney does all of the legal work. We...  
13. it just is not a problem centering around the conduct of  
14. auctioneers at all, it's an accepted downstate practice and...  
15. and a number of the...auctioneers presently have broker's  
16. licenses, salesman's licenses, some do, some don't. There  
17. doesn't seem to be any public necessity to...to force these  
18. people to become licensed...when they don't wish to and there...  
19. there seems to be no need to do it.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator Nimrod. Senator Coffey.

22. SENATOR COFFEY:

23. A question of the sponsor.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. He indicates he'll yield.

26. SENATOR COFFEY:

27. Senator, a couple of questions on the...on the bill. First  
28. of all, you say anyone...been in the auction business for ten  
29. years or more...does not fall under...this piece of legislation.  
30. How we...how we going to determine that? How we going to...  
31. determine that...the ten years or more service when there is  
32. not a license to check on...how long actually they have been  
33. practicing?

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator DeAngelis.

3. SENATOR DeANGELIS:

4. That...Senator Coffey, that's an extremely good question.

5. They would have to demonstrate that they have been in busi-  
6. ness that long of a period of time. Since they are not  
7. licensed, you can't very well say since your license,...but  
8. from the comments that we received from the auctioneers, most  
9. of them have not objected to being able to...verify their  
10. activity as an auctioneer for any period of time.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator Coffey.

13. SENATOR COFFEY:

14. Well, then what classifies you to be an auctioneer?  
15. What's the classification? You know, we have...community  
16. club activities and we have people in the community that  
17. gets up and auctions off...pies, cakes and all that kind  
18. of thing and they're...they're really...does that determine  
19. that they're an auctioneer?

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Senator DeAngelis.

22. SENATOR DeANGELIS:

23. Well, Senator Coffey, that's exactly why we're trying  
24. to pass this, 'cause anybody can be an auctioneer. So  
25. you're engaging in the sale of real estate with no knowledge  
26. of titles, not being able to participate in the Real Estate  
27. Recovery Fund. You can call yourself an auctioneer just  
28. because you've either attended some school someplace for  
29. a couple of weeks and now you're in the business selling  
30. real estate.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Coffey.

33. SENATOR COFFEY:

1. Well,...then it seems to me then...that we ought to talk  
2. about...licensing...auctioneers, because...if all I have to  
3. do as a Realtor is to say...yes, I have attended some...  
4. schooling...as an auctioneer, there's going to be loopholes  
5. and that's what they're going to do on the thing anyway.  
6. So, maybe we ought to license auctioneers, then attempt to  
7. deal with this situation.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. The following people are still seeking recognition:  
10. ...Senator Grotberg, Friedland, McMillan, Becker, Maitland,  
11. Keats and now Johns. Senator Grotberg.

12. SENATOR GROTBORG:

13. Well, thank you, Mr. President. Very briefly, I  
14. think my most recent experience with this is when the State  
15. of Illinois...we have...we auction off a lot of State land,...  
16. surprisingly enough, and we auctioned off the Geneva Girls  
17. School...Correctional School about three years ago and  
18. they advertised...under the auctioning process they  
19. advertised for bids and it went, I believe, for a million  
20. two or a million three dollars. If it had been at a real  
21. estate fee, there would have been a commission of some  
22. sixty thousand dollars, I would presume, and I forget, but  
23. ...there was only one bidder. It took...five minutes and  
24. I think the auctioneer did it for a couple of thousand dollars  
25. or something like that. So, there are all kinds of other  
26. sides to this matter on behalf of all of the people of Illinois  
27. every time these big blocks of State properties go up for  
28. auction...public properties all over the State. And this  
29. would cover all of them.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Friedland. Senator McMillan.

32. SENATOR McMILLAN:

33. Mr....Mr. President and members of the Senate, I rise in



1. opposition to the bill. There's not much that I can add to  
2. the objections that have already been made, but I will say  
3. this, one of the reasons why it gets increasingly difficult  
4. for those of us that are generally opposed to excessive  
5. governmental regulation of private activities, is that every  
6. time we get close to it we find some business group, some  
7. group of farmers, some group of homeowners, or whatever  
8. who generally believe in freedom from government interference  
9. coming in begging for regulation of some sort. Now, if we  
10. really believe in deregulation, then we have to oppose  
11. special regulation to help us and I think this is a bad idea.  
12. It's certainly not an idea that's worthy of the groups that  
13. are down here begging for it and it should be defeated.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Becker.

16. SENATOR BECKER:

17. Thank you, Mr. President. I call for the previous  
18. question.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator, if you will hold that motion, we have...Senator  
21. Maitland and Keats yet and an answer to Senator...Rhoads'  
22. question. Alright. So there are no further Senators.  
23. Senator DeAngelis, I understand, is ready to answer Senator  
24. Rhoads' question. Senator DeAngelis.

25. SENATOR DeANGELIS:

26. Thank you, Mr. President. I did not expect this type  
27. of controversy over a bill that flew out of the House and  
28. came out of committee 9 to nothing, but I will attempt, at  
29. least, to answer some of the criticism that's been leveled.  
30. Senator Joyce, in terms of...I was not disputing...

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Aldo, wait a minute. Senator Rhoads.

33. SENATOR RHOADS:

1. No, I...hello. Mr. President, I had informed the Chair that  
2. I had received an answer to my question and I think it's  
3. important that this go into the debate. And that answer  
4. was that the public officials were already exempt from the  
5. Act. With that understanding, I rise in support of the bill  
6. because I do think that the people who are engaged in this  
7. type of practice are engaged, for compensation, in the exchange and  
8. sale of real estate and ought to be covered by the Act. So,  
9. I urge an Aye vote on the bill.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Then if there's no further discussion, Senator DeAngelis  
12. may close debate.

13. SENATOR DEANGELIS:

14. Thank you. Senator Joyce, I was not disputing with you  
15. that there might be a difference. However, I might tell you  
16. that the auctioneer's schedule is rather flexible. I, myself,  
17. was asked for a charge of ten percent plus playing...paying  
18. for the advertising that was necessary to auction off the  
19. property. That was higher than the normal real estate com-  
20. mission on that property. They were willing to negotiate.  
21. I wasn't disputing the fact that it might be low or anything,  
22. but their rates...you don't know what they are because they...  
23. they don't have a rate schedule. Now, let me point out why  
24. this bill is necessary and that is, these people are engaged  
25. in an activity that has a lot of legal ramification. And we  
26. ...we require people who do very similar things to go through  
27. very rigid training and schooling and a very tough license.  
28. Whereas, we allow other people to perform the same function  
29. with absolutely...not even a license for the profession they're  
30. in, let alone anything in the area of real estate. There have  
31. been abuses of the system and I grant it, there are a lot of  
32. good auctioneers. That's why we put the ten year period in.  
33. But there's false advertising, commingling of escrow monies,

1. and accusations of illicit bidding. So, I...I think we can  
2. sit here and talk all day long. What we're simply trying to  
3. do is to take an activity, and for those who think we're  
4. trying to overburden government, we are, in fact, licensing  
5. Realtors today. So, we're not getting on anybody's back,  
6. we're saying if you're in that business, do what the rest of  
7. the people in that business have to do. I...urge your favor-  
8. able approval on this bill.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. The question is, shall House Bill 326 pass. Those in  
11. favor will vote Aye. Those opposed vote Nay. The voting  
12. is open. Have all voted who wish? Have all voted who wish?  
13. Have all voted who wish? Take the record. On that question,  
14. the Ayes are 25, the Nays are 18, 3 Voting Present. House  
15. Bill 326 having failed to receive a constitutional majority  
16. is declared lost. Senator Rock.

17. SENATOR ROCK:

18. Thank you, Mr. President and Ladies and Gentlemen of the  
19. Senate. We have, in fact, put in a good day's work. We have  
20. handled...more than fifty matters of substance. We have a  
21. number of House Messages, with respect to Senate Bills coming  
22. back for concurrence. The Committee on Appropriations II has  
23. a...a rather lengthy hearing before it with the Educational  
24. Budget. So, I would suggest that after we read the House  
25. Messages, I have one motion with respect to a Senate Resolution  
26. and then we will adjourn until noon tomorrow. And the Committee  
27. on Appropriations II is going to meet, I'm told, in the morning  
28. ...also.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. With leave of the Body, we'll go to the Order of Resolutions.

31. SECRETARY:

32. Senate Resolution 247, offered by Senator Egan,  
33. congratulatory.

1. Senate Resolution 248, Senator Egan, congratulatory.

2. Senate Resolution 249, Senator Egan, congratulatory.

3. Senate Resolution 250, by Senators Lemke, Degnan and  
4. all Senators, congratulatory.

5. Senate Resolution 251, by Senators Nash, Rock and all  
6. Senators and it's a death resolution.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Consent Calendar.

9. SECRETARY:

10. Senate Joint Resolution 52, by Senator D'Arco.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Senator D'Arco.

13. SENATOR D'ARCO:

14. Thank you, Mr. President. I would now move for the  
15. suspension of the rules and the immediate consideration of  
16. Senate Joint Resolution 52.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. You've...you've heard the motion. Is leave...Senator  
19. Rock.

20. SENATOR ROCK:

21. Has this just been introduced?

22. SECRETARY:

23. Yes.

24. SENATOR ROCK:

25. Yeah, why don't we just put it on the Secretary's Desk  
26. for right,...you know, it'll show up on the Calendar tomorrow.  
27. We can pass it tomorrow.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. The Secretary's Desk. Messages from the House.

30. SECRETARY:

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

32. Mr. President - I am directed to inform the Senate  
33. the House of Representatives passed bills with the following...

1. has concurred with the Senate in the passage of bills with  
2. the following titles together with House amendments:

3.           Senate Bill 1, House Amendment No. 1; Senate Bill  
4. 16, House Amendment No. 1; Senate Bill 127, House Amendment  
5. No. 1; Senate Bill 171, House Amendment No. 1; Senate Bill 172,  
6. House Amendments 1, 2, 3, and 5; Senate Bill 197, House Amend-  
7. ment 1; Senate Bill 209, House Amendment 1; Senate Bill 508,  
8. House Amendment 1; Senate Bill 535, House Amendment 1; Senate  
9. Bill 559, House Amendment 1; Senate Bill 560, House Amendments  
10. 1 and 2; Senate Bill 565, House Amendment 1; Senate Bill 601,  
11. House Amendment 1; Senate Bill 611, House Amendment 2; Senate  
12. Bill 666, House Amendments 1, 2, 3, and 5; Senate Bill 689,  
13. House Amendment 1; Senate Bill 726, House Amendment 1; Senate  
14. Bill 769, House Amendment 2; Senate Bill 888, House Amendment  
15. 1; Senate Bill 898, House Amendment 1; Senate Bill 1197, House  
16. Amendment 1.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18.           Secretary's Desk...Concurrence. Senator...Senator  
19. Rock.

20. SENATOR ROCK:

21.           Yes, thank you, Mr. President. Before I place the motion  
22. to adjourn until noon tomorrow, I'd like to move to discharge  
23. the Committee on Executive from further consideration of Senate  
24. Joint Resolution 50. I've checked with both the Minority Spokes-  
25. man and the Minority Leader. It concerns itself with affording  
26. the General Assembly the opportunity to hold some hearings...  
27. with respect to the...National Administrations Program of block  
28. grants as opposed to categorical grants. I would ask that the  
29. committee be discharged and that the Senate Joint Resolution 50  
30. be placed on the Order of the Secretary's Desk so we can deal  
31. with it tomorrow.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. You've heard the motion. Is leave granted? Leave is  
2. granted.

3. SENATOR ROCK:

4. One other...one other announcement. I've been asked to  
5. announce...by the Department of Aviation that the air traffic  
6. controller strike is scheduled for Monday, June 22. So, those  
7. of you who avail yourself of the use State planes, if you  
8. plan to come to Springfield on Monday, as I'm sure we all will,  
9. State planes...will not...probably not be able to fly so make  
10. some other arrangements or other reservations.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. If there's no further business to come before the Senate,  
13. the Senate will stand adjourned until the hour of noon on  
14. Friday, June 19th, 1981. Senator Buzbee.

15. SENATOR BUZBEE:

16. Yes, Mr. President, I just want to announce to the...to  
17. the members of the Appropriations II Committee, we will be  
18. meeting immediately...in Room 212 and...then at...again at  
19. nine o'clock tomorrow morning. We will be meeting in Room  
20. 12...212 starting promptly at nine...on the human services  
21. appropriations. This afternoon it's education. Thank you.

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