

82ND GENERAL ASSEMBLY

REGULAR SESSION

JUNE 29, 1982

PRESIDING OFFICER: (SENATOR BRUCE)

The hour of ten having arrived, the Senate will come to order. Prayer today by Reverend Mason Finks of Springfield, Illinois and will our guests in the galleries please rise.

REVEREND FINKS:

(Prayer given by Reverend Mason Finks)

PRESIDING OFFICER: (SENATOR BRUCE)

Reading of the Journal. Senator Johns.

SENATOR JOHNS:

Thank you, Mr. President. I move that reading and approval of the Journals of Monday, June the 21st; Tuesday, June the 22nd; Wednesday, June the 23rd; Thursday, June the 24th; Friday, June the 25th; Saturday, June the 26th; Sunday, June the 27th and Monday, June the 28th, in the year of 1982 be postponed pending arrival of the printed Journal.

PRESIDING OFFICER: (SENATOR BRUCE)

Heard the motion. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it and the motion prevails. Messages from the House.

SECRETARY:

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

Mr. President - I am directed to inform the Senate the House of Representatives has refused to concur with the Senate in the adoption of Senate Amendment No. 1 to House Bill 712.

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

Mr. President - I am directed to inform the Senate the House of Representatives has concurred with the Senate in the adoption of their Amendments 1 and 3 to House Bill 2439, and refused to concur with...Senate Amendment No. 2.

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

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

Senate Bill 1599, with House Amendments 1, 2 and 3.

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

Mr. President - I am directed to inform the Senate the House of Representatives has acceded to the request of the Senate for a first Committee of Conference to consider the differences between the two Houses with regard to Senate amendments to House Bills:

House Bill 1271, with Senate Amendments 1, 2, 3, 4 and 5, and the Speaker has appointed the members on the part of the House.

A like Message on House Bill 1913 with Senate Amendments Nos. 1, 2 and 3.

A like Message on House Bill 2133 with Senate Amendment No. 1.

And a like Message on House Bill 2285 with Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

A Message from the House.

SECRETARY:

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

Mr. President - I am directed to inform the Senate the House of Representatives has adopted the following joint resolutions, in the adoption of which I am instructed to ask concurrence of the Senate, to-wit:

House Joint Resolution 108 and 109.

PRESIDING OFFICER: (SENATOR BRUCE)

Executive Committee. Message from the Governor.

SECRETARY:

To the Honorable members of the Senate, the 82nd General Assembly. Pursuant to Article IV, Section 9E of the Illinois Constitution of 1970, I hereby return Senate Bills...1183 and 1184...Senate Bill 1183...entitled, "An Act to Amend Section 34-44.1 of the School Code," approved March 18th, 1961, as

amended with my specific recommendation for change.

And a like Message on...communication on Senate Bill 1184 entitled, "An Act to Amend Section 34-531.1 of the School Code," approved March 18th, 1961, as amended with my specific recommendations for change.

PRESIDING OFFICER: (SENATOR BRUCE)

If I might have the attention of the Body. If I might have your attention, the Pages are distributing the concurrence and nonconcurrence list No. 4 which has a green cover. All the prior listings of concurrences and nonconcurrences should be thrown away. This is the current concurrence-nonconcurrence list from which we will work today. Resolution.

SECRETARY:

Senate Resolution 624 offered by Senators Degnan, Rock and all Senators, and its commendatory.

PRESIDING OFFICER: (SENATOR BRUCE)

Consent Calendar.

SECRETARY:

Senate Resolution 625 offered by Senator Jerome Joyce. It's congratulatory.

And Senate Resolution 626 offered by Senator Jerome Joyce and it's congratulatory.

And Senate Resolution 627 offered by Senator Jerome Joyce and it's congratulatory.

PRESIDING OFFICER: (SENATOR BRUCE)

Resolution Consent Calendar. Resolutions.

SECRETARY:

Senate Resolutions 628 offered by Senator Berning. It's congratulatory.

PRESIDING OFFICER: (SENATOR BRUCE)

Consent Calendar. (Machine cutoff)...resolutions.

SECRETARY:

Senate Resolution 629 offered by Senator McLendon, Rock

and all members. It's congratulatory.

PRESIDING OFFICER: (SENATOR BRUCE)

Resolutions Consent Calendar. (Machine cutoff)...Nedza on the Floor? If I might have the attention of the Body, it appears that there is a paper work back...backlog which will require some small amount of time to straighten up, and because of that, the recommendation is that you would have an early lunch, and Senator Donnewald would move that we recess until the hour of noon and be back and work at noon. So, I would recommend an early lunch and be back at noon on...Senator Donnewald moves that the Senate stand in recess until the hour of noon. On the motion, all in favor say Aye. Opposed Nay. The Ayes have it. The Senate stands in recess until noon.

RECESS

AFTER RECESS

PRESIDENT:

The Senate will come to order. A photographer from the Champaign News Gazette has requested permission to take some photographs of individual Senators. Is leave granted? Leave is granted. I might say for the benefit of the membership and those within the sound of my voice, we have...Senator Philip and I and others have been meeting all morning in an attempt to break the logjam. We will go through the Calendar on...on the Order of Concurrence and Nonconcurrence, and then probably break for a couple of hours to afford the members the opportunity to meet in conference on the various Conference Committees. So I would ask that...and then we will return to work early this evening and work until we get finished for the day anyway, and the House...the House has a similar plan in mind. I would...I think...I...I...the

SB 1180
nonconcurrance

ballgame is definitely off. With leave of the Body, Mr. Ron Wilsinski also has requested permission to take photographs. Is leave granted? Leave is granted. On the Order of...Mr. Secretary, Resolutions.

SECRETARY:

Senate Resolution 630 offered by Senator Jerome Joyce.

PRESIDENT:

Executive Committee.

SECRETARY:

Senate Resolution 631 offered by Senator Schaffer. It's congratulatory.

Senate Resolution 632 offered by Senator Demuzio and all Senators, and it's congratulatory.

Senate Resolution 633 offered by Senator Berman, and it's congratulatory.

PRESIDENT:

Consent Calendar. On the Order of Secretary's Desk Concurrence, page 6 on the Calendar. Senate Bill 512, Senator Philip. Senate Bill 734, Senator Dawson. Senate Bill 1044, Senator Berning. Senate Bill 1180, Senator Berman. Senator Berman.

SENATOR BERMAN:

I...on Senate Bill 1180, Mr. President, I move to nonconcur with House Amendment No. 1 and that a Conference Committee...well, I guess that has to go back, so just nonconcur in House Amendment No. 1.

PRESIDENT:

Senator Berman has moved to nonconcur with House Amendment No. 1 to Senate Bill 1180. All in favor signify by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary shall so inform the House. 1186, Senator Berman. Senator Berman.

SENATOR BERMAN:

I move to nonconcur with House Amendment No. 7 to Senate

S.B. 1231
Concurrence

Bill 1186.

PRESIDENT:

Senator Berman has moved to nonconcur in House Amendment No. 7 to Senate Bill 1186. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The motion carries, and the Secretary so shall inform the House. 1231, Senator Sangmeister. Senator Sangmeister.

SENATOR SANGMEISTER:

Thank you, Mr. President and members of the Senate. The motion is to concur in House Amendments No. 4 and 5 to Senate Bill 1231. What the House did is they changed the language, as...recall, Senate Bill 1231 provided for a mandatory transfer from the juvenile court to the adult court in murder and rape and in armed robbery, and the House decided that if you're going to go on rape, you ought to put deviate sexual assault in there, which I agree with. And also, the armed robbery, they felt, should be with a firearm, if you recall, Senator Netsch had that amendment, we did not approve it here, but seeing as the House...saw fit to put it in, we're going to agree with it, that's in Amendment No. 4. Amendment No. 5, the House came out with a couple of new sections to clarify the Juvenile Code, as long as we were doing it, that the...confidentiality and accessibility of juvenile court records would be very firm and very clear to anyone, and also the impounding and sealing of the files and it would also be clarified. If there are any questions, I'd be happy to answer them. If not, I move for a concurrence.

PRESIDENT:

All right, Senator Sangmeister has moved that the Senate concur with House Amendments 4 and 5 to Senate Bill 1231. Any discussion? Senator Thomas.

SENATOR THOMAS:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senator Sangmeister, can you explain the language in

Amendment No. 4 adding the words, "whether or not the violation is punishable by imprisonment."

PRESIDENT:

Senator Sangmeister.

SENATOR SANGMEISTER:

Yes. This issue has been the subject of litigation, as many of you know, and the amendment is to clarify the legislative intent that traffic, boating, fish and game law violations may be tried in juvenile court but do not have to be. This is simply a clarification and not a change in the current law.

PRESIDENT:

Further discussion? Further discussion? If not, the question is, shall the Senate concur in House...House Amendments 4 and 5 to Senate Bill 1231. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are none, none Voting Present. The Senate does concur in House Amendments 4 and 5 to Senate Bill 1231, and the bill having received the required constitutional majority is declared passed. On the Order of Secretary's Desk Concurrence is Senate Bill 1247, Senator Bruce. Senator Bruce.

SENATOR BRUCE:

Thank you, Mr. President. I have on my desk the amendments that the House put on. I believe that they run some fifteen hundred pages in length. Anyone who wants to read them and ask for them to be distributed, I will honor their request. Senator Rhoads is up. This is the revisionary bills on behalf of the Legislative Reference Bureau and the Legislative Council which corrects any references...double references to the same section in the...in the General Assembly when we acted on the same section in two different bills. It makes all the language read properly. It also has all the

proper...citations to the Civil Administrative Code to the State of Illinois. I know of absolutely no substantive change in here, it's just...reflects the work we've done the last year.

PRESIDENT:

Any discussion? Senator Berman.

SENATOR BERMAN:

With these bills, it always causes me some concern. Has anybody besides staff looked at these to confirm that there is no substantive changes?

PRESIDENT:

Senator Bruce.

SENATOR BRUCE:

Senator Donnewald informs me that he just looked at them, and...Senator Berman, I...I must tell you that the staff, I am told, on both our side and Republican side reviewed these for substantive changes, and except for collective bargaining, there's nothing in here at all.

PRESIDENT:

Further discussion? If not, the question is, shall the Senate concur in House Amendments 1, 2 and 3 to Senate Bill 1247. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 48, the Nays are none, 5 Voting Present. Senate does concur with House Amendments 1, 2 and 3 to Senate Bill 1247, and the bill having received the required constitutional majority is declared passed. On the Order of...on the Order of Secretary's Desk Concurrence is Senate Bill 1299, Senator Totten.

SENATOR TOTTON:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. The motion will be to concur with House Amendments 13, 14, 19, 20 and 21 to Senate Bill 1299, which is the Act

AB 1299
concurrance

to create enterprise zones in the State of Illinois. The House Amendment No. 13 was an extensive rewrite of the language as it passed out of the Senate, it really did not change the idea at all, it just put it in better language than as it came out of here. Amendments 14, 19, 20 and 21 were somewhat altering of the incentives that were in the bill. Amendment No. 14 allowed the municipality to exclude some areas within the zone if they so choose to so they could have a donut-shape and it limited some of the incentives to corporations who were...they could not receive them if they were profitable and had over two hundred and fifty employees. Amendment No. 19 specified that the job tax break for hiring new zone employees was pro rata, which meant that if you hired in the eleventh month, you would only get one-twelfth. Amendment No. 20 deleted zone organizations from the ability to do fire protection and we agree with that. And Amendment No. 21 provided for annual reports to the General Assembly regarding such things as population employment per capita income in the zone. I think the bill as it's before us on a concurrence is the best that the legislative process could do with a new idea, and I would solicit your favorable vote on the motion to concur in the House amendments on Senate Bill 1299.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion? Senator Dawson.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, I'd like to agree with Senator Totten on this. I'd also like to thank Senator Bloom, and Keats, and Sangmeister, and Joyce for their effort put forward on this. It's been a bipartisan product, and I feel that the wording has been corrected and we have a good piece of legislation. Ask for a favorable roll call from everyone. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Rock is recognized.

SENATOR ROCK:

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

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield, Senator Rock.

SENATOR ROCK:

Thank you. There was some concern expressed, frankly, Senator Totten, with respect to utility tax, and is it job credits, both of which would have an impact on State revenue. I wonder if you could address that?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Totten.

SENATOR TOTTEIN:

Yes, in regards to the utility tax, the utility tax credit is for...is targeted very narrowly for new corporations...new businesses only, which means there would not be any fiscal impact on State revenues because you're not getting anything from...from nothing, it has to be a new business. It is targeted for new businesses in the zone and it is limited to a five-year period, so that there would be no impact in regards to the utility tax credit on the State budget. In regards to the employer tax credit, that measure is targeted for new employees...new employees in the zone, a thousand dollar credit and it is prorated so that employees who would start later during the year, the employer would not receive the full credit. Again, the fiscal impact is...is difficult to determine, but it would be minimal because it's...it's all new employees, and these are people who are not working so...now, and are probably costing the State money, if they go to work, they would be paying taxes and the net fiscal impact would probably be positive for the State.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Well, it was a concern expressed, I'm sure you are aware, and...in my conversations with both Senator Dawson and Representative Lechowicz, the concern it was felt was unfounded because the fiscal impact, if any, would, as you suggest, be negligible...on that basis, I think we probably ought to concur and move the bill to the Governor's Desk.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Further discussion? Senator Totten may close.

SENATOR TOTTEN:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a new idea. I think both sides of the aisle, both in the House and in the Senate have worked very hard on this bill to put it in the manner that is before us today. And I would very much appreciate a favorable vote on the motion to concur.

PRESIDING OFFICER: (SENATOR BRUCE)

Question is, shall the Senate concur with House Amendments 13, 14, 19, 20 and 21 to Senate Bill 1299. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, 2 Voting Present. The Senate does concur with House Amendment 13, 14, 19, 20 and 21 to Senate Bill 1299, and the bill having received the required constitutional majority is declared passed. For what purpose does Senator Newhouse arise?

SENATOR NEWHOUSE:

Thank you, Mr. President and Senators. I'd simply like the record to show that my Present Vote represents a good deal of confusion in my community, they're not...among people who are...who are not satisfied that they understand the bill completely. I do have sympathy for the concept, and I think something workable ought to be done, but we...I just received

AB 734
concurrency

no instructions, and therefore, I voted Present. I would like the record to know...I'd like for my Senate colleagues to know why, I'd like the record to show that.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave? Senator...Senator Dawson has returned to the Floor. Is there leave to go back to Senate Bill 734, on page 6 of your Calendar? Leave is granted. Senate Bill 734, Senator Dawson is recognized for a motion.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, I'd like to concur with the House Amendment 1 and 2. It's language clarification and I'd ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to concur with House Amendments 1 and 2. Discussion? Senator Joyce...Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

What do the amendments do?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

What the...the amendments were directed at giving the Chicago Regional Port District the authority to designate how many...how many operators could be at the facility at Iroquois Landing and...with that it was also on there would give them the right to sell property or whatever with the port district, Jerry, that they deemed at...not needed or the purchase which they had before with the condemnation rights in the legislation.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

Who...who presently operates there now?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

There are two different operators at Iroquois Landing, Series Incorporated and International Great Lakes Shipping, and last year, International Great Lakes Shipping only had in, I believe, it was three ships at their dock, and what they are trying to work at right now is to get...rather than have two different stevedoring companies, their having separate equipment and everything, under this agreement, they'd be able to have one common equipment and be able to lease it together.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

Will one of these companies be out of there at the...if we pass this legislation?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

That will be their prerogative if they want. They have their leases and they're not trying to push anybody out. The companies came to me and asked this here and I presented it to the port board. We're not pushing anybody out of there at all. The problem that they're having is that they're going broke right now and they're fighting for their life and if they...the companies are in agreement on this process.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

Well, you know, excuse me, for...for taking this time on this, but I don't understand this. Why do we need legislation to do this?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

The port district was created by the General Assembly, and it was stated in the legislation when it was drafted that they had to have two operators at the...specified place. That's the reason why.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

And if we pass this legislation, you'll only have to have one operator?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

It will be at the discretion of the port board that if it is deemed necessary that they could operate it with one operator if they had to. Now, they can't, they have to have two separate operator.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

So the port board can throw one of these operators out at their own discretion, whereas, presently they lack the discretion to refuse one of these operators permission...or refuse to let them operate there, is that correct?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

They both have leases there, and their leases...this does not affect their lease at all. What it does is it will allow them to let one of the companies, if they want to get out of it, to remove themselves from it at this present time with their lease.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

Do you mean that one of the companies...under present law, cannot...cannot get out of their lease?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

Well, the way they would do it is to take and end up shutting down their facility there and it would be sitting dormant, and the other companies are trying to work it out to use their dock and bring ships into their dock there now to use it.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

Does this mean that we can have more than two companies operating there in the future?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

That was the intent of the legislation that if the...with the amount of space that they have there, that if they had...could use the facilities for the need that they would be able to.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

Why do...if you know, why did we...why did we so provide...why did the General Assembly so provide that there had to be at least two operators there at the time that the original legislation was enacted?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

In the beginning, I was opposed to that myself and they wanted it that they had...that they would require two oper-

ators and they were anticipating on the business, but they found out that basically, to very honest with you, that the Chicago Regional Port District is not generating the kind of traffic or tonnage over their dock that they originally anticipated, and there's not enough work there for two different stevedoring companies to haul...have all that equipment there. 'Cause with type of facility of that there, they have to have approximately three cranes at that dock which they have to have right there 'cause they're so big that they can't move them in or out...in or out, they have to have the four trucks and everything else. It's a very expensive thing to have them sitting there all year and not using them.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

What are the terms of the present leases, if you know?

PRESIDING OFFICER:

...Senator Dawson.

SENATOR DAWSON:

To be very honest with you, it has a tonnage regularly of...part of it is based on the tonnage coming over their dock, and the rest of that, I could not answer you at this time, Jer.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

Was...was...was there a...was there a hearing...a committee hearing on this?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

The Chicago Regional Port District had their meetings on it, yes.

BB 1558
Crawford

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

Well, you know, aside from...Chicago Regional Port District, there's the Chicago City Council or any other body, was...did this body...was there a hearing, a committee hearing on this before the General Assembly...in the General Assembly?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

Yes, there was, Jer. It was House Bill...Senate Bill 734.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

Well, maybe...maybe you can recognize, alderman, or...Freudian slip...Senator DeAngelis and...and maybe he has some of the other...the other half of the answers or...

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Yeah, Mr. President, I was wondering if Senator Dawson would pull this out of the record, we have not even seen these amendments, and there's considerable controversy on this bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

Senator DeAngelis, we put these amendments on in the Senate. Well, we'll take it off for a while, if you like.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, is...is there leave to take it out of the...Senator DeAngelis...is there leave to take it out of

the record? Leave is granted. Take it out of the record. Senate Bill 1324, Senator Grotberg. Oh, I'm sorry, skipped 1305, Senator Maitland. Senate...Senate Bill 1401, Senator Weaver. Capital development bonds. Senate Bill 1558, Senator Chew. Senator Chew, you are recognized on a motion with regard to Senate Bill 1558.

SENATOR CHEW:

Thank you, Mr. President. I would move that the Senate concur with the House amendment that's attached to the bill, it's Amendment No. 13. Just sets the rule correctly that was requested on the inspection of chop-shops. Everybody is in agreement with this and there's no objections that I know of.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there discussion? Discussion? Senator Walsh.

SENATOR WALSH:

Will Senator Chew yield for a question?

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield. Senator Chew...Senator Walsh.

SENATOR WALSH:

Senator, I believe I supported this bill when it passed the Senate, and I wonder if you'd just once more explain the...the House amendment. Did you say it was technical in nature, I don't have it in front of me?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Chew.

SENATOR CHEW:

I didn't say it was technical in nature. It was concerning the time the inspections could be made, Senator, and the House amendment, "Inspections conducted pursuant to Chapter 5 may be initiated at any time that business is being conducted or work is being performed." That's about the...the gist of the House amendment. In other words, the inspectors cannot go into anyone's business other than at the time of working hours and do any kind of inspection at all. No problem,

SB 1579
concurrent

everybody was satisfied with it.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Coffey.

SENATOR COFFEY:

Yes, Mr. President and members of the Senate, I rise in favor of this bill as amended, and...and for the members on this side of the aisle, it was an amendment worked out with the Secretary of State's Office and the industry, and hopefully, took care of all the problems that were there earlier. I think it's an agreed amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Question is, shall the Senate concur in House Amendment No. 1...13...question is, shall the Senate concur in House Amendment No. 13 to Senate Bill 1558. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none Voting Present. The Senate does concur with House Amendment No. 13, and the bill having received the required constitutional majority is declared passed. Senate Bill 1579, Senator Davidson. Read the bill...Senator Davidson is recognized for a motion.

SENATOR DAVIDSON:

Mr. President, I move that we concur in House Amendment 1, 2, 3 and 4 to Senate Bill 1579. House Amendment No. 1 extends the deadline on the option if judges...as most of you know, under the present law, judges have a option of participating in the pension fund, and this extends the deadline that if they did not want to get in when they did...for... 'til...July 1, '83. Amendment No. 2 is the prudent man rule on investments which we have had discussion on, which this will help all the investment pension funds have an opportunity to get a better income. Our last year's was five percent, the national average is nine percent. Amendment No.

3 is...give one member, who is a former member of the General Assembly, an opportunity to buy back his pension credit time which he has to pay the entire amount himself plus the interest on it. Amendment No. 4 is...relieves this any costs of this from the States Mandates Act.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion? Senator Rupp.

SENATOR RUPP:

Thank you, Mr. President. What I would like to do is to examine the possibility of splitting this question on these amendments. Amendment No. 2...

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rupp.

SENATOR RUPP:

Yes, Sir.

PRESIDING OFFICER: (SENATOR BRUCE)

Okay, under the rules of the Senate, you may ask to divide the question, but what the Chair would like to know is, how do you want to divide it?

SENATOR RUPP:

That's what I was just getting into.

PRESIDING OFFICER: (SENATOR BRUCE)

Okay.

SENATOR RUPP:

Amendment No. 2, I would like to have a No vote on. The other two amendments are satisfactory.

PRESIDING OFFICER: (SENATOR BRUCE)

One...there are four amendments, 1, 2, 3 and 4. You have objected to No. 2?

SENATOR RUPP:

No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, Senator Rupp's request is to divide the questions so that the amendments are voted on...Amendments 1, 2, 3

and 4 and a separate roll call on Amendment No. 2. On the motion to divide the question, all in favor say Aye. Opposed Nay. The Ayes have it, and the...and the question is divided. Now, Senator Davidson, do you wish to take 1, 3 and 4? Senator Davidson is recognized.

SENATOR DAVIDSON:

Mr. President, I...went through and explained 1, 3 and 4. If there is no further question, I'd ask for a favorable vote on concurrence on Amendment 1, 3 and 4.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, there's several...Gentlemen, the question now is on 1, 3 and 4. Is there debate on...on 1, 3 and 4? Senator Schuneman.

SENATOR SCHUNEMAN:

Yes, question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield.

SENATOR SCHUNEMAN:

Senator, would you tell us once again, the...the principal amendment here, I think, is the one that would permit the pension funds to be invested in a little different way than they are now, which amendment is that? That's two. Okay, and so what we're voting on now, the one amendment that would deal with the pension for a former member and some of these other issues, right? Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Further discussion on...1, 3 and 4...Senator...1, 3 and 4, Senator Berning.

SENATOR BERNING:

I have no great concern about No. 3, but I just would like to call the attention of the membership to the fact that this is, again, providing benefit for someone, or two, or three individuals who are given...being given the option of transferring credits into the General Assembly Retirement

System because of the benefits that we have in our system but for which we pay a higher fee. It appears to me that we are granting undue benefit to some persons simply because they were in some other line of endeavor at one time and now may be in the General Assembly. It's...its' a gift, in my opinion.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

A question.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield, Senator Bloom.

SENATOR BLOOM:

John, Amendment No. 1, the...all I have is the synopsis and maybe that's where I'm confused. Would this be structured in such a way that it would allow an...an active judge to retire in...after July of this year and get his full pension, or get the new pension, or, you know, a pension based on the pay raise?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Has nothing to do with that, Senator Bloom. This...all this does is judges...okay.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Buzbee.

SENATOR BUZBEE:

Yes, Mr. President, I just wondered...question of Senator Berning, if possible. You pointed out that Amendment No. 3 allows a former member of the General Assembly to transfer in credit from another pension system for employment that that former member had in another...another field, have...have we ever done that before, Senator Berning, for any other past or present members of the General Assembly who may have worked

in other fields, such as held elective county offices or been on county boards or anything like that...have we ever allowed anything like that, Senator Berning?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berning indicates in the affirmative. Senator Berning.

SENATOR BERNING:

Yes, that's true.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Senator Buzbee and...and Senator Davidson is the maker of the motion.

SENATOR BUZBEE:

I...I...I understand that, but Senator Berning brought up an interesting point and I just wanted to pursue that point for a second, and the point is, are there any present members of the General Assembly who may have been allowed that sort of buy-in authority from other systems?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berning.

SENATOR BERNING:

Yes, we...members of the General Assembly do have the prerogative of transferring in credits from another system, but this one goes a little bit further, and let me read...I don't have the whole amendment, but let me read to you from the summary, "The new provision authorizes transfers of credit in State employees or DTRS, " I forgot what that stands for, "into our General Assembly system, even if the member is no longer an active participant." What we are doing here is saying that a former member of the General Assembly who is no longer a member because of voluntary retirement or defeat at an election, let's say, is now going to be allowed to transfer in some credits as a dog catcher or something else in order to augment the pension he is entitled to as a former member of the General Assembly...and...General

Assembly Retirement System. It...it goes too far, in my opinion, and again establishes a...a undesirable precedent.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Bowers.

SENATOR BOWERS:

Sponsor yield to a question?

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield, Senator Bowers.

SENATOR BOWERS:

Senator Davidson, now following up on what Senator Buzbee had to say, does...does this mean that if I, as a member of the General Assembly, quit after January 1st and then get a job as a teacher, and I suppose this refers to the downstate Teachers Retirement Fund, if I get a job as a teacher and accumulate several more years, then quit, then can I transfer those years I've had subsequent to my service in the General Assembly to the General Assembly Retirement Fund, is that the purpose of this?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

No, the purpose of this is for an individual who was a member of the...General Assembly to have an opportunity to buy his time back in. Due to a financial situation, he had to withdraw his pension funds due to a...a financial situation which I'm unaware of. This gives him the opportunity to buy back the time of...the General Assembly time plus the downstate teachers time which he had already paid and transferred into the General Assembly prior to going out of...out of the House and this heap buys it all back, there's no cost to the State of Illinois or to the pension fund.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bowers.

SENATOR BOWERS:

Is...is there an additional charge or expense to any unit of local government, and the reason for the question is, why do we except the State Mandates Act?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

I...I can't give you a total yes, no to both answers. The...the exemptions that the State Mandates Act was put on in relation to Amendment No. 1, as I understand it, I could be in error, but that was the explanation given to me by the House sponsor. As I understand, there is to be no additional cost on Amendment No. 3 because the individual has to pay back the amount himself plus the interest.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bowers.

SENATOR BOWERS:

Okay, then, let me see if I can summarize so I have my...my mind straight on the issue. What we're saying then is that as of today, if I want to buy back previous credits either from the General Assembly Retirement Fund or for some previous fund for which I've been a member, I must do it during my tenure in the General Assembly, under the present law, isn't that correct? And so, all we're doing here, or what we're doing here, I shouldn't put it in the minimal sense, what we're doing here is saying, once I've..once I've ceased being a member of the General Assembly, then from time immemorial from that point on, when I decide I want to buy back in, I may buy back in, is that what we're saying?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

No. There's a cutoff date, the person is going to exercise this, must exercise it by July 1, 1984, there's a cutoff date.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bowers.

SENATOR BOWERS:

I'm not sure...I'm not sure that helps the concept. Then, what we're saying is for one individual we're going to do it, but if I want to do it somewhere down the road...since I'm leaving the General Assembly January 1st, I can't do it, we're only doing it for this one person. You know, seems to me that even makes it worse.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Berning.

SENATOR BERNING:

By way of amplification on the point raised by Senator Bowers, let me point out that every year not once, not twice, but several times each year we are extending the date for some specialized treatment such as this, and while this now does carry a July 1, 1984 cutoff date, that by another bill next year can be changed to 1994 or adindefinitum, that means nothing, that date in there.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Further discussion? Senator Davidson may close.

SENATOR DAVIDSON:

Just appreciate a favorable vote.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, the question is, shall the Senate concur with House Amendments 1, 3 and 4 to Senate Bill 1579. On those...on that question, those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 32, the Nays are 16, 4 Voting Present. The Senate does concur with House Amendments 1, 3 and 4 to Senate Bill 1579. Senator Davidson, further motions?

SENATOR DAVIDSON:

Yes, Mr. President and members of the Senate. I'd move that we concur in House Amendment No. 2. This is what's the prudent man rule...it's so that the pension funds have an opportunity to invest in securities, investments, whatever, which would raise the amount of interest and income to the pension funds. Illinois Pension Fund, under the restricted lists, had five percent earnings last year, the national average was nine percent. This...defines the words fiduciary and it protects the investment better in many ways than under the present system. As most of you know, under the present list of things, forty percent of the money could be invested in the stock market and that's certainly not a very good investment this day and age. I think this is a good amendment. It has support of the downstate teachers board, has afford of the retired teacher's board, the home builders, the realtors, the Governor's Office, the investment people, the insurance department who...who look after this...see that the board is doing what they're suppose to do. I think this is a good amendment to give us an opportunity to get more money in the pension systems 'cause all of you are getting banged the same as I am by retirees, they want a cost of living. The only way you're going to be able to even consider that is to get the income from the investments at a higher level than what we've been having to help get more money into the pension fund to be able to give to the retirees. I think this is a good amendment and I'd appreciate a favorable vote.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there discussion? Senator Rupp.

SENATOR RUPP:

Thank you, Mr. President. May I ask Senator Davidson a couple of questions, Mr. President?

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield, Senator Rupp.

SENATOR RUPP:

Senator Davidson, isn't this amendment actually House Bill 2516 which, as I recall, was given a lengthy, detailed and considerable, I think, a fine hearing before the Insurance Committee?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Yes, it is. It's the same as 2516 which was held in the Insurance Committee on a 6-6-1 vote.

PRESIDING OFFICER:

Senator Rupp.

SENATOR RUPP:

Thank you. When you presented the five percent average income from over the last few years, did not during the hearing both Senator Egan and Senator Berning question that and indicate that they had other figures that discounted or discredited the validity of your five percent figure?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Well, I don't recall what they quoted, all I can recite to you is what the income was given by the audit...what the income for the past year has been. I do not know what the figures is for the year that will end of June 30th, but the documented audit by the CPA firm was a five percent income for the prior year.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rupp.

SENATOR RUPP:

No, actually what...what I'm saying is this...this amendment, actually, is a House bill which was given a good and proper hearing in the committee, it did not pass out of the committee. It is a broadening of the investment authority but...and there might be some merit in using some pension

funds to foster the economy, but in connection with pension funds, there certainly should be caution, there should be extra care to make certain that the funds are safe. This suggestion even was made that the money would be invested in new growth companies. If there's someone on this committee that knows enough to do that, I suggest that he get a hold of me and we'll go in business outside of this whole thing and we really will come out fine. But as far as pensions are concerned, folks...many folks have indicated to me, and I have gotten many letters from the retired teachers, they have indicated they would be satisfied even if it were true, and the question is whether it is or not, with lower interest in exchange for the safety. To permit investment, and this is what he said that there would be no restriction how the funds would be involved, they're taking the restricted list out of the...the...the law, that means that they could put a hundred percent in common stock. Well, as far as I'm concerned, you could do that with your pension but not mine. I don't think it's...I think if you were to make out a list...I ask you to make out a list of your friends who have made money in the stock market, I don't think it would take you too long to make a list because there's so few people. Most folks do not have a farm or a business to fall back on and that's why pensions have been given this extra care and why I think it should be continued. You know, actually it's not...I think the common stock market, and most people will agree, that that's just about twelve feet this side of Las Vegas, and I don't particularly like the idea of...of having my pension fund or those who have worked for thirty years, put on a table such as there...they have out at Las Vegas. I do ask for a No vote on this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nedza.

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END OF REEL

REEL #2

SENATOR NEDZA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Question of the sponsor, please.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield, Senator Nedza.

SENATOR NEDZA:

Senator Davidson, under the present law, is there any restrictions against the...of the pension funds from purchasing government securities, T-notes, T-bills, that kind of security?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Not to my knowledge.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nedza.

SENATOR NEDZA:

The appropriate...the bill providing the greater flexibility, just what would that entail? Would that entail stocks, bonds, future commodities, real estate mortgages, would that put that in that category?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Well, under the prudent man rule you would do away with the...the list, and the prudent man rule would let them invest in what is a safe, sound investment, because also in this amendment defines fiduciary and the trustees the fiduciary and the transaction also adds an additional part that the Attorney General can and will seek recovery on a civil suit from the trustees who would not use the prudent man rule and would invest this pension in what would be...what you and

I would call a bonafide bust. There is liability which does not exist in the present law. This has been gone over all the different pension fund boards and the trustees have come out in support of this, in fact, they're the ones who brought this bill to me and ask me to pick it up when it came over the House bill and when it was held in committee suggested that we amend it into this bill because they feel that we need this opportunity to be able to do the best job for the people who are receiving pensions.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nedza.

SENATOR NEDZA:

So, in effect, what you're saying, Senator Davidson, is that as long as they invest in...no matter where they invest it, if they say they're investing it prudently, that they can invest it.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

No, that's not correct. They're saying is they must also what is a good fiduciary because it defines what...fiduciary is and what fiduciary trustee is, and that the person who makes that investment is liable for any bad decision, a bad investment, and no individual is certainly going to be making any recommendation of anything that would be a bad investment. And the other item...the other item which...which you must realize, Ladies and Gentlemen of the Senate, is this is permissive. If the trustees of the fund do not want to do this, they don't have to, it's permissive.

PRESIDING OFFICER: (SENATOR BRUCE)

Further...Senator Nedza.

SENATOR NEDZA:

Thank you, Mr. President. Well, I'd like...just to call to the attention of the Body that if the pension funds, and

I'm not aware of whether we are nine percent, five percent, seven percent, but if the pension funds were prudent in investing their funds, in the past four or five years you would have been in a range of anywhere between thirteen percent to sixteen percent on any of the T-bills, the T-notes that have been offered by the government in these past three years. Taking of the pension funds and allowing, prudently, just to invest in stocks, bonds, real estate, futures, the commodity markets, in effect, what we're doing is trying to bail out because we're the last golden goose that's around that has the money. The savings and loan associations of this United States have been coming to us and to the Congress for a series of relief legislation and they're in the same business. If they can't make it, I stand in opposition to having our pension funds going into that same business.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan.

SENATOR EGAN:

Yes, Mr. President and members of the Senate, thank you. There has been...in deference, Senator Rupp, to your anxieties and also to Senator Nedza...in deference to the duties that you have performed in trying to pass the reasonable...standard, Senator Davidson, I...I think some things have to be discussed. I'm sorry to take the time, but I...I...you know, Adlai Stevenson II once said that editorial writers are people who separate the wheat from the chaff and then they print the chaff, and I think that's what's happened here. I've read a lot of editorial comments about the Governor's Pension Study Commission and about the Chicago Democrats holding up their effort, et cetera, et cetera, but...so I think it's time now that we've read about the chaff, that we talk about the wheat. Senator, you have been handed the report from the Public Pension Laws Commission for the last biennium, and in Chapter 6, it explores the invest-

ment objectives and the investment authority recommendations, and I think it is quite extensive. Of those that have been worked on over the years and the Board of Investments is not just a...a...an ephemeral idea, it has been working and working for a number of years. And the reason that there was...opposition in that committee is because the Governor's Pension Commission failed to include within it's purview the desires of the members of the Board of Investments and they then expressed their anxieties because this bill was introduced after the commission ended its existence without...opportunity for the members themselves to vote on the bill, so if you'll pardon my position, it was quite between a rock and a hard place, if you'll pardon the expression, Mr. President. And as a result of being in that position, I urged the people who were in favor of the prudent man rule standard just to back off, there's no emergency this year, we can pass this bill in a later Session, but it's obvious that the Governor and the investment people in this State desire to have it passed now. So, exploring the whole subject, I, myself, Senator Davidson, as I've expressed to you from the beginning, have been in favor of it, but because the judicial system was opposed very strongly, because the legislative system was...they...they were uncommitted and because the State employees were definitely committed, it becomes obvious that the majority of those pension systems that are investing pension money that are State supported do, in fact, want the prudent man standard. The downstate teachers want it, the...and the municipal employees want it, and I do believe that the higher education fund wants it, I know that some of the unstate supported funds but public funds are in favor of it. The prudent man standard is one that frightens some of the members of the trustees...boards of trustees, because they feel that it will open up the personal...their personal responsibility and their personal liability to a point that

they do not wish them to serve on these boards. Some of these members are members of the boards of...of investments, the State Board of Investment, of which I am a member and Senator Donnewald in this Body are the only two members. I don't feel that way, I don't think Senator Donnewald feels that way, but...but the Chairman, Judge Downing, feels that way, I know one or two other members feel that way, and we just wanted to wash the thing out before we were hell bent on jamming it down anybody's throat. I do thank Senator Davidson, in deference to your work, but we've gone about as far as we can go. I am going to support it. I believe that it's the right thing to do. Trust law is replete over the years with all kinds of safeguards for the prudent man standard, and I'm sure that the State is willing to indemnify any personal, any public liability that attends to the persons themselves. There is one provision, however, Senator Davidson, that I think we're going to definitely have to explore in the next Session, and that is your brother's keeper provision where it says that one trustee should and must insure that his fellow trustees are honest. I don't think that that's a workable provision. I don't think it's...it's at all possible. I think it's totally objectionable. With that one exception, Senator Davidson, and with another exception when they say that the State supported funds have invested only up to five...have...their return has only been five percent, I take issue with that figure. The Board of Investments, I'll send down the entire investing group any time you want and I'll prove to you that that figure is wrong. It's more like eight or ten percent. Now, if you take the CTA Pension Fund over the last three years, their return has been dramatically better because, Senator Rupp, for one thing, they've invested eighty percent of their funds in equities. We can't do that now. I don't know that we should, they did and they've doubled their pension fund in

the last three years. It's only a half a billion, it doesn't compare in size to ours, but their investment was, perhaps, lucky, I don't know. They are the ones that are responsible and feel that that's a dramatic increase in the...in their funding. That system, as a result, was allowed to use those funds in a very serious labor negotiation with the CTA Union. I...I just suggest these things as possible alternatives. I think that...that the...that the ora is there. I think the idea is good. I...I wish there was less misapprehension. My English professor used to say that the trouble in the world is not what people do know, it's what they don't know that just ain't so, and there's been a lot of that in this bill. And with that, Senator Davidson, I...I support your bill...your amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

Well, thank you, Mr. President and fellow Senators. Unfortunately, Senator Egan, the problem with this particular amendment is what they don't know. I've been contacted by the President of the Illinois Retired Teachers Association, one of my constituents, Louie McDonald, and he says in part, "Up to this time, our funds protected by conservative regulations wisely placed upon our Teachers Retirement Board of Directors have been receiving an excellent return of more than nine percent, and our pension funds have more than doubled as a result in the past ten years. The prudent man rule might work, but it is far better to keep in effect those rules carefully restricting risky investment of pension funds." Based on that and...and what little I know about the rest of it, I must rise in opposition and urge others to do so. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LENKE:

I rise in support of this measure. This is something that I've been after since last year, but the prudent rule is a rule that we passed last year for the Incoming Principal Act that we revised, Senator McLendon and I, and this is a good proposal. It's about time that we in the State consider the investment into Illinois, and into the businesses and the homes and mortgages of this State, I think this will lead to that, and I think it's a step in the right direction even though it doesn't go far enough. But I think that most of the people I heard in opposition to this are those that invest the funds, and they are very narrowminded people, it's like invading their own little fiefdom and you're interfering. But I think that, as I tell them and as I tell anybody else, if we in Illinois, which have the largest investment fund in the State, do not feel that business in the State of Illinois isn't worth investing in, how can we ask outside sources to...invest in that business? I think this is a step in the right direction. This is a good thing. When we ask private citizens to do something, we as a State, as public citizens should do the same thing. If I'm...I support this concept and I think it should be passed and put on the Governor's Desk so we can start investing in Illinois' business and homes. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berning.

SENATOR BERNING:

Thank you, Mr. President. I want to re-echo some of the comments that were made and add one or two additional points. I have to repeat what Senator Rupp said, this, as the House Bill 2516, was given a thorough hearing, and the concerns of some of the representatives of the pension systems were very real. And while some argument can be made that this is permissive, once we go the route of the prudent person rule

we have successfully emasculated the control of the trustees, in my opinion. But there are so many aspects of this particular bill that demand your and my attention that I would like to just point out briefly to you, if you did not avail yourself of the comments of the actuary for the Pension Laws Commission, that in addition to the Pension Laws Commission concerns and recommendation that the bill be, and in this case, the Amendment No. 3 be defeated, the reasoning is placed on several points. For instance, under existing Illinois Statutes, the prudent person rule cannot be expected to provide nearly the same level of protection to planned participants that the ERISA prudent person rule does. In other words, this, if for no other reason, should be held and not adopted until the other statutory provisions to assure that the prudent person rule is in proper form and context so as to protect our pension systems. There's another provision in the bill that you may not have seen, provided such loans are liens upon real estate, the section that provides for investments in mortgages. In my opinion, this authorization and that provision is one of the basic reasons we have this before us. Yes, the housing industry is in difficulty but our pension dollars ought not to be utilized for mortgages. I can foresee a whole department of real estate developing into the mortgage...in the pension systems in order to carry out the implementation of mortgage servicing and collection, yes, and foreclosure. The argument has been made, and I believe successfully refuted, that we don't earn enough money on our pension systems. Let me just call your attention to one of the reasons, last year and again this year, sizeable amounts of monies somewhere approaching two hundred million dollars each year has been siphoned off of the pension systems by the ruse of underappropriating. If we continue this, we not only will have no interest income but we will have a continually deteriorating level of funding. And even more

appropriate is the fact that the pension figures used for interest computation, according to the figures we got, were for the early parts of the year and the pension systems historically have a better record in the second half of the year for reasons of returns. But apropos of the argument that we should be relying on others to carry out the control of our dollars in the pension systems, in a recent article there what this little scrib, "It was a bad first quarter for pension and profit sharing funds, the average fund decreased in value by two percent," says Hewitt and Associates, incidentally one of the larger actuary firms. Last year the average fund returned only 3.3 percent. The argument that our systems have not been doing a creditable job is totally false. Many of our participants do not want us to go this wide-open barn door prudent person rule, and I think we should adhere to their requirements and their requests. This particular amendment should be defeated.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nega.

SENATOR NEGA:

Mr. President and members of the Senate, I opposed this legislation in committee, and if this is permissive legislation, if you think it is so good, why don't you bring it up to the membership of each individual group to see if they want us to invest our money in this way. I think you'll be in for a surprise. There is no hurry, we can hold off 'til next year and I oppose this legislation.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator D'Arco.

SENATOR D'ARCO:

Senator Berning made a comment that some of us Democrats are somewhat confused about, and I would like to address this question to him, if I may, Mr. President. Senator Berning, we weren't sure if you said that the prudent man standard is

not the standard that is used in ERISA, or did you say that it is the standard that is used in ERISA, because we're somewhat confused about that and it's our understanding that it is the same standard that ERISA is...uses presently which is the...prudent man standard.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berning.

SENATOR BERNING:

First, Senator D'Arco, let me correct a misunderstanding. This legislation is opposed not only by Democrats but by many of us as Republicans. But Senator D'Arco, I'm quoting from page 4 of the consulting actuary to the Pension Laws Commission report on House Bill 2516, and in the last paragraph...next to the last paragraph on page 4, I will reread, "The prudent person rule contained in the Pension Code cannot be expected to provide nearly the same level of protection to planned participants that the ERISA prudent person rule does." In other words, our Statutes don't have the same requirements that ERISA does, and my point is then, that until we do get the Statutes of Illinois up to the minimum of the ERISA standards, this bill or this amendment is premature.

PRESIDING OFFICER: (SENATOR BRUCE)

(Machine cutoff)...Collins.

SENATOR COLLINS:

Thank you, Mr. President, I rise in support of this amendment. I would like to ask the sponsor a question. I recall in debate when we debated this bill, one of the remarks...statements made by you, Senator Davidson, was that under the current system that they could invest up to forty percent of the pension fund into the open stock markets. And I wanted to know what was in this amendment, I don't have a copy of the amendment, that would prohibit that practice from taking place after this amendment has been put on?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Yes, Senator Collins, under the present list of involvement, they can put forty percent of the money into common stock. Under the prudent man rule comes under the definition of the fiduciary and the trustees making what...the investment in what is the best, safe, best producing under the fiduciary authority, and if they make a bad investment, then the Attorney General can recover damages for that individual's bad investment into the pension fund, so the pension fund doesn't suffer a loss.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Collins.

SENATOR COLLINS:

Who makes the bad debt good?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

The trustees of the...of the different investment funds who choose to go this way.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Collins.

SENATOR COLLINS:

Well, then, I can understand their objection. In committee, I thought that once we discussed this bill in committee, that before this particular amendment come back to the Floor or go on that bill or...it would have been amended out that some protection for the investors not to have to assume that kind of liability, and I can understand their reluctance, however, I do support this amendment because at this late date in the Session, we have no...nothing else in its place better than this bill. For the last three years, I have been working on the concept of utilizing public pension funds to

boost the economy. I am very happy that it is an election year and that the press was so gracious to recognize that need after Governor mentioned what he was going to do, or try to do with the public pension funds, and that finally, maybe we're going to get something done. I think it is very important that if we, in fact, have these funds sitting into the various banks that if we can, in fact, help to stimulate the economy or help the...the building industry, and therefore, creating jobs, employment in the State of Illinois, at the same time maintaining a high level of risk and returns on that investment, I think that is exactly what we should do. I'm not sure that this amendment or this bill will serve that purpose, but it is an attempt in that direction, and therefore, I rise in support of it.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Donnewald.

SENATOR DONNEWALD:

Well, yes, Senator Egan stated earlier that both he and myself are members of the board of trustees of the board...State Board of Investment, which takes care of three of the pension programs. Under this particular proposal, I guess it's under Amendment No. 2, we would be able as...as such...or said trustees invest in individual mortgage arrangement, I would ask that as a question to Senator...Davidson, first.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Just so I understand the question, Senator Donnewald, was you, as a trustee, would be able to invest into real estate mortgages, was that the question?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Donnewald.

SENATOR DONNEWALD:

The board of trustees would...would, under this particular...if it became law...this particular amendment, if it became law would be able to invest say ninety million dollars on a hundred million dollar building or whatever the difference might be, is that correct? That's number one question.

PRESIDING OFFICER: (SENATOR BRUCE)

Well, Senator...Senator Davidson.

SENATOR DAVIDSON:

That is correct, long as it's first mortgage.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Donnewald.

SENATOR DONNEWALD:

Well, let's further assume that the economy slips a little further, and suddenly the money that you have invested, the value of the building goes lower than the amount, then, accordingly, the trustees are civilly liable, are they not?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Correct.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Donnewald.

SENATOR DONNEWALD:

Now, I want to tell you, if...if you don't have some indemnification for those trustees, you won't have any.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Senator Donnewald, I gave you an incorrect answer. It...it's only...you're only liable if you breach the fiduciary rules and limits, and if the mark...the value of the building go down, it's not a breach of the fiduciary rules and regulations, you would not be liable. I'm sorry, I gave

you an incorrect answer.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Donnewald.

SENATOR DONNEWALD:

That, of course, is subject to a suit and for the...for the courts to decide. You don't really know that until it's decided.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Egan.

SENATOR EGAN:

Yes, I'm sorry, Mr. President, for speaking twice. I very seldom speak once, so I hope you'll forgive me, but there's been so much stuff flying around here and I call it stuff. Senator Berning, you...you were reading from a actuarial report on the original bill. It was amended in the...in the House to bring into line the prudent man standard as is set out in the ERISA congressional legislation, and it is subject to judicial determination in each and every state, this being Illinois, and what...Senator Donnewald is correct. If that...if some member of the systems sues me, as a member of the board of investments, for making an investment that they don't like, the prudence of that now is subject to judicial review, the same as is done in ERISA, the same that is done in every private pension fund in this State and...and to my knowledge, every state in the union, so that there are really no less liability exposure under the present law as there is with the prudent man standard, in my opinion. It's up...but it's...it's subject to judicial review and I think it's ironic that the judges are afraid of that, but perhaps they know more than I do.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Channel 17 seeks leave to film the proceedings. Is there leave? Leave is granted. Senator Kenneth Hall, do you wish...Senator Kenneth Hall.

SENATOR HALL:

...will the sponsor yield for a question? Senator Davidson, does this cover every pension system in the State?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

No, it does not.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Hall.

SENATOR HALL:

If you've got...it's good for one person of it, why isn't it good for everybody?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Because part of the pension funds have no jurisdiction under the State Board of Investments. Certain funds are...certain pension funds, but your Illinois Municipal and individual retirements with the different governmental agencies on a local level are not subject to this, and we have no jurisdiction over them.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Hall.

SENATOR HALL:

Well, would you cite me some you don't have any jurisdiction over? Which systems don't you have some jurisdiction over, if they're State systems, which ones you don't have any jurisdiction over?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

I'm not sure I can cite ones which are not, all I can cite to you what's in the bill which is covered, and that, if you'd like for me to read, is the State different...State

pension funds in which there's five or six of them, plus Chicago police, Chicago firemen, Municipal Retirement Fund, Chicago employees, Cook County employees, Cook County laborers, Chicago park employees, sanitary district employees, State universities, downstate teachers, Chicago teachers and investment board are the ones who are covered under this.

PRESIDING OFFICER: (SENATOR BRUCE)

...Senator Hall.

SENATOR HALL:

Well, I didn't hear you mention the judges system, or don't we have control over that?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

That's part of the State Board of Investments. There's six pension funds under the State Board of Investments, the judicial...the General Assembly, the downstate...downstate teachers...and I think that's all. Then we also have the State employees who are the strongest supporters of this piece of legislation and who have the biggest number of members on that...who want this to increase the earnings in their funds.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Further discussion? Senator Davidson may close.

SENATOR DAVIDSON:

Ladies and Gentlemen of the Senate, this is a good bill, it's a answer to try to solve a problem so you can get increased earning. Those of you who are worried about not having your pension, all you have to do is look at Article XIII, Section 5, the Illinois Constitution, it guarantees you're going to receive your pension and the benefits you have theret.. This is a opportunity for us to do something

so that we can increase earnings and give the people and the investment board an opportunity to work to do what they want to do. This is a good bill, I'd appreciate a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall the Senate concur with House Amendment No. 2 to Senate Bill 1579. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 39, the Nays are 18, 1 Voting Present. The Senate does concur with House Amendment No. 2 to Senate Bill 1579, and the Senate having concurred with Amendments 1, 2, 3 and 4 to Senate Bill 1579 the bill is declared passed. Senator Vadalabene has a distinguished cast of characters that he would like to introduce to the Senate.

SENATOR VADALABENE:

Okay, thank you, President Bruce. Yes, I'm happy to present the winning awards for the Ninth Annual Legislators Tennis Tournament. The winner this year was Senator Art Berman and his partner was Dick Marshall from Shell Oil. This is the fourth time that Senator Berman has won the tournament. Art has been up before the Senate more times than ERA, and Art has a different partner every year but it made little difference, he always wins. And for those who don't know, this annual tennis tournament is sponsored by the Southwestern Illinois Industrial Association, and this group is from my district, and they are the group that sends us the "Did You Know" bulletin once a month, Bob Walters, the former House member, is the executive director, and let's give Bob a good hand. I have a special award for the Senator who displayed the most class "on the courts" throughout the evening. Would Senator George Sangmeister...come up and be recognized. Senator Sangmeister.

SENATOR SANGNEISTER:

All right, I think a clarification is in order. I mean, what kind of class are we talking about or shouldn't I ask?

SENATOR VADALABENE:

I'd rather you not ask, George. You and I have been at odds several times this Session and I'd just as soon you not ask. However, from McDonald's also is a set of tennis balls for you and this beautiful little trophy.

SENATOR SANGMEISTER:

I share this with my partner, Bill Dart. Thank you.

SENATOR VADALABENE:

I understand that the final match ended at one-thirty in the morning. The team they defeated in the play-offs was former Senator Harber Hall and Bob Miller from the Allstate Insurance. Art and Dick, congratulations on being the winners in the 1982 Southwestern Illinois Industrial...Association Tournament. Thank you, very much.

PRESIDENT:

All right, on the Order of Secretary's Desk Concurrence, Senate Bill 1593, Senator DeAngelis. 1652, Senator Bloom. 1653, Senator Rupp. 1657, Senator Bloom. 1663, Senator Maitland. Senator Dawson on the Floor?

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave to go to the Order of Resolutions? Leave is granted. House Joint Resolution 108,...Senator Rock is recognized for a motion.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Joint Resolution 108 came over earlier today from the House, it was assigned to the Executive Committee. So, I would move that we discharge the Executive Committee from further consideration of House Joint Resolution 108 for the purpose of its immediate consideration and adoption. This resolution would set up a joint committee of the House and the Senate to prepare the argument, pursuant to the Con-

stitution, the argument against...against the initiative which may show up on the November ballot. At the moment, we don't know how the court is going to rule, but we have to be prepared because the Constitution and the Statute apparently says that the General Assembly has the obligation to present an argument against for the purpose of the voters, and so, we only, obviously, have a day or so to do that. The Speaker and the Minority Leader of the House sent this over and I would...I readily agree and would ask that the committee be discharged from further consideration and that the resolution be immediately considered and adopted.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. The motion is to discharge the Committee on Executive from further consideration of House Joint Resolution 108. On the motion, all in favor say Aye. Opposed Nay. The Ayes have it. The bill is...the resolution is discharged. Senator Rock now moves the adoption. Is there discussion of the adoption? Senator Rhoads.

SENATOR RHOADS:

Thank you...thank you, Mr. President and members of the Senate. I rise in support of the motion to adopt House Joint Resolution 108. The committee or its report could become a moot subject if the courts rule the particular question off the ballot, but, in any case, if the resolution is adopted, we will have the machinery in place to write these arguments. I urge a favorable vote.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Netsch.

SENATOR NETSCH:

Me, too.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is on the adoption of...question is on the adoption of HJR 108. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have

all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, 2 Voting Present...HJR 108 is adopted. House Joint Resolution 109, Senator Grotberg, for a motion.

SENATOR GROTBORG:

Thank you, Mr. President. Let me proceed...proceed by asking to suspend the appropriate rules for the immediate consideration...discharging Exec Committee and the immediate consideration of House Joint Resolution 109, both sides of the aisle are in favor, it's a congratulatory type.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to suspend...is to discharge to the Committee on Executive from further consideration of House Joint Resolution 109. On the motion to discharge, all in favor say Aye. Opposed Nay. The Ayes have it, and the bill...the resolution is discharged. Senator Grotberg, on the motion to adopt.

SENATOR GROTBORG:

Now, Mr. President and fellow members, for those of you who have been driving up Route 23 for the last twenty-five to fifty years, the new Ottawa Bridge will be open sometime after we adjourn this summer, and there's been a big race on up there as to what it should be called, and we finally got fourteen hundred Veterans to sign a petition, it says it shall be called, and ask the Department of Transportation to appropriately do so, Veterans' Memorial Bridge on Route 23 in Ottawa. And I would ask for unanimous vote to memorialize the Veterans of the Ottawa area on that new bridge.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion of the motion to adopt? Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 59, the Nays are none, none Voting Present, and the Senate does adopt HJR 109.

AB 734
concurrency

Message from the House.

SECRETARY:

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

Mr. President - I am directed to inform the Senate the House of Representatives has refused to concur with the Senate in their Amendment No. 1 to House Bill 1423.

A like Message on Senate Amendments 2, 3, 4 and 5 to House Bill 1607.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson. Is there leave to return to Secretary's Desk on the Order of Concurrence? Leave is granted. On the...on page 6 of your Calendar is Senate Bill 734. Senator Dawson is recognized for a motion.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, I hope I have everything worked out and the...the Republican staff people were able to clarify some of the questions over there. So, I'd like to ask for a favorable roll call on the adoption of...and to concur with the amendments on Senate Bill 734.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there discussion of the motion to concur? Senator Bowers.

SENATOR BOWERS:

Well, I...sorry, Mr. President, but the staff didn't talk to me and I just hear everybody over here saying they didn't talk to them. I...I'm told by the sponsor that second floor endorses these amendments, however, no one over here seems to know that, and I asked the second floor representative to verify it and he hasn't been back yet to do that. I have some concerns about the amendment that says you can sell real estate without public bidding. I...I would have hoped the sponsor would have held it a little longer so we could get some clarification over here. In the meantime, if you insist

on calling it, I would suggest this side of the aisle vote No for now.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Rhoads.

SENATOR RHOADS:

Well, in the first discussion on this the sponsor seemed to indicate that two House amendments were nonsubstantive clarifying language, and yet, they do seem to be rather substantive, particularly House Amendment No. 2 on the conveyance of property. Senator Dawson, if you could explain just exactly why House Amendment No. 2 was adopted and what powers it grants to the port district that it does not now have, that might help some of us on this side of the aisle.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

Basically, Senator Rhoads, under the original legislation, it gave them the authority to purchase property or for...it to condemn et al, so it had...they had condemnation rights in the original legislation. All...I'd like to...since Jim Kiley,...and if I might ask some of your staff people to, please, have Kiley or somebody inform your leadership over there that they were the ones that were working with this also on it, and I...I was under the impression that they got that message back down here now and that's what I was waiting for. I'll take it back out then, if they want to wait 'till we get this straightened out with...I wish somebody would have Kiley come down here and inform the Republican Party that this is in agreement with them.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave to take it out of the record?

SENATOR DAWSON:

All right, we'll take it back out, but I thought he was down here by now and doing it for...

SB 1305
Concurrence

PRESIDING OFFICER: (SENATOR BRUCE)

I think we'll have some more concurrences, Senator, we'll be here today and tomorrow. All right. Senator Maitland was off the Floor. Is there leave to go back to pick up Senate Bill 1305? Leave is granted. On the Order of Concurrences, Senate Bill 1305, on page 7 of your Calendar. Senator Maitland is recognized for a motion.

SENATOR MAITLAND:

Thank you, Mr. President. I would move that the Senate concur in House Amendment No. 1 to 1305. That...that...

PRESIDING OFFICER: (SENATOR BRUCE)

Senator, just because I'm going to have a question, what do you plan to do with No. 2?

SENATOR MAITLAND:

Nonconcur.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. All right. The question has been divided. We are only voting on Amendment No. 1 and the motion is to concur with House Amendment No. 1. Is there discussion of that motion? Question is, shall the Senate concur with House Amendment No. 1...Senator Rock.

SENATOR ROCK:

Question of the sponsor, if he'll yield, Mr. President.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield, Senator Rock.

SENATOR ROCK:

Senator, I was informed when I discussed Amendment No. 2, which I'm sure as everybody has read in their printout was the preemption amendment, why they put that on, and it was explained to me that it was the feeling of some in the House that the bill as is was somewhat preemptive, and I'm...that's like garlic and soup, you are not somewhat preemptive. May I ask you if, in your judgment, the bill, Senate Bill 1305 with House Amendment No. 1 is in anyway preemptive?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

Well, Senator Rock, I...I think the amendment in...in...of concern is Amendment No. 2 and not Amendment No. 1. Well, as it stands...I...I would...would read it to be...be not preemptive.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Well, thank you, I...I happen to agree with that and I didn't...did not agree, obviously, with the House sponsor of that amendment and that's why I've asked them to move to recede. Our county has an ordinance which pertains to drug paraphernalia. I don't know, frankly, how it meshes with this bill, but I think, frankly, local units...home rule units ought to have the right to be tougher than your law, if that's possible and if the authority wishes it so. So, I think I...I would...I would encourage a...affirmative vote on the motion to concur with Amendment No. 1 and...and...and commend the sponsor for refusing to concur with Amendment No. 2, which I hope the House will quickly recede from.

PRESIDING OFFICER: (SENATOR BRUCE)

Further debate? Further debate? The question is, shall the Senate concur with House Amendment No. 1 to Senate...to House Amendment No. 1 to Senate Bill 1305. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 59, the Nays are none, none Voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 1305. Senator Maitland.

SENATOR MAITLAND:

Yes, thank you, Mr. President. I would then ask the Senate to nonconcur with House Amendment No. 2 to Senate Bill

1305.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall the Senate nonconcur with Amendment No. 2...House Amendment No. 2 to Senate Bill 1305. On that question, all in favor say Aye. Opposed Nay. The Ayes have it and the Senate nonconcur with House Amendment No. 2 and the Clerk shall so inform the House. Senator Bloom.

SENATOR BLOOM:

My light was flashing.

PRESIDING OFFICER: (SENATOR BRUCE)

The Chair apologizes, Senator Bloom. Senator Bloom.

SENATOR BLOOM:

Well, I'd...I'd like it on the record, too, and our local media, one of the reasons our mayor gave for them not passing an ordinance under their home rule powers was because he had talked with you and there had been some agreement that there ought to be some unified State-wide policy, is this indeed the case, Senator Maitland?

PRESIDING OFFICER: (SENATOR BRUCE)

...Senator Maitland.

SENATOR MAITLAND:

Well, I've not talked with the Mayor of the City of Peoria for...for sometime. Probably a year.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

Did you reach some form of agreement with him that there...you would push for a State-wide law that would be preemptive of home rule?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

As I...as I recall, my conversation with Mayor Carver, and it was at least a year ago on this issue, was at that

time we were dealing with not only the...the commercial trafficking of drug paraphernalia but also the manufacturing, the advertising and the possession. And since that...that's primarily the concern, since this bill doesn't cover all of those areas, it does not then give those municipalities that are home rule units the opportunity to make that...that more astringent, so I don't...I think we're trying to compare apples and oranges. Our discussion had to do with...with the whole broad area of paraphernalia and not just with commercial trafficking.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

So, in other words, Senator Maitland, it was more a year ago there was a discussion of the philosophy, but to the best of your recollection, there was no understanding that somehow the State would establish some kind of uniform State-wide policy that would preempt any city from taking affirmative action in this area in the meantime, is that correct? Would you say so, please, if...

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

Yes.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Again, Senator Bloom, I just didn't...your light wasn't shining brightly enough. Senator Maitland, you wanted to consider a motion on 1663, is that correct?

SENATOR MAITLAND:

Yes, Sir.

PRESIDING OFFICER: (SENATOR BRUCE)

On page 8 of your Calendar is Senate Bill 1663 with House Amendments 1, 3 and 5. Senator Maitland.

SENATOR MAITLAND:

Yes, first of all, Mr. President, on...on Senate Bill 1663, I would move to concur with House Amendment No. 3 which really, I think, covers a...clears up some confusion in that leasing bill. Department of Administrative Services support the amendment and...and I would move that we concur in House Amendment No. 3.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland has moved to concur with House Amendment No. 3 to Senate Bill 1663. Senator Maitland, there's a question as to its effect. Senator Maitland.

SENATOR MAITLAND:

Generally, Mr...Mr. President, was...was procedures having to do with the leasing of the property, I can...I can read down the...the list of the...of the provisions in there, it's my understanding, their procedure.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Savickas.

SENATOR SAVICKAS:

Well, shouldn't we first move to concur in House Amendment No. 1? We're on this...order of business, I would move to concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

The...the Chair has usually allowed a sponsor to call amendments and make motions on them in the order in which he desires. Senator Maitland, has moved to concur with Amendment No. 3. The Chair has no knowledge of what he plans to do with 1 and 5, perhaps if you indicated to the Body, Senator, that would help us move along in...Senator Maitland.

SENATOR MAITLAND:

Mr. President, I plan to nonconcur in the Amendments No. 1 and No. 5.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Savickas.

SENATOR SAVICKAS:

Well, technically, as a question of the Chair then, what's...can we move to concur with House Amendment No. 1 or just let it move to...nonconcur, and we can concur with it, and what would the status of the bill be?

PRESIDING OFFICER: (SENATOR BRUCE)

The sponsor of the bill has the right to make the...the motion to either concur or nonconcur, and then the Body will have to make disposition of that motion. And once that is decided, the Chair can indicate to you what, in fact, will happen to the bill. Obviously, we will send a Message back to the House indicating Senate action. Further discussion? Senator Maitland has moved to concur with Amendment No. 3 to Senate Bill 1663. Senator, do you wish to close? The question is, shall the Senate concur with House Amendment No. 3 to Senate Bill 1663. Those in favor vote Aye. Those opposed vote Nay. The voting is open. (Machine cutoff)...voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 45, the Nays are 7, 1 Voting Present. The Senate does concur with House Amendment No. 3 to Senate Bill 1663. Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President. I would now then move to nonconcur with House Amendment No. 1 and House Amendment No. 5.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. The motion is to nonconcur with Amendments 1 and 5. Is there a request for a roll call? Senator...Senator Collins.

SENATOR COLLINS:

Yeah, I...I wanted to know why is he nonconcurring to House Amendment No. 5?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

Because I don't support House Amendment No. 5, Senator Collins.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Collins.

SENATOR COLLINS:

Well, it...it...it does seem like a reasonable amendment, if...if I have the right one. It's...it's dealing with the sale of the Soldiers and Sailors Children School...property to that local municipality, and it sets forth, what I think, some rational provisions in terms of the...the resale of that property by that local municipality and what would happen to the proceeds of that fund if it is not used by the city within a given length of time that it would go back to the State's Treasury, if we're going to sale it to them for one dollar, and I see nothing wrong with that.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Buzbee, for what purpose do you arise?

SENATOR BUZBEE:

Well, I speak in support of Senator Maitland's position. This is an issue that we debated in this Body and this Body took the stance that Senator Maitland is now asking us to take once again. It is not a fair proposition, they're wanting us to give away State property to a municipality for one dollar. It happens to be a State property that's located in Senator Maitland's district. He thinks that's not good State policy, I agree with him. There's no reason for us to give away a ten million dollar facility to a municipality for one dollar and then let them turn around and reap the benefits of it by resale. We've defeated this issue once in this Body, Senator Maitland is simply asking us to defeat it once again and tell the House sponsor this Body is not going to have anything to do with giving away State property for nothing. It's good...good public policy Senator Maitland is asking us to take and I suggest we support him.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Collins.

SENATOR COLLINS:

Yes, Senator Buzbee, because I didn't have the entire bill before me, I was assuming that this had already passed, that we would grant the sale of that property to that local municipality for one dollar, which I am not debating the merits or demerits, I agree it's not good policy, but if, in fact, it did occur that the provisions in this amendment, I think, would be good policy if that...property had been sold for one dollar to that local municipality.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Savickas.

SENATOR SAVICKAS:

Well, yes, Mr. President and members of the Senate, if we're going to move on nonconcurrency on both amendments at one time, I think we should separate the concerns. The first amendment does provide that the State would sell the school for one dollar. The fifth amendment, that you're trying to nonconcur in at this time, says, to erase the one dollar and set it a mutually agreed price. And Senator Buzbee has now raised the...the value of this property from a few hundred thousand to three million, and then to seven million, now it's up to ten million dollars and it sounds terrific. The only problem is that nobody wants to buy this property at that kind of a price and that the city is willing to take it over and make some use of it, and that's all this does is offer the City of Normal the ability to get this property and use it for the city at a mutually agreed price. It does not do anything else, and I would think that this would be a fair use and a fair deal for both of them. To let State property just sit there with no purchaser and trying...and try to blackmail someone into buying it at some other price is useless, it's been there vacant, unusable, the city can use it,

is willing to pay a mutually agreed price and take over the maintenance and the use of it. I would support House Amendment No. 5.

END OF REEL

REEL #3

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Savickas, are you requesting to divide the question?

SENATOR SAVICKAS:

Yes.

PRESIDING OFFICER: (SENATOR BRUCE)

Is he...is he joined by another Senator? Senator Hall joins Senator Savickas in his request. Senator Maitland, the Chair will still...the question now is on either one or five, the Chair will take them in whatever order you wish.

SENATOR MAITLAND:

Can I comment first of all, well, Mr. President?

PRESIDING OFFICER:

Well, you have to tell us what we're going to comment on, first. Senator Maitland.

SENATOR MAITLAND:

Well, we'll go with...with no. 1, first.

PRESIDING OFFICER: (SENATOR BRUCE)

All right.

SENATOR MAITLAND:

May I...may I now comment?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator, I didn't want to preclude your commenting, I just want to know what we're going...the...the question now has been divided. We have concurred with Amendment No. 3. We are now on the motion to nonconcur solely on Amendment No. 1 and Senator Maitland to...for comment.

SENATOR MAITLAND:

Well,...thank you, Mr. President. It always amazes me how people...it always amazes me how people from other parts of the State seem to have a total understanding of a...of an

issue that resides in another Senator's district. Not, Senator Savickas, I don't know whoever told you that there was no one interested in that property. You know, at least let's call a spade a spade. There are a number of entrepreneurs who are interested in parts of that facility. I have an obligation as a State Senator not only to my own district but to the entire State. We can't fund education. We can't fund mental health. We can't fund anything else, but you want to give away property for some reason to people in my district and I don't know why. But I'm going to tell you this, we have a committee working right now in that city who are bringing together the people who are interested in parts of that facility. At some point, we're going to find a use for ISSCS and we're going to find a good use for it. The town of Normal will very possibly be a part of that, but to suggest, as this particular amendment would suggest, that we give it to them for a dollar, let them use, as Senator Buzbee has said, parts of the facility and then sell off the rest in profit, just doesn't make sense and is bad public policy. I would, therefore, Mr. President, once again, move to nonconcur in House Amendment No. 1 to Senate Bill 1663.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion? Senator Savickas.

SENATOR SAVICKAS:

Mr. President and members of the Senate, I guess my interest in it rises in the same vein that many of the Senators have their special interest in Chicago and many of them probably have never even visited Chicago. I...I would say that this facility has been vacant for about three years with no movement...no movement at all until legislation was introduced to have the City of Normal take it over. Now, all of a sudden, everyone is interested in it. So, I...I would suggest that this is a good amendment and it should be adopted. And my concern is as as a resident of the State of Illinois

and a Senator representing its interest.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Grotberg.

SENATOR GROTBORG:

Well, yes, thank you, Mr...I think it's time all the cards got on the table, I'd just like to say my piece. In Executive Committee the...the original concept of the dollar give away had a pretty good hearing, and for the first time in my ten years, the good Senator from the other side of the aisle, did not skewer the plan to give away State property. I've been before that committee with about six pieces over the years, as all...almost every legislator here. Senator Buzbee was second in line to make sure we didn't break tradition, and that is that nobody gets a free ride on State property. All of a sudden, I've...I've just asked the question over here, how many condominiums can you get in the Chicago Armory, which is at the base of this breaking of the logjams. If we want to give the Chicago Armory plus a whole bunch of State properties away for a dollar, we will now be setting a precedent and we can sell those condos off one at a time and stretch...stretch them out. So that explains the other side of the aisle, and I would suggest to you, Senator Maitland, that as long as I'm in the Senate in all deference to Gordy Rock, who was a Gentleman friend of both of ours, I think his experience with trying to give away State property can only be learned by this Body as Senator Buzbee so aptly said. And if there's any cooperation, we're not doing it to one of our own people on this side of the aisle, we're doing it for the State of Illinois. And I think I've explained that to...to Representative Rupp in his effort to do some creative financing for a vacant property in the middle of a recession, and believe me, the State has lots of property just like I...ISSCS. Vote No...support his motion to nonconcur.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Schuneman. Senator Kenneth Hall.

SENATOR HALL:

Will the sponsor of the amendment yield? I...I...Senator Maitland, is this your amendment? I'm...I'm sorry, I guess I was off the floor. Is this the one we had in the Executive Committee where you objected to...since it's in your district and that you people are...are going to be able to pay more for this than that dollar, is this the same amendment?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

To answer the first question, first of all, no, it is not my amendment. It's a House amendment, Senator Hall. And...and secondly, yes, this is the same provision that was contained in that House bill that had come over to the Senate some weeks ago.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Hall.

SENATOR HALL:

Well...if you remember, I voted with you in that, but I think it's wrong for anybody to come if your...it's in your district and you want...don't want the amendment, I...I just wanted to be sure so I'd know which way I'm voting.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Maitland may close. All right. The question is, shall the Senate nonconcur with House Amendment No. 1 to Senate Bill 1663. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 41, the Nays are 9, none Voting Present. The Senate nonconcur with House Amendment No. 1. Senator Maitland moves to nonconcur with Amendment No. 5 to Senate Bill 1663. On that motion, is there discussion? All in favor say Aye. Opposed Nay. The

Ayes have it. The Senate nonconcurrs with Amendment No. 5. Senator Maitland. The Order of Nonconcurrences on page 8 of your Calendar, Senator Nedza. Senator Nedza. (Machine cut-off)...Nedza. On page 8 of your Calendar, do you have a motion...with regard to House Bill 1938? Senator Nedza is recognized.

SENATOR NEDZA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I...I move...I refuse to recede from Senate Amendment No. 1 to House Bill 1938 and ask that a...Committee on Conference be appointed.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there discussion of the motion? The question is, shall the Senate refuse to recede from...Senate Amendment No. 1 to House Bill 1938 and request a Committee of...Conference. On that question, those in favor say Aye. Opposed Nay. The Ayes have it. The Secretary shall so inform the House. 2226...2266, Senator Jerome Joyce. What...Senator Lemke, are you ready on...the Chair was informed that you were not ready, are you...all right, Senator Lemke on House Bill 2135, on page 9 of your Calendar, is recognized for a motion.

SENATOR LEMKE:

My motion is to recede from Senate Amendment No. 7, 13, 14 and 16. Reason being is that Senate Amendment No. 7 and 16 are included already in House Bill 2310 and on the Governor's Desk, there's no need for it. I talked to Senator Rhoads, he's willing to recede from his amendment which is Amendment No. 14, and I'm willing to recede from my amendment which is Amendment No. 13, the county clerks and States Attorneys Association requested that we wait 'til they come up with a better idea, so, we're taking...we're receding from the amendment and we'll try to do it next year. I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke has moved that the Senate recede from the House amendments. Is there discussion of that motion? Senator Rhoads.

SENATOR RHOADS:

Thank you, Mr. President. No, Mr. President, it's recede from the Senate amendments. There were four Senate amendments that...and Senator Lemke is correct, all the sponsors of the amendments have been talked to and I join him in...in asking for favorable action on this motion.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Further discussion? The question is, shall the Senate recede from Senate Amendments 7, 13, 14 and 16 to House Bill 2135. On that question, those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are none, none Voting Present. The Senate does recede from Senate Amendments 7, 13, 14 and 16 to House Bill 2135, and the bill having received the required constitutional majority is declared passed. House Bill 2266, Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Yes, Mr. President, thank you, I would refuse to recede and ask that a Conference Committee be appointed.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, you've heard the motion. Is there discussion of the motion? All in favor say Aye. Opposed Nay. The Ayes have it. The Senate refuses to recede from Senate Amendment No. 1 and asks that a Committee of Conference be appointed. Secretary shall so inform the House. Senator Vadalabene.

SENATOR VADALABENE:

...yes, Mr. President, I move that the Senate resolve itself into Executive Session for the purpose of acting on the Governor's appointments set forth in the Governor's Messages of June 8 and June 22nd, 1982.

AB 734
concurrance

PRESIDING OFFICER: (SENATOR BRUCE)

Heard the motion. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it, and the Senate resolves itself into Executive Session. Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. With respect to the Governor's Message of June 22nd, 1982, I will read the names of the salaried appointments to which the Committee on Executive Appointments, Veteran Affairs and Administration recommends that the Senate do advise and consent. And after reading the appointments, I intend to ask leave to consider all of the salaried appointments on one roll call...

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Vadalabene...Senator Vadalabene, the...the Secretary informs me that your committee report has not yet been filed with the Secretary, and so we won't be able to take this until your secretary files a report with us.

SENATOR VADALABENE:

Well, I hope she's listening.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Senator, I think we'll have time if...if Senator Vadalabene moves that the Executive Session now do arise. On the motion, all in favor say Aye. Oppose Nay. The Ayes have it and the Senate resolves itself out of Executive Session. We'll get back to you, Sam...Senator Vadalabene. All right. On the Order...is there leave to return to the Order of Secretary's Desk Concurrences? Leave is granted. Senator Dawson has a motion in regard to Senate Bill 734 on page 6 of your Calendar. Senator Dawson is recognized.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, I ask for the Senate to concur on House Amendment 1 and 2 to

Senate Bill 734.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is that the Senate concur with House Amendments 1 and 2. Is there discussion? All right, Senator Bowers.

SENATOR BOWERS:

Thank you, Mr. President. Well, I've had extensive discussions, and I guess it's true that we can state that the second floor has signed off on this, I'm not sure that I want to sign off on it. One of the problems and I guess the main problem I have with it is the permission to sell without any kind of public bidding. Now, I understand why and...it's been explained to me why they want to do this in this particular instance without public bidding, but I suggest to this General Assembly that once you give this power to the A Corporation, or the subdivision, or political subdivision, then everybody else in the State of Illinois is going to be in here asking for the same thing. And if you're not prepared to give it to everybody, then you ought not to give it to this one. Now, we did have some discussion about the possibility of putting this in a Conference Committee and putting a Sunset clause on it, I think they can accomplish what they want to do within six months or a year, and I would have no quarrel with that, if we could do that. It's my understanding the sponsor is reluctant to do that, I guess I understand it, but until there is some sort of a Sunset provision here, primarily because of the...of the precedent we're setting, then I'm going to have to vote No.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Rhoads.

SENATOR RHOADS:

Mr. President, I have the same mixed emotions that Senator Bowers does, although he's voting No and I'm voting Aye. I think that Mr. Kyler...does have an understanding, the

Governor's Office has an understanding that there will be some Sunset legislation introduced in the fall, and I think for now, the appropriate vote would be a green vote.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator...Senator Dawson.

SENATOR DAWSON:

We have agreed that there will be legislation drafted for November for...to put the provision in there of putting it out for a bid.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Gitz.

SENATOR GITZ:

I have a question of the sponsor. Senator, does the bill, in its present form...I know that it originally was ruled by the Department of Commerce and Community Affairs, in its present posture, is this still a reimbursable mandate to local government with an estimated revenue loss, this seven hundred thousand dollars? I know that's not done by Amendment No. 1 and 2 in the House, but I'd like to know the overall posture of the bill now with all the amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson.

SENATOR DAWSON:

Those first provisions have been withdrawn out of the bill, that was with the amendments, that eliminated...you're talking about on that tonnage originally? That was from last year. That was removed out of the bill, Senator Gitz.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? The question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 734. On that question, those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 35, the Nays are 14, 4 Voting

Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 734, and the bill having received the required constitutional majority is declared passed. Is there leave to go to the Order of Resolutions? Resolutions.

SECRETARY:

Senate Resolution 634 offered by Senator Lenke and D'Arco.

Senate Resolution 635 offered by Senator Geo-Karis and Jerome Joyce.

PRESIDING OFFICER: (SENATOR BRUCE)

Executive Committee.

SECRETARY:

Senate Resolution 636 offered by Senator Geo-Karis and it's a death resolution.

Senate Resolution 637 offered by Senator Gitz and all Senators. It's a congratulatory resolution.

PRESIDING OFFICER: (SENATOR BRUCE)

Resolution Consent Calendar. For what purpose does Senator Lenke arise?

SENATOR LENKE:

I'd like to make a motion to take Senate Resolution 634 from the Executive Committee and put in on so we can have immediate consideration of that resolution.

PRESIDING OFFICER: (SENATOR BRUCE)

634?

SENATOR LENKE:

Like to suspend the rules on Senate Resolution 634.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, hold on, Senator Lenke. (Machine cut-off)...could you perhaps speak with Senator Rock and...and the chairman of the Insurance Committee and see if we could...get to this? I...I think we're going to have a...a break in just a moment, and you might be able to get back to this as soon as we get over with our break. Sena-

tor...Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I'd like to move to suspend the appropriate rules, and I've cleared this with leadership...with Senator Rock and Senator Philip, to...suspend the rules so that Senate Resolution 635 can be put on the Secretary's Desk, the appropriate rules.

PRESIDING OFFICER: (SENATOR BRUCE)

For what purpose does Senator Rock arise, on...on this motion?

SENATOR ROCK:

Well, on this one, I...I think it's a good idea so that the membership is fully apprised to...to ask that the committee be bypassed and that the bills be placed on the order...I mean, the resolutions be placed on the Order of the Secretary's Desk. That way everybody has a chance to at least read them, and I would suggest the same procedure for Senator Lemke's.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, with leave of Senator Geo-Karis and Senator Lemke, we will combine the motions on 634 and 35, and...and just that they be discharged from committee and put on the Order of Secretary's Desk on the Calendar and be printed. Senator Deangelis.

SENATOR DeANGELIS:

Can we have separate motions on that?

PRESIDING OFFICER: (SENATOR BRUCE)

This was just to get them onto the Calendar, Senator. All right.

SENATOR DeANGELIS:

Well, Senator Lemke's resolution is not what I'd call a minor resolution.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, the motion is to suspend the...is to discharge

the Committee on Executive from further consideration of Senate Resolutions 634 and 35 and they be placed on the Order of Secretary's...all right, Senator Rock, this is...I anticipated we're going to have a problem with both of these. What...Senator Geo-Karis, with leave of you and Senator Lemke, let's just unwind this, take it back out of the record and perhaps in a couple of hours we will have an understanding. Is there leave to take them out of the record? Leave is granted. (Machine cutoff)...Grotberg.

SENATOR GROTBORG:

Thank you, Mr. President. Very uncomplicated...very uncomplicated, I would like to, in honor of the Mayor of Ottawa the...Senator Thomas' father, who damned near had a bridge named after him, I would like to ask Senator Thomas as the co-sponsor of the Veterans Memorial bridge in Ottawa.

PRESIDING OFFICER: (SENATOR BRUCE)

House...House Joint Resolution 109. Is there leave to add Senator Thomas as a joint co-sponsor? Leave is granted. (Machine cutoff)...Senator Walsh arise?

SENATOR WALSH:

Mr. President and members of the Senate, on a point of personal privilege. I'd like the Senate to recognize in the gallery on the Republican side Senator Jack Bowers' wife, Selma, and...

PRESIDING OFFICER: (SENATOR BRUCE)

Would she please rise and be recognized by the Senate. Senator Walsh.

SENATOR WALSH:

And I wonder if we could have leave to have Selma come down here and send Jack up there.

PRESIDING OFFICER: (SENATOR BRUCE)

You want a roll call on that? I think you'd get a good turn out. Senator Sangmeister, for what purpose do you arise?

SENATOR SANGMEISTER:

As long as we're doing concurrences, I have a bill on concurrence that I'd like to go to. Are we still on that order of business? It...it's Senate Bill 125 under concurrence...I...I think it's high time that we...be serious about this and get to this bill. The last time...

PRESIDING OFFICER: (SENATOR BRUCE)

...wait...wait a minute, Senator, we're not on that order of business, just for a moment. We're on the Order of Resolutions. We are debating resolutions right now and whether or not we're going to name bridges and everything else. Just stand by, we'll be back on the Order of Concurrences today. Senator Rock, for what purpose do you arise?

SENATOR ROCK:

Thank you, Mr. President, I have just spoken with the Speaker of the House. It appears that they, too, are going to stand in recess for a period of time to afford the conferees a chance to meet, the appropriations people are meeting. Senator Philip informs me that he wishes his side of the aisle to meet. So, I would suggest, for all concerned, that we will stand in recess and return to the Senate at the hour of 6:00 p.m., sharp. So, arrange for something to eat prior to six o'clock 'cause we will work this evening for a few hours.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Ozinga, for an announcement.

SENATOR OZINGA:

I have been requested...a call for a...a Republican caucus in Senator Philip's office immediately.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Senator Rock has moved that the Senate stand in recess until the hour of six. On the motion to recess, all in favor say Aye. Opposed Nay. The Ayes have it and the Senate stands in recess until 6:00 p.m.

RECESS

AFTER RECESS

PRESIDENT:

The Senate will come to order. Messages from the House, Mr. Secretary.

SECRETARY:

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

Mr. President - I am directed to inform the Senate the House of Representatives has refused to recede from their amendments to bills with the following title, and I am further directed that the House requests a first Conference Committee, and the Speaker has appointed the members on the part of the House:

Senate Bills 1251, 1256, 1285, 1363, 1374, 1386, 1397, 1398, 1399, 1400, 1402, 1403, 1404, 1405, 1406, 1407, 1409, 1411, 1413, 1414, 1415, 1416, 1417, 1418, 1419, 1420, 1421, 1422, 1425, 1426, 1428, 1445, 1452, 1487, 1514, 1516, 1518, 1524, 1532 and 1678.

PRESIDENT:

All right, with leave of the Body, we will accede to the request of the House on the aforementioned bills. The Secretary so shall inform the House. Further Messages from the House, Mr. Secretary?

SECRETARY:

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

Mr. President - I am directed to inform the Senate the House of Representatives has concurred with the Senate in the adoption of their Amendments 1, 5 and 6 to House Bill 2461. And I'm further directed that the House has refused to

concur with the Senate in Senate Amendments 2 and 3 to House Bill 2461.

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

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

Senate Bill 1654, together with House Amendments 23 and 24.

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

Mr. President - I am directed to inform the Senate the House of Representatives has acceded to the request of the Senate for a first Committee of Conference to consider the differences between the two Houses in regards to Senate Amendment 2 to House Bill 1244.

A like Message on Senate Amendment 1 to House Bill 2359.

PRESIDING OFFICER: (SENATOR BRUCE)

If I might have the attention of the Body, the Pages are distributing to you Concurrence and Nonconcurrence Report no. 5, it is in addition to no. 4, so you'll have to work off of both no. 4 and no. 5. Do not dispose of no. 4. One, two and three have been superceded, but four and five are now current. Senator Vadalabene. Is there leave to go to the Order of Committee Reports? Committee reports.

SECRETARY:

Senator Vadalabene, Chairman of the Committee on Executive Appointments, Veterans Affairs and Administration to which was referred the Governor's Messages of June the 8th, 1982 and June the 22nd, 1982 report the same back with the recommendation that the Senate advise and consent to the following appointments.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Vadalabene is recognized.

SENATOR VADALABENE:

Yes, thank you, Mr. President. I move that the Senate resolve itself into Executive Session for the purpose of acting on the Governor's appointments set forth in the Governor's Messages of June 18th and June 22nd, 1982.

PRESIDING OFFICER: (SENATOR BRUCE)

You've heard the motion. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it and the Senate resolves itself in Executive Session. Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. With respect to the Governor's Messages of June 22nd, 1982, I will read the names of the salaried appointments to which the Committee on Executive Appointments, Veterans Affairs and Administration recommends that the Senate do advise and consent. And after reading the appointments, I intend to ask leave to consider all of the salaried appointments on one roll call unless any Senator has objection to any particular appointment.

To be Director of the Department of Central Management Services for a term expiring January 19, 1983, Louis J. Giordano of Springfield.

To be Assistant Director of the Department of Central Management Services for a term expiring January 19, 1983, Rose Mary Bombela of Chicago and Gertrude W. Jordon of Chicago.

And to be Commissioner of Banks and Trust Companies for a term expiring October 19, 1987, William C. Harris of Pontiac.

And to be First Deputy Commissioner of Banks and Trust Companies for a term expiring October 19, 1987, John E. Treston of Springfield.

And to be Deputy Commissioner of Banks and Trust Companies for a term expiring October 19, 1987, Bruce J. Brizzolara of Chicago.

And to be Commissioner of the Savings and Loan Associa-

tions for a term expiring July 1, 1985, Paul A. Downing of Glenview.

And to be a member of the Chicago Regional Port District Board for a term expiring June 1, 1987, Paul J. Randolph of Chicago.

And to be members of the Chicago Urban Transportation District Board of Trustees for a term expiring July 7, 1986, Irving J. Koppel of Chicago and Al Robinson of Chicago.

And Mr. President, having read the salaried appointments, I now seek leave to consider these appointments on one roll call unless some Senator has objection to a specific appointment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Vadalabene is seeking leave to handle the nominations just made on one roll call. Is there objection to that procedure? Hearing none...hearing none...Senator Vadalabene.
SENATOR VADALABENE:

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

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, does the Senate advise and consent to the nominations just made. Those in favor vote Aye. Those opposed vote Nay. The voting...is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 59, the Nays are none, none Voting Present. A majority of Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President. With respect to the Governor's Messages of June 8th and June 22nd, 1982, I will read the unsalaried appointment to which the Committee on Executive Appointments, Veterans Affairs and Administration recommends that the Senate do advise and consent, and after

reading these appointments, I intend to ask leave to consider all of the unsalaried appointments on one roll call unless any Senator has objection to any particular appointment.

To be a member of the Advisory Board of Livestock Commissioners for a term expiring January 17, 1983, Dr. William E. Hunter of Alexis.

And to be a member of the Joliet Metropolitan Exposition and Auditorium Authority for a term expiring December 1st, 1986, Franklin D. Stewart of Joliet.

And to be members of the Surface Mining Advisory Council for a term expiring August 10th, 1984, Henry N. Barkhausen of Jonesboro, Richard E. Lounsbury of Carlinville and Richard H. Clemmons of Normal.

And to members of the Illinois Law Enforcement Commission for a term expiring November 1st, 1985, Frank Wesolowski of Lombard, Don W. Weber of Collinsville, Richard M. Daley of Chicago, C. Bernard Carey of South Holland, Ellen M. Flaum of Chicago and Philip Elfstrom of Batavia.

And to members of the Board of Banks and Trust Companies for a term expiring January 1, 1983, Shaun C. Block of Chicago, Andrew Valentine of Winnetka.

And to be a member of the Board of Banks and Trust Companies for a term expiring January 1, 1984, Mary A. Houghton of Chicago.

And to be a member of the Bi-State Development Agency for a term expiring January 19, 1987, Kenneth L. Evers of Edwardsville.

And to be members of the Children and Family Services Advisory Council for a term expiring January 21, 1985, Rhoda Bresler of Chicago, Nancy Peterson of Lincolnshire, and Isaac Singleton of Joliet, and Sister Antoinette VanDerWerf of Chicago Heights.

To be members of the Board of Trustees of the State Community College of East St. Louis for a term expiring June 30,

1987, Charlie Lawrence, Jr. of East St. Louis and John A. Rouse of East St. Louis.

And to be a member of the Board of Trustees of the State Community College of East St. Louis for a term expiring June 30, 1985, Billie-Belle Webber of East St. Louis.

And to be a member of the Commission for Economic Development for a term expiring June 30, 1983, Barbara G. Proctor of Chicago.

And to be a member of the Guardianship and Advocacy Commission for a term expiring June 30, 1983, Marca Bristo of Chicago.

And to be a member of the Havana Regional Port District Board for a term expiring June 30, 1984, Frederick V. Kruse of Kilbourne.

And to be a member of the Illinois State Board of Investment for a term expiring January 17, 1983, Greta E. Marshall of Moline.

To be a member of the Illinois State Board of Investment for a term expiring January 20, 1986, Joseph Butler of Oak Brook.

And to be a member of the Illinois Independent Higher Education Loan Authority for a term expiring June 30, 1989, David P. Eisenman of...Champaign.

To be a member of the Illinois State Board of Investment for a term expiring January 21, 1985, Bart Vaneck of Chicago.

To be a member of the Illinois Independent Higher Education Loan Authority for a term expiring June 30, 1989, David P. Eisenman of...of Champaign.

To be members of the International Trade and Port Promotion Advisory Committee for a term expiring January 17, 1983, Robert L. Athey of Chicago, James G. Gidwitz of Chicago, Marshall M. Holleb of Chicago, Audrey Marsh King of Belleville, Arvid A. Rohler of East Moline, B. Eric Robertson of Granite City, Robert F. Seibert of Galesburg, Joseph S.

Spivey of Petersburg, William...

PRESIDING OFFICER: (SENATOR BRUCE)

Excuse me, Senator Vadalabene. I wonder if we could get more people around your desk, there's only about six there. Senator Vadalabene.

SENATOR VADALABENE:

...William N. Thompson of Champaign, Richard W. Withers of Palos Heights.

To be members of the Lottery Control Board for a term expiring July 1, 1984, Richard Gromer of Elgin and Gary J. Fencik of Chicago.

To be a member of the Advisory Board of Necropsy Services to Coroners for a term expiring January 16, 1984, John A. Tolbert of Hinsdale.

And to be members of the Advisory Board of Necropsy Services to Coroners for a...for term expiring January 21, 1985, Robert K. Matthews of Wheaton, Dan H. Brintlinger of Decatur and James D. Radden of Belleville.

Mr. President...Mr. President, will you rap the gavel just a little bit, please.

To be a member of the Board of Regents for a term expiring January 19, 1987, L. Milton McClure of Beardstown.

To be a chairman and member of the Illinois State Scholarship Commission for a term expiring June 30th, 1985, Peter Lardner of Rock Island.

To be a member of the Advisory Board to the Department of Personnel for a term expiring January 21, 1985, Richard L. Hartman of Peoria.

To be a members of the Southwest Regional Port District Board for a term expiring June 30th, 1985, Delmar E. Valine, Sr. of East Carondelet, Fred A. Witte of Caseyville and Wingo S. Smith, Jr. of Dupu.

To be members of the Rehabilitation Services Advisory Council for a term expiring January 11, 1988, Seymour Bryson

of Carbondale, Rose Wilson of...Tinley Park, Rose Poelvoorde of...of Silvis and Robert McCann of Park Forest.

And to be members of the Industrial Development Authority for a term expiring January 17, 1983, Michael Malone of Marion and Thomas J. Eyerman of Oak Park.

To be Public Guardian and Conservator of LaSalle County for a term expiring December 2nd, 1985, Wayne R. Whitmore, Jr. of Mendota.

To be Public Administrator, Guardian and Conservator of Cumberland County for a term expiring December 2nd, 1985, James E. Mayhall of Neoga.

To be Public Administrator, Guardian and Conservator of Randolph County for a term expiring December 2nd, 1985, Richard L. Huebert, Jr. of Ellis Grove.

To be Public Administrator, Guardian of Fayette County for a term expiring December 2nd, 1985, Yvonne Daume of Vandalia.

To be Public Administrator, Guardian and Conservator of Logan County for a term expiring December 2nd, 1985, David L. Coogan of Lincoln.

And to be Public Administrator, Guardian and Conservator of Livingston County for a term expiring December 2nd, 1985, William H. Edwards of Pontiac.

And to be Public Administrator, Guardian and Conservator of Winnebago County for a term expiring December 2nd, 1985, William D. Moore of Rockford.

And to be Public Administrator of LaSalle County for a term expiring December 2nd, 1985, Robert N. Shafer of Mendota.

To be Public Administrator, Guardian and Conservator of McDonough County for a term expiring December 2nd, 1985, John D. McMillan of Macomb.

And to be Public Administrator, Guardian and Conservator of Jackson County for a term expiring...December 2nd, 1985,

Robert E. Pingar of Carbondale.

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

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave to consider the nominations just made on one roll call? Leave is granted.

SENATOR VADALABENE:

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

PRESIDING OFFICER: (SENATOR BRUCE)

Question is, does the Senate advise and consent to the nominations just made. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are...59, the Nays are none, none Voting Present. The majority of Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Vadalabene.

SENATOR VADALABENE:

Yes, Mr. President, I now move that the Senate arise from Executive Session.

PRESIDING OFFICER: (SENATOR BRUCE)

You've heard the motion. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it, and the Senate does arise from Executive Session. Senator Vadalabene.

SENATOR VADALABENE:

Yes, all the confusion around my desk, if you were wondering what all these people were doing, they were mopping up water.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Vadalabene, I think that is appropriate. May we go to the Order of Resolutions to talk about a dear friend

and maybe...well, let's just stay a dear friend.
Leave...leave is granted. Resolutions, Mr. Secretary.

SECRETARY:

Senate Resolution 638 offered by Senator Carroll and all
Senators, and it is congratulatory.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Vadalabene, have you dried out enough to hear a
resolution? Some of us are worried about you drying out. If
you're dried out enough, Senator Carroll has something you
might be interested in. Senator Carroll. May we have some
order, please.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the
Senate. If I may, I would like to read to the Body Senate
Resolution 638.

(Senator Carroll reads SR 638)

I move for its immediate consideration and adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll, the Chair was informed you were going to
move to adjourn until July 31st, was that...Senator Carroll.

SENATOR CARROLL:

We had considered that alternative but Senator Sam asked
us to stay.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Senator Vadalabene, in defense.

SENATOR VADALABENE:

Well, I've always complained about those of us who have a
birthday when we're not in Session. I feel now with this
resolution that I have arrived. I feel now that I'm in the
Hall of Senate Fame, and thank you, very much, for this
honor. I will always cherish this resolution, and hopefully,
those of you who fall into the same category, if you raise
hell enough, maybe you'll get a resolution to take care of
your situation. Thank you and God bless each and every one

NB 1423
Concurrence

of you.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll moves the suspension of the rules for the immediate consideration and adoption of the resolution. On the motion to suspend, all in favor say Aye. Opposed Nay. Senator Carroll.

SENATOR CARROLL:

One further announcement, in the back of the Chamber in honor of the twenty-ninth anniversary of his thirty-ninth birthday is some birthday cake. It is not, contrary to...public belief, twenty-nine years old, the cake. It was not made on his first thirty-ninth birthday, it is fresh. It is cake in honor of your birthday to come, Senator Sam.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Vadalabene.

SENATOR VADALABENE:

Yes, again, thank you, very much and will you all come over and have a piece of cake.

PRESIDING OFFICER: (SENATOR BRUCE)

The rules have been suspended. On the motion to adopt, all in favor say Aye. Opposed Nay. The Ayes have it. The resolution is adopted. If I might have the attention of the Body, earlier this afternoon the Secretary has had distributed to your desks Senate Calendar Supplemental No. 1. We are now going to that order of business and handle the one concurrence and the nonconcurrence, and one amendatory veto which the Governor has...two amendatory vetoes which the Governor has returned to us today. Senate Bill 1599, Senator Mahar. On the Order of Concurrence, hold. House Bill 712, Senator Marovitz. Is Senator Marovitz on the Floor? House Bill 1423, Senator Egan. Senator Egan is recognized for a motion.

SENATOR EGAN:

Yes, Mr. President and members of the Senate, I move that

we recede from Senate Amendment No. 1 and send this bill happily on its way to the Governor. It's a technical amendment they didn't like in the House, so I...I concur with them.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to recede which will be final passage. Is there discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Senator Egan, you're extremely eloquent, could you expound a little bit?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan. The question is to expound on the amendment.

SENATOR EGAN:

All right. Yes, it's technical. The...the way the bill was originally drafted it had underlined and deleted language that this amendment brought up-to-date and corrected. If the House doesn't like, I don't like it either, Senator, and it makes no difference whatsoever. So, let's send to the Governor the way it is so they can't get it into a Conference Committee and make a Christmas tree out of it.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator DeAngelis.

SENATOR EGAN:

You know what I mean?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Walsh.

SENATOR WALSH:

Senator Egan, I'm sorry, I'm...I'm not enlightened by your response. Can...can you...can you tell me what it was they...they didn't like. Is it...is it House Amendment No. 1, I...I don't see on the board, is...is that the one we're talking about?

PRESIDING OFFICER: (SENATOR BRUCE)

No, we're on House Bill 1423 and Senate Amendment No. 1. And Gentlemen, we have distributed the new concurrence-nonconcurrence no. 5 and it is in that distribution. Senator Egan.

SENATOR EGAN:

All right. Senator Walsh, I understand that you're not totally conversant with this and I sympathize with you. And the reason that the House doesn't like the amendment that we put on in the Senate which did just correct some underlining and deleting words to update the bill which are...has nothing to do with the substance of the bill, the reason the House doesn't like it is because they want a Conference Committee and I don't. If you want a Conference Committee, you vote against me, but I'd like to send this to the Governor the way it is rather than make it a Christmas tree.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Walsh. Senator Berning...Senator Walsh, have you concluded?

SENATOR WALSH:

I...I'm not looking for Christmas trees at this time of the year either, Senator, but, I mean, why if it's something that we voted for, are we now not voting for it?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan.

SENATOR EGAN:

Well, if you want to vote for it and concur with the House and make a Christmas tree out of it, you go right ahead. We're not...I'm asking you not to vote in...I'm asking you to join with me to recede so that it doesn't go into a Conference Committee, and we really don't need it because it was for the Legislative Reference Bureau that I put the amendment on, I'm sorry now that I did.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Walsh. Senator Berning. Senator Buzbee. Sena-

tor Buzbee. Senator Berning.

SENATOR BERNING:

Well, thank you, Mr. President. I join Senator Egan in his comment about the bad amendment which we had put on. It's...this bill is better off without it, even though the bill in itself was rather expensive. And my question then, Senator Egan, is by receding from Senate Amendment No. 1 which carried the State Mandates Act...disclaimer such as it was, are we then at all covered by any kind of a disclaimer?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan.

SENATOR EGAN:

I don't know.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Totten.

SENATOR TOTTEN:

Thank you, Mr...Mr. President and Ladies and Gentlemen of the Senate. Question of the sponsor if he would yield.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield. Senator Totten.

SENATOR TOTTEN:

The bill as it passed out of the Senate was opposed by the Pension Laws Commission, is that still the situation? The Pension Laws Commission was not in favor of this bill?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan.

SENATOR EGAN:

No, I...that is not correct. The Pension Laws Commission...there are provisions in this bill that...that originally the Pension Laws Commission was not in favor of, that later they deliberated in favor of because we want to make the Statutes uniform. These are provisions that are part of the law for the downstate teachers. We are...now making them the same for the Chicago teachers. What's good for the goose

is et cetera.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Totten.

SENATOR TOTTEN:

What would be the impact on the accrude liability on this bill?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan.

SENATOR EGAN:

There is a cost impact. I think it's less than three hundred thousand dollars, if I'm not mistaken. The one provision...the first provision, Senator Totten, if we're going to argue the bill all over again, is and I...I think that maybe we're kind of squeezing it dry, but let's do it. The first provision is that...the remaining spouse can remarry without penalty. That is something that is in, I think, every system, if not every, most...and it...it encourages people to marry after age fifty-five rather than live "in sin" just to get their pension. Another provision is the...the flat rate three percent survivor's benefit which is...enjoyed by many of the systems, and the...the third provision is the early retirement provision which is an optional debatable cost aspect. That is something that you and I can talk about for a long time as to the cost. I say it's less than a half a million and you can argue your side, I...but these are provisions that the downstate teachers already have in their system and we're just bringing the Chicago system in line. Now, that has nothing to do with my motion to recede from Amendment No. 1...Senate Amendment No. 1 which, really, we don't need. It was the request from the Legislative Reference Bureau and I wish they had not made the request, and it would be happily on its way to the Governor and that's what I liked to see happen now.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Totten.

END OF REEL

REEL #4

SENATOR TOTTEM:

Thank you, Mr. President. I guess this is a Catch-22 situation. I hate to see a pension bill like this go into the...into a Conference Committee, maybe the sponsor's fears would probably occur, but the bill was not a good one as it was even without removing this amendment from it, this would be final passage. Were...we're constantly embarked in a shell game on...we do something one year and say this is only for the downstate teachers, or this and that retirement system, then we come back the next year and say we're going to make it all uniform. And everytime we bounce from one to the other, we end up increasing the total liability first to try it in only one, then to make it uniform, and then to try something else, and that's precisely the situation we're in with this bill. I don't know, I have...I guess I'd have to bow with one...to those with more wisdom on pensions as to what's the best on this, but I find that the situation we're in is truly a Catch-22.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Rhoads.

SENATOR-RHOADS:

Thank you, Mr. President and members of the Senate. I rise in support of Senator Egan's motion for the very reasons that he stated. There isn't anything wrong with the original bill, and receding from this amendment will do the bill no harm, and there's just one less pension bill floating around in a Conference Committee. So let's give him a green vote and let's get it out of here.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berning.

SENATOR BERNING:

Well, Mr. President, I...I have two questions, this time don't shut me off the minute I ask one. Senator Egan, is the bill back in its original shape, then, if you remove Amendment No. 1?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan.

SENATOR EGAN:

Yes, in spite of what the Legislative Reference Bureau says, I say, yes.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berning.

SENATOR BERNING:

Thank you, Mr. President. For the benefit of those who don't recall, the bill passed 32 to 25 with 1 Present, and it does, yes, have a...an accrued liability cost of about a half a million dollars. But more significantly, in light of the negotiations that have been going on for Chicago's Board of Education, their testimony was that this bill will cost between two and a half and three and a half million dollars next year. Now, that's a sizable amount of money and why many of us were concerned about the disclaimer. Without Amendment No. 3...or No. 1 which contained a type of a disclaimer, I submit that we are back to total liability for the costs. So, Mr. President, my question is to you, what can we have in the record that will indicate that the sponsor and the pension systems involved, the downstate teachers...Chicago teachers, and I thought there was one other one, are in favor of this and will hold the State harmless for the costs involved? That's the concern that I have, Sir. How do we accomplish that?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berning, I have no idea. Senator Berning.

SENATOR BERNING:

Well, then, I go back to the position that I want the

Body to understand that the disclaimer...the disclaimer, such as it was, was in this amendment we're taking off. So we are...absolving the pension systems of...and the City of Chicago will have any liability and the State is liable under the States Mandates Act.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berning, have you brought you remarks to a close?

SENATOR BERNING:

Thank you, yes. You didn't respond, Senator...I...

PRESIDING OFFICER: (SENATOR BRUCE)

I...I did respond, Senator. Further discussion? Senator Walsh.

SENATOR WALSH:

Mr. President, I have a parliamentary inquiry. I...I share Senator Egan's concern...

PRESIDING OFFICER: (SENATOR BRUCE)

May we have some order please, so that at least Senator Egan and I might hear Senator Walsh's inquiry.

SENATOR WALSH:

I share Senator Egan's concern, the last thing any of us want is...is Conference Committees floating around relating to pension bills. On the other hand, I would think that Senator Egan, being of the majority party in the Senate, would be sure that we wouldn't be presumed upon with any untoward pension bills this late in the Session. I would ask, Mr. President, if...if we fail to recede, is it mandatory that someone request the appointment of a Conference Committee or wouldn't this bill just die, which is probably what should have happened when it was voted upon the first time? What if Senator Egan does not request a Conference Committee, is that the end of it? Isn't it necessary for someone to request that a Conference Committee be...be appointed?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan has asked to recede, and if he fails in that, then he will have other motions available to him if he fails in his motion to recede. Senator Walsh.

SENATOR WALSH:

Well, then it's not incumbent upon Senator Egan to request the appointment of a Conference Committee, so, if we failed or refused to recede, that would be the end of the bill, right?

PRESIDING OFFICER: (SENATOR BRUCE)

If he made no further motions, it would just stay here.

SENATOR WALSH:

Well, Mr. President, again, I'm sorry for the second time, I would not agree with Senator Rhoads. This was...was a bill when it passed the Senate, as Senator Berning pointed out, it was going to cost some two and a half to three million dollars and it's something...money we don't have, and I think, at this time, the bill should be...should be defeated, and that by voting No on this motion, we put it to rest once and for all.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan may close on his motion to recede from Senate Amendment No. 1.

SENATOR EGAN:

Senator Walsh, this doesn't cost the State anything. And when you talk about we, you're from Oak Park, or River Forest, or some place other than Chicago, this is strictly within the city limits of Chicago and has nothing to do with State money, number one. Number two, I don't know who wants to use the bill as a vehicle. It's unnecessary that this amendment stay on it. My motion is to recede. The basic bill does nothing less than what your teachers have in your district. And what's fair is fair, Senator, I...I would ask that we recede from the amendment so that it doesn't go any further. It does what this Body passed it to do, and I ask

for you favorable consideration.

PRESIDING OFFICER: (SENATOR BRUCE)

Question is, shall the Senate recede from Amendment No. 1 to House Bill 1423. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. The...the motion to recede would require thirty affirmative votes and having...on that motion, there are 28 Ayes and 29 Nays. The motion to recede is lost. Senator Egan.

SENATOR EGAN:

Well, I would then ask for a Conference Committee so I can get the bill as it originally passed the Senate, back in the shape that you Gentlemen voted out, you Gentlemen and Ladies voted out, so we can have...I suppose we've got a lot of time, we might just as well waste it.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan's motion is that the Senate refuse to recede and that a Committee of Conference be appointed. On the motion that we refuse to recede, all in favor say Aye. Opposed Nay. The Ayes have it, and the Senate refuses to recede from Senate Amendment No. 1 and the Secretary shall so inform the House. For what purpose does Senator Lenke arise? Senator Lenke.

SENATOR LENKE:

When I was at my son's graduation, somebody had voted me Present on this bill. If I had been here, I would have voted for 1423 like I did now, so I would like to have the...record reflect that.

PRESIDING OFFICER: (SENATOR BRUCE)

Electronic record so...will so reflect. Is there leave to go back to House Bill 712? Senator Marovitz has returned to the Floor. House Bill 712 with Senate Amendment No. 1, Senator Marovitz is recognized for a motion.

SENATOR MAROVITZ:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. I would move that the House do not recede from Senate Amendment No. 1 to House Bill 712 and that a Conference Committee be formed.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is that the Senate refuse to recede from Senate Amendment No. 1 to House Bill 712. On the motion, all in favor say Aye. Opposed Nay. The Ayes have it. The Senate refuses to recede and the Secretary shall so inform the House. House Bill 1607, Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. There are lots of good things in the bill, but we are in a dispute with the House at the present time, and so, we are going to have to have a Conference Committee. I would, therefore, move that the Senate refuse to recede from our Amendments...

PRESIDING OFFICER: (SENATOR BRUCE)

2, 3, 4, 5.

SENATOR NETSCH:

2, 3, 4, and 5 and request a Conference Committee.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is that the Senate refuse to recede from the adoption of Amendments 2, 3, 4 and 5 to House Bill 1607. On the motion, all in favor say Aye. Opposed Nay. The Ayes have it, and the Secretary so shall inform the House. House Bill 2437, Senator D'Arco for a motion.

SENATOR D'ARCO:

2439, okay. We refuse to recede from...which amendment is it, one?

PRESIDING OFFICER: (SENATOR BRUCE)

Number 2.

SENATOR D'ARCO:

We refuse to recede from Senate Amendment No. 2 and ask

AB 623
c.e.r.

that a Conference Committee be appointed...no, wait a minute, that's Stan Weaver's amendment. Now, you want to argue with Stan Weaver? You go over there and argue with him, go ahead.

PRESIDING OFFICER: (SENATOR BRUCE)

All right...the motion is that the Senate refuse to recede from Amendment No. 2 to House Bill 2439. On that motion, is there discussion? Senator Buzbee, did you wish to discuss that motion? All right. On the motion, all in favor say Aye. Opposed Nay. The Ayes have it, and the Secretary shall so inform the House. (Machine cutoff)...Johns, are you ready on your Conference Committee report on House Bill 654? All right, Gentlemen, if I might have your attention, on the back of your supplemental Calendar are Conference Committee reports filed by Senator Johns, Senator DeAngelis, and Senator Schaffer and Senator Johns. 623, Senator DeAngelis. And the Conference Committee reports have been distributed and they are on pink paper. (Machine cut-off)...DeAngelis, do you want to go with 623? Senator DeAngelis is recognized on the first Conference Committee report on Senate Bill 623. Senator DeAngelis, do you have a motion?

SENATOR DeANGELIS:

Yes, I move to adopt Conference Committee report on Senate Bill 623.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is that the Senate adopt the first Conference Committee report to Senate Bill 623. On that motion, is there discussion? Senator Rhoads.

SENATOR RHOADS:

Just a little explanation, please, Senator.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator DeAngelis.

SENATOR DeANGELIS:

Gladly, Senator Rhoads. This bill passed out of the

Senate last year. It was held in the House, it was passed this year, and what it does, it takes the minors that need a supervision out of the juvenile court system. There was considerable disagreement among some of the judges and some other people. We had a very lengthy...and this was really a Conference Committee, Senator Sangmeister was present, we had some lengthy discussions. We worked out a suitable compromise to bring the court back in. I don't know if Senator Sangmeister wants to comment, but I think we finally have most of the people pleased and we still have the main thrust of what we're trying to do in the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion of the motion to adopt? The question is, shall the Senate adopt the first Conference Committee report to House Bill 623. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, 1 Voting Present. The Senate does adopt the first Conference Committee report to Senate Bill 623, and the bill having received the required constitutional majority is declared passed. Senator Johns. Senator Johns is recognized on a motion on House Bill 654 and the first Conference Committee report, Senator Johns.

SENATOR JOHNS:

Mr. President and members of the Senate, I move that we adopt the first Conference Committee report on House Bill 654. The House sponsor and I and all those on the committee agreed the bill is in the proper shape and I move for its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Grotberg.

SENATOR GROTBORG:

Thank you, Mr. President...it's June 29th, this is going

to go on and on, but I...I would ask each member of the Body and you, Mr. President, to make sure it happens that reference is not made to good conference reports but to the subject matter, and a word or two for the record and for those of us who really don't...this is not your...I'm not asking you, Senator Johns...specifically, but as we go through the next forty-eight hours, it's going to be kind of timely that we ask the same old question, what do it do.

PRESIDING OFFICER: (SENATOR BRUCE)

I...I think the comment is well made. A brief description of your amendments and Conference Committee reports will probably save the time of the Body. Senator Johns.

SENATOR JOHNS:

Okay, what the bill does, it allows the...I'll just give the basis, the best I know it. To...in the county schools, in class ones and class two of county school units the school board may use either a cash basis or...accrual system of accounting, however, any board so electing to use the accrual system may not change to a cash basis without the permission of the State Board of Education. It's a minor bill just for housekeeping purposes in the school systems. It has no hidden problems. Thank you, I got one down here somewhere too. Amends the School Code by increasing the dollar amounts of certain items including the accounting statements prepared by the school districts and deletes requirements and such statements regarding the average daily enrollment. There must be published prior to December the 1st in a newspaper of general circulation...these...these data must be included: the annual salaries of certified and...noncertified personnel listed by name for the following categories, and it takes under ten thousand...ten thousand to sixteen nine, seventeen to twenty-four nine, twenty-five thousand over. In addition to salaries, all other money paid to individuals, firm or corporations of five hundred dollars or more. And...if I've

given enough, I'll stop, if I haven't, I'll go on. Raise your hand. What do you say John?

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Further discussion? Senator Grotberg.

SENATOR GROTBORG:

Only to ask the one question, Senator Davidson is not on the floor, but I'm assuming that this has nothing to do with minimum salaries, it's still...purely the publication requirements.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Johns.

SENATOR JOHNS:

Wouldn't pull that on you, John, it would be in here and I would say so, that's the kind of guy I am. And it just requires school boards to send you an annual report on or before September the 15th to the State Board of Ed with the following information: the number of tenure teachers dismissed, or probationary teachers dismissed because of the school boards decision to decrease the number of teachers employed or to discontinue any type of teaching service, and then the number of teachers rehired by the board. Has no hidden problems for you, John, that I know of.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? The question is, shall the Senate adopt the first Conference Committee report to House Bill 654. On that question, those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 59, the Nays are none, none Voting Present. The Senate does adopt the first Conference Committee report to House Bill 654, and the bill having received the required constitutional majority is declared passed. Senate Bill 1028, Senator Schaffer. Senator Schaffer is

recognized for a motion.

SENATOR SCHAPPER:

Mr. President and members of the Senate, Senate Bill 1028 was originally an administration bill for the Department of Administrative Services to give the director the power to grant easements of utilities through State property. This happens once or twice a year normally, and in the past, this easement...those easements have been granted by legislative action. The Conference Committee deletes the House amendments relating to the soldiers and sailors homes in LaSalle. It provides that the director can grant the easements, but that the...that power is held in check by...a...an appropriate resolution within five days of...legislative days of the filing and the easement application with both Houses by the director. In other words, he can grant it if after five days none of us object to it. I think this will cut down some of the work load for us. In addition, we permit a transfer of .57 acres of unused State property in the City of Marion. The property must be used solely for public purposes, in this case, by the city. It must be improved within ten years of...of the date of conveyance. If either of those things fail to happen, the land reverts to the State. It's originally, by the way, some land given to the State by the city. We put a...the ten year improvement language in there to give the city a little more time than normal, because if you're familiar with Marion, you know that they have...the city government there has probably got plenty of problems to solve in the foreseeable future...because of their tornado. The bill has...the Conference Committee is signed off by the administration, signed by all members and I believe in order.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion? Senator Buzbee.

SENATOR BUZBEE:

Yes, thank you, Mr. President. I would just like to ask

Senator Schaffer, what's the difference in this and the situation we had with Senator Maitland this afternoon?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Schaffer.

SENATOR SCHAFFER:

Well, it's just that we deleted that House amendment totally from the Conference Committee, it's not in there. It was originally a House amendment that was put on the bill here. We have rejected that and the Conference Committee has rejected it. It is not part of 1028 in anyway, shape or form at this point.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Buzbee.

SENATOR BUZBEE:

Well, my question pertains to our deeding over the land to the City of Marion. What's the difference in that and what Senator Maitland refused to do today?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Schaffer.

SENATOR SCHAFFER:

Well, I would defer to Senator Johns, but I would point out to you, the city gave us the land originally.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Johns.

SENATOR JOHNS:

I don't know where you're coming from, Senator Buzbee, I want to tell you where you can go. This bill...we bought this land for the State. We paid forty-four thousand dollars for it. We gave it to the State. We want fifty-seven hundredths of an acre back to the city. The purpose is to use it for the city, specifically to make a chamber of commerce building, and I feel it's only fair that after we gave such a generous contribution to the State of Illinois to develop it's regional office building, that they could in turn give

us back this, and we even accepted the restrictions. And I want to compliment you, Senator Jack Schaffer, you've been far beyond a Gentleman in this, you've been so cooperative and kind that I want to say that to all my colleagues. He's worked with me diligently and...and everyday to put this in place...yeah, I hear you, Bruce, I'm going to come at you too, I can tell you where you can go, but you're the President, I can't do that very well. Now, we need this, we deserve it, we want it, and like he said, the tornado has torn the city apart. It'll be...we gave them ten years to build because we know that the chamber will not have the money, the businessmen will not have the money to build, and so that's why we put that clause in there. Now, Buz, what do you got to say to that?

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Buzbee.

SENATOR BUZBEE:

Personal barbs aside, I give up.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Senator Schaffer moves that the Senate adopt the first Conference Committee report on Senate Bill 1028. On that question, those in favor vote Aye. Those opposed vote Nay. The voting is open. (Machine cutoff)...who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none, none Voting Present. The Senate does adopt the first Conference Committee report to Senate Bill 1028, and the bill having received the required...constitutional majority is declared passed. Senator Berman. On your supplemental Calendar, is there leave to go to the Order of Specific Recommendations for Change? Leave is granted. On that order of business is Senate Bill 1183, Senator Berman is recognized. Senator...Senator Berman, one moment. Will the Secretary please read the motion.

SECRETARY:

I move to accept the specific recommendations of the Governor as to Senate Bill 1183 in the manner and form as follows. Signed, Senator Berman.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 1183 was passed out of this Body earlier this year by a vote of 57 to nothing. It deals with the...allowing the Chicago Board to make a supplemental budget based on an increase in the equalized assessed valuation of the school district. It provided for sixty days time frame in which to adopt that supplemental budget after the increased assessed valuation was known. The Governor has made two changes and I move to adopt them. The first one is that he...clarifies the time frame when the sixty days is to run, which is...when the final multiplier is certified by the Department of Revenue. And also, required that the school finance authority approve the increased and supplemental budget. I move the adoption of the amendatory veto of the Governor.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to accept the specific recommendations. Is there discussion? Discussion? The question is, shall the Senate accept the specific recommendations of the Governor as to Senate Bill 1183 in the manner and form just stated by Senator Berman. And those in favor vote Aye. Those opposed vote Nay. The voting is open. (Machine cutoff)...who wish? Have all voted who wish? Take the record. On that question, the Ayes are 59, the Nays are none, none Voting Present. The Senate does accept the specific recommendations of the Governor as to Senate Bill 1183 and having received the required majority of Senators elected are declared accepted. Senate

Bill 1184, Mr. Secretary, motions, please.

SECRETARY:

I move to accept the specific recommendations of the Governor as to Senate Bill 1184 in the manner and form as follows. Signed, Senator Berman.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman is recognized.

SENATOR BERMAN:

Well, thank you, Mr. President. Senate Bill 1184 deals with the same subject matter. This dealt with the section of the School Code which required the City Council of the City of Chicago to approve the supplemental budget. And again, this same clarifying language dealt with the time frame in which the supplemental budget would be adopted, namely, when the equalized...when the multiplier was approved by the Department of Revenue. I move to accept the Governor's amendatory language.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there discussion? Is there discussion? The question is, shall the Senate accept the specific recommendations of the Governor as to Senate Bill 1184 in the manner and form just stated by Senator Berman. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 59, the Nays are none, none Voting Present. The Senate does adopt the specific recommendations of the Governor as to Senate Bill 1184, and the bill having received the required constitutional majority is declared passed. Senator Mahar, we have one more item, okay. Senator Rock, for what purpose do you arise?

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. A moment of truth is here. My suggestion is, we move to page 2 on the Calendar and begin with House Bills 2nd

reading.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Grotherg, for what purpose do you arise?

SENATOR GROTERBERG:

In anticipation of President Rock's suggestion, and to Senator Schaffer's and Totten...Sommer's and...and appropriation types, I think it would be of interest to all of us to know which bills the computer have done their thing with tonight, if you could just read off...if somebody could read off a list of the bills as we all get our Calendars out, some of us are sponsors of these bills and we have agencies patiently waiting.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Well, there...there is, in my judgment, we are not at the...at the whim of the computer or the data processor or anything, this is June 29, this is the deadline for House Bills on 2nd reading. It will be done before midnight or, frankly, it will not be done with House Bills on 2nd reading.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. House Bill 2190, Senator Egan. The bill was read a second time on 6-24-82. Are their amendments, Mr. Secretary?

SECRETARY:

Committee Amendment No. 1 and 2 offered by Appropriations I.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Let me explain what is the apparent game plan now, as it will apply to all the bills we're going through. As I think the membership is aware, several of us have been work-

ing for the last several months, up to and including a few hours ago, attempting to design a balanced budget as the Governor had suggested to us in his Budget Message of March. We had suggested an approach that would, in fact, have not only balanced the budget but provided for sufficient reductions to meet the expected shortfall in revenue that the Bureau of the Budget has identified since the budget book had been introduced. In offering those amendments last time and having the support of the Senate, we found, obviously, that the House was not inclined to have a balanced budget. We had suggested over this past week several other formulas that would have, in fact, produced a balanced budget. We had suggested, in fact, that if we don't need to worry about Dr. Bob's shortfall, we don't have to, and it suggested not cutting those dollars. We had suggested, in fact, that we look more to Operations than to Personal Services as a method of finding the dollars necessary to produce a fiscally sound budget. We had suggested, in fact, that when the Governor had announced a furlough plan that would have produced five days furlough at a cost of five million a day, therefore, twenty-five million dollar savings, that that was, in fact, an acceptable alternative. We found, however, each time we agreed to a suggestion that we were agreeing merely with ourselves, that there was no intent on the part of the Speaker or the Governor to allow a balanced budget to pass through the General Assembly. We were reliably informed that those two leaders, the Governor and the Speaker, had, in fact, peeled off sufficient votes to assure an unbalanced budget, and that there was, in fact, an adamant feeling that we should not try to balance the budget. I think there were those of us who felt that we had to be responsible not only to the Constitution but to the people. Many of us were a little uncomfortable in feeling that we were going after any particular union, for we were not, and several of our alter-

natives, in fact, did not even greatly impact them, not as much as the impact was elsewhere. It is my opinion that even after the Tribune articles that showed the jeopardy to this State of us passing an unbalanced budget, the jeopardy to our financial standing in the nation community whether it be in bond rating or just the impact that our actions have on how the fiscal community looks at our State and it's budgeting process. The one thing I've learned as chairman of the committee is how to count, whether it's the dollars of the budget or the number of votes that it will take. And therefore, Mr. President and Ladies and Gentlemen of the Senate, there being a consensus from both the Governor's Office and the Speaker that we cannot, in fact, get the votes to balance the budget, and my having also determined as an individual member that they have, in fact, peeled off sufficient votes to make sure that any suggested reductions we make beyond the guideline types will not be successful either in this Chamber or the other. I would move you, Mr. President, that we Table Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. As Senator Carroll has pointed out, the attempts at reaching an accommodation...an agreement with the Governor's Office and with the House, both parties, those attempts have failed. We have been working for more than a week now on trying to reach an agreement. The approach on this side of the aisle has been different. I think for the first time since Senator Carroll and I have been chairmen of the Appropriation Committees, we have a basic...philosophical disagreement. Understanding and realizing that disagreement all along, we have continued on in trying to reach some sort of an accommodation. A very interesting thing happened to us in this negotiation, how-

ever, and we started last week negotiating, hoping to avoid all of the Conference Committee process. The Governor's Office seemed to be perfectly willing to talk, to perhaps reach some compromise. We had differences of agreement but we thought they were not major, that...we thought they could be worked out. And then as soon as the hospital agreement was reached on about Saturday or Sunday, suddenly the Governor's Office felt no desire, no compulsion, no intention whatsoever to negotiate any further on the budget, their major problem had been solved. I characterized the hospital agreement as stick it to Adlai Stevenson, because we are shoving forward one hundred and seventy million dollars worth of Fiscal Year '83 obligations into Fiscal Year '84. That on top of the one hundred and twenty million dollar school obligation that is shoved forward into Fiscal Year '84, adds up to two hundred and ninety million and you can go on from there. So, after Adlai is elected Governor, or if Senator...pardon me, if...if Governor Thompson is reelected, somebody has got to come up with those funds for Fiscal Year '84. Senator Carroll and in my approach have been different, but we have tried to reach an agreement, we have tried to reach an accommodation. When the hospital agreement was reached, the idea of coming to an accommodation on school funding, on agency funding, and so forth went right out the window. The Governor wanted his cake and wanted to eat it too. We have, I think, reached a very sensible approach to this right now. We have worked very hard in the Appropriation Committee processes. We've worked very hard in the negotiation process. The fact of the matter is, with all the given parties, no accommodation seems to be reachable, and so, it is our intention this evening to send these House bills over, take off those cuts that were...were going to reduce...that were going to reduce agency operations dollars, characterized as they may be, whether it was going to be

employee pay raise cuts, or whether it was going to be layoffs, or whatever. I never favored that approach to start with, but I did favor the approach of our continuing to try to negotiate. There is no sense in negotiating anymore, it is, as the Senate President pointed out, June the 29th. So it is our intention to take these amendments off, put the bills on the Governor's Desk. We all know what's going to happen. He is going to make massive reductions over the course of the summer. My guess is the piddling amount of dollars that we were discussing for the last several months, twenty-five to thirty-five to fifty million dollars will be a drop in the bucket as to what the Governor actually ends up reduction vetoing. I think he will end up reduction vetoing somewhere in the neighborhood of two hundred million dollars. At one point in the negotiation process we had asked the Bureau of the Budget to give us some suggestions as to where cuts could be made. In fact, they came into the next negotiating session with a stack of papers in hand identifying where major cuts could be made. They refused to ever reveal those papers or those cuts to us. We only asked them for a suggestion, we did not ask them to make it finalized, just a suggestion. As I said, after the hospital agreement was reached, that was no longer an item they were interested in even discussing, showing us the figures, or anything else. The time has come for us to move, the Governor has to get off the dime. We are making it sufficient slippery for him so he can slide off the dime tonight with this action.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I want to publicly commend the staff on both sides of the aisle in the Senate on the Appropriations Committee for the vast amount of work they have done and, frankly, the

vast amount of work they did today and probably would...would still be doing tonight. We have, I think, low these many months been attempting at least to negotiate in good faith. It was suggested as early as March in that fateful day of the message that if you want more money for education, both higher education and elementary and secondary education, if you want more money for mental health, if you want more money for hospital reimbursement, if you want more money for public aid, give me some alternatives. Obviously, one alternative was a revenue enhancement, a new tax, which was, as we all know, politically unfeasible this year. So, we made a legitimate attempt to find the money to pay for those things that the House and the Senate thought important, namely, elementary and secondary education and higher education. And now, in the waning hours, we are told, as I was told not less than two hours ago, no way. We want it our way, or no way. So we're going to give it to them their way, as long as everybody understands what we're doing.

PRESIDING OFFICER: (SENATOR BRUCE)

(Machine cutoff)...Schaffer.

SENATOR SCHAFFER:

Well, I guess I probably ought to explain to a few people on this side of the aisle, in essence, what's going on, the long and short of it is, if you're interested in this balanced State budget, that the first and only line of defense is Dr. Mandeville and his assembled minions and the Bureau of the Budget, and the Governor's veto and amendatory and reduction veto pen. I would, frankly, like to commend Senator Carroll and Senator Buzbee and others for an attempt to exercise legislative responsibility and come up with a balanced budget, in spite of some tradition in the other direction in the Illinois General Assembly. I don't think many of us are happy about the way this is coming down. If I didn't have a lot of faith in Dr. Mandeville's ability with an ax, I'd

probably be more upset about it than I am. I would suggest to you that we should go through these bills and most of them are, in fact, going to end up in Conference Committees because there are probably some amendments that need to go on them that our staff's, because of the changes in direction that we've seen in the last forty-eight hours, have just not had a chance to put together. I, too, would like to echo Senator Rock's praise of the appropriation staff, they've certainly done a great job, and they will be called upon in the next twenty-four to forty-eight hours to bring some sort of reasonable conclusion out of chaos, but as we move through the bills, if any of the members have any questions, I would be happy to respond to them as I'm sure Senator Carroll, Senator Buzbee and Senator Sommers will be, but I suspect that a certain amount of this stuff is going to have be settled in Conference Committees, and I'm sure all of you are aware of the Conference Committees that are...papers that are falling on your desk, although I believe it is our intention to hold no Conference Committees on approp matters tonight until we get everything done and then shake it all loose tomorrow.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, the motion...Senator Carroll.

SENATOR CARROLL:

Yes, just a quick item. The motion should be to Table Amendments 1 and 2. And again, merely reiterating, we were attempting to try and ease the pain by doing it in front but that is not the will of the Speaker and the Governor, and I would, therefore, move you, Mr. President, that we Table Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to Table Amendment No. 1 and 2. On the motion, all in favor say Aye. Opposed Nay. The Ayes have it. Amendment Nos. 1 and 2 are Tabled. Read the bill, Mr. Secre-

tary, please. Are there further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 3 offered by Senators Egan and Grotberg.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan.

SENATOR EGAN:

No, I withdraw that...that amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Further amendments?

SECRETARY:

No further amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Read the bill, Mr. Secretary, a third time, please.

SECRETARY:

House Bill 2190.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan.

SENATOR EGAN:

Yes, Mr. President...President and members of the Senate, the appropriation of a million eight hundred and forty-four thousand seven hundred and ninety-four dollars for the State's Attorney's Appellate Service Commission. It's well outlined in the explanation that has been distributed. I'd be happy to answer any questions. I move...or I ask, Mr. President and members of the Senate, for your favorable consideration in passage of Senate Bill 2190.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, it's House Bill 2190. Discussion? Senator

Rhoads.

SENATOR RHOADS:

I do have a question. I'm not sure whether Senator Egan or Senator Carroll could answer it, but a moment ago on 2nd reading on amendment stage, Senator Schaffer indicated that there would be Conference Committees. Now this bill stands before us unamended from the House, so this would be final action, is that correct?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Egan.

SENATOR EGAN:

That's correct.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rhoads.

SENATOR RHOADS:

Well, I...I've been requested, Mr. President, by five members not to say anything on these bills, but...six members, excuse me. I...I do...I...I would appreciate, perhaps after this bill, so as not to...browbeat poor Senator Egan who's the hapless sponsor here, but perhaps after this bill, if we could have a list of those that you do anticipate some amendments on...all right, I'm getting coaching here saying that we'll...we will get such a list, so...

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sommer.

SENATOR SOMMER:

Thank you, Mr. President. Senator Rhoads is correct, with passage of this, it will go to the Governor. However, the House worked over these bills quite carefully, they made certain reductions. All of the bills that came to us for the House for the most part were fairly cleanly done. By taking these amendments off, we're not jeopardizing anything on this particular bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Question is, shall House Bill 2190 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are...50, the Nays are 5, none Voting Present. And House Bill 2190 having received the required constitutional majority is declared passed. House Bill 2191, Senator Rock. The bill was read a second time on 6-24-82. Are there amendments, Mr. Secretary, please?

SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Totten.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Totten is recognized on Amendment No. 1.

SENATOR TOTTEN:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 will reduce the total appropriation to the amount as introduced and requested by the Governor. In this case, the party on the other side of the aisle went from their balanced budget and a Democrat amendment increased the appropriation by a million two eighty-eight. This amendment, Amendment No. 1, will reduce the Arts Council appropriation back to the original amount which was introduced by the Governor. In effect, the amendment would do the following: reduce the Grants by seven hundred and fifty-eight thousand six hundred dollars GRF, two hundred and eighty-three nine hundred Federal, for a total of one million zero forty-two five. The total reduction...no, they're the...in Operations a two hundred and twenty-nine thousand three hundred dollar reduction of GRF money, sixteen three Federal. It will reduce Personal Services by nine thousand three, and reduce Retirement, correspondingly, by two thousand three hundred to

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Recalled

reflect a 4.7 payout. Reduces Social Security by nine hundred, correspondingly. I think the question on this amendment is, do we have bread or do we have circuses? Our GRF fund is imperiled to have the Arts Council increased by the amounts so we could have more murals on Wacker Drive or more poems in the CTA buses is an unnecessary expense, and we ought to be as frugal with the limited amount of resources that we have and get this back to the order in which it was introduced, and that's what Amendment No. 1 does and I would move for its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1...Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in opposition to Amendment No. 1. As you know, again, back in March when the meat ax approach was taken to many agencies, and boards, and commissions of State Government, the Arts Council did not fair so well. As a matter of fact, it was suggested that they be cut to something over one million dollars from last year's level. The amendment that the House saw fit to add back or put on, put the Arts Council back where they were last year. I think the Arts Council is a worthy enterprise, and I think the culture that they afford the citizenry of this State is something that we cannot lightly ignore. I think we can find a million dollars in this budget. I don't think this is overbudgeting, I think we have a right as the General Assembly to rearrange the middle lines. The Governor has indicated, apparently, that he'll get to the bottom line he wants, we should have something to say about the middle lines. This is one I feel very strongly about and I would urge strong opposition to Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Lenke.

SENATOR LEMKE:

Senator Totten, what does your amendment do to the little donation that we get for ethnic arts, the three hundred thousand, does that cut that?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Totten.

SENATOR TOTTEN:

I don't know. I don't think it does.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

It cuts it by a hundred and ten thousand dollars.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke.

SENATOR LEMKE:

Now, here's a program we've started, they spend three million dollars, the Governor of this State, we ask for a measly three hundred thousand dollars to help little kids to dance and so forth, now we're cutting it in half, but we still aren't cutting down the...the big art grants, we have to take a brunt and take fifty percent cuts while the other ones get ten percent cuts. I think your amendment is wrong on that part. I would vote for cutting it, but not cut that money 'cause that three hundred thousand dollars is...is just a small amount of money.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Totten may close.

SENATOR TOTTEN:

Thank you, Mr...Mr. President and Ladies and Gentlemen of the Senate. First, in response to Senator Lemke, the cultural grants were all lumped, so the Arts Council can do whatever they want, there is no specific...I mean, the ethnic one can do whatever they want, there is no specific cut there. Could spend it all, could spend more money, in

effect, than what you're concerned about. The case before us...

PRESIDING OFFICER: (SENATOR BRUCE)

For what purpose does Senator Rock arise?

SENATOR ROCK:

A point of order. To the Gentleman, that is inaccurate. If you look at the bill on section 2 there are specific line item Purpose Grants, one of which is for grants and financial assistance to the ethnic programs in the amount of three hundred thousand dollars.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Totten to close.

SENATOR TOTTEN:

Okay, that is, as I said before, lumped into one appropriation for that and that could be spent in any manner that it saw fit. The case before us in the amendment is whether we're concerned about spiraling Medicaid costs and whether we can provide the services, whether we're concerned about public aid, whether we're concerned about mental health, whether we're concerned about education, or whether we're concerned about having poems in the CTA buses or, as I said before, murals on Wacker Drive or the myriad of other things that these grants go for that the money could be much better spent in times of fiscal crisis on those things that people really in need...do need, rather than the grant proposals that are in this proposal. The Governor has requested a level which I think is sufficient to provide the intent of the original Arts Council legislation and that's the level that we ought to go with.

PRESIDING OFFICER: (SENATOR BRUCE)

Question...Senator Totten moves the adoption of Amendment No. 1. Those in favor say Aye. Opposed Nay. Opinion of the Chair, the Noes have it. The amendment is lost. Further amendments? There's been a request for a roll call. Ques-

tion is on the adoption of Amendment No. 1. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 19, the Nays are 34. The amendment is lost. Read the bill, Mr. Secretary, please, a third time.

SECRETARY:

House Bill 2191.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the FY '83 appropriation for the ordinary and contingent expenses of the Illinois Arts Council in the amount of three million six hundred and eighty-four thousand dollars. I urge your support.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion? Senator Keats.

SENATOR KEATS:

Thank you, Mr. President. To our other Mr. President, your credibility in your earlier speech about balancing the budget, where many of us hung in with you on every item, would be a lot stronger if it weren't for this goofy bill with your add ons.

PRESIDING OFFICER: (SENATOR BRUCE)

Question is, shall House Bill 2191 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 46, the Nays are 13, none Voting Present. House Bill 2191 having received the required constitutional majority is declared passed. House Bill 2193, Senator Etheredge. The bill was read a second

time on 6-24-82. Are there amendments, Mr. Secretary, please?

SECRETARY:

Appropriations Committee No. 1 offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. I move to Table Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to Table Amendment No. 1. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it, and Amendment No. 1 is Tabled. Read the bill, Mr...further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the House?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

No Floor amendments. Read the bill a third time.

SECRETARY:

House Bill 2193.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President and Ladies and Gentlemen of the Senate, this is the FY '83 appropriation for the Illinois Environmental Facilities Financing Authority. It's an amount of a hundred and twenty-six thousand two hundred dollars.

PRESIDING OFFICER: (SENATOR BRUCE)

HB 219A
2nd Reading

Discussion? Senator Sommer.

SENATOR SOMMER:

Thank you, Mr. President. This one's clean and it's going to the Governor at a reasonable level.

PRESIDING OFFICER: (SENATOR BRUCE)

Question is, shall House Bill 2193 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are 1, none Voting Present. House Bill 2193 having received the required constitutional majority is declared passed. House Bill 2194, Senator Coffey. The bill was read a second time on 6-24-82. Are there amendments, Mr. Secretary?

SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. Let me just explain for a second, this is DOT reappropriation, there are no Personal Service in this. However, excuse me...however, we have an updated breakout amendment, so I would, in this case, move to Table Committee Amendment No. 1. We will have a Floor amendment to replace.

PRESIDENT:

All right, Senator...Carroll has moved to Table, pardon me, Committee Amendment No. 1 to House Bill 2194. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

HB 2195
2nd Reading

Are there amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Carroll.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is to bring it down to the current spending level and break it out by actual items. I would move adoption of Amendment No. 2.

PRESIDENT:

Senator Carroll has moved the adoption of Amendment No. 2 to House Bill 2194. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Amendment No. 3 offered by Senator Coffey.

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

Yes, Mr. President and members of the Senate, I'd like to Table Amendment No. 3.

PRESIDENT:

Well, just withdraw it.

SENATOR COFFEY:

Withdraw Amendment No. 3.

PRESIDENT:

Thank you. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. We will get right back to it after the next bill. On the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2195, Mr. Secre-

tary.

SECRETARY:

The Committee...Appropriations I Committee offers five amendments.

PRESIDENT:

Senator Carroll on Amendment No. 1.

END OF REEL

REEL #5

SENATOR CARROLL:

(Machine cutoff)...Mr. President. On this, I would move you that we Table Committee Amendments 1, 2, 3 and 4, that would still leave one committee amendment which was number 5, but I move that we Table 1, 2, 3 and 4. We have further amendments later to take care of some of those problems.

PRESIDENT:

All right, Senator Carroll has moved to Table Committee Amendments 1, 2, 3 and 4. Any discussion? Senator Rhoads.

SENATOR RHOADS:

Senator Carroll, Committee Amendment No. 1 is the four percent, is that correct?

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

For ease, Senator Rhoads, I apologize, yes. Committee Amendment No. 1 would have been the four percent, the...pension at sixty-two and a half and the productivity. Amendment No. 2 were the guidelines by DAS where we've applied the Department of Administrative Services guidelines to telecommunications, auto rental, et cetera, no longer fit in because of Tabling Amendment No. 1. Number 3 was an add back into the districts for the maintainers, since we did not cut them from central office anymore there's no sense in adding them back. And number 4 a breakout of the road program by district which we will have a corrected amendment to do on the Floor. Having started by Tabling 1, the others fell by the wayside as technically incorrect except for Amendment 5 which was a project specific amendment. So that we are Tabling the pay plan, the DAS guidelines, and add back that's no longer operative, and a breakout of the road program, how-

ever, we will have a breakout by way of Floor amendment.

PRESIDENT:

Senator Rhoads.

SENATOR RHOADS:

All right. Thank you, Mr. President and members of the Senate. Then I'll ask that the question be divided, so that we can have a roll call on the motion to Table Amendment No. 1. The reason...this is the only bill I'll ask this on, Senator Carroll, but all the spokesmen have made the statement that there aren't the votes to go with four percent. Let's let the Body have at least one chance to express itself on that question. A lot of us would be...would like to stick with the four percent, this is one way to do it. So, I would ask that there be a roll call on the motion to Table No. 1.

PRESIDENT:

Senator Carroll has acceded to that request. Senator Weaver.

SENATOR WEAVER:

Well, I would just like to echo Senator Rhoads' sentiments. I think that we could speak on each one of these amendments on the roll back of the four percent, but in essence, we're really compounding the inequities that already exist between state employees in salary increases. I thoroughly agreed with Senator Carroll's attempt to treat all State employees alike in compensation, and in Tabling these amendments, why, we're just compounding the inequities.

PRESIDENT:

All right, the question is the motion to Table Committee Amendment No. 1 to House Bill 2195. Those in favor of Senator Carroll's motion to Table will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 40, the Nays are 18, none Voting Present. Amendment No. 1...the motion carries.

Amendment No. 1 is Tabled. Senator Carroll on 2, 3 and 4.

SENATOR CARROLL:

Move to Table, Mr. President.

PRESIDENT:

Senator Carroll moves to Table Committee Amendments 2, 3 and 4 to House Bill 2195. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Further amendments?

SECRETARY:

Committee Amendment No. 5.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. This is a...for a project specific on the chain of lakes. I believe it was a waterways question, dredging, and I would move its adoption.

PRESIDENT:

Senator Carroll moves the adoption of Committee Amendment No. 5 to House Bill 2195. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor, Mr. Secretary?

SECRETARY:

Amendment No. 2 offered by Senator Carroll.

PRESIDENT:

Well, no, no, this will be 6.

SECRETARY:

No, wait, I'm sorry,...Amendment No. 6, right.

PRESIDENT:

Amendment No. 6, Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would be the breakout by districts as we have done in the last few years to make sure that the money is allocated by actual district. I would move adoption...it's DOT numbers, I would move adoption of Amendment No. 6.

PRESIDENT:

Senator Carroll has moved the adoption of Amendment No. 6 to House Bill 2195. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Amendment No. 7 offered by Senator Carroll.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

This is the road fund diversion cut. Assuming we go along with the utilization of road funds and pass substantive legislation that would allow road fund usage for the payment of the State troopers, this would then free up forty-seven million of general revenue. This particular amendment would then take the road fund diversion out, and I would move adoption of Amendment No. 7.

PRESIDENT:

Senator Carroll has moved the adoption of Amendment No. 7 to House Bill 2195. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Amendment No. 8 offered by Senator Carroll.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. These are the water resources projects that we had

had in amendment...I believe it was number 4 originally. And I would move adoption of Amendment No. 8 which would be the corrected version of those projects.

PRESIDENT:

All right, Senator Carroll has moved the adoption of Amendment No. 8 to House Bill 2195. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Amendment No. 9 offered by Senator Grotberg.

PRESIDENT:

Senator Grotberg. Senator Grotberg.

SENATOR GROTBORG:

Thank you, Mr. President and fellow members. We're...we're in the billion dollar kinds of appropriations, but I have...if I could have your attention, please. Amendment No. 9...Amendment No. 9 is a very selfish amendment that I have put in and ask for your concurrence on. It seems that on the interstate program of the State of Illinois we have signs around our State border "Welcome to the State of Illinois" and we talk about our attracting visitors and we have visitor programs, but you know what we don't have working very many places in Illinois. We get the people in here, we get them on the highway and they can't go to the bathroom. We've got toilets that are locked up on the rest stops, we've got them chained off, we've got everything happening that can happen to people, and at my age, I resent it. And I have several constituents even younger than I am that don't have the staying power that I have. This is a one hundred thousand dollar amendment to the DOT budget to buy either, either fifty thousand boxes of kitty litter, ten thousand truck loads of sand complete with toy shovels, or fix up one or two portables in every rest stop in Illinois and take the curse...take the curse of Illinois off the people that we

invite in. And I would ask that it be adopted.

PRESIDENT:

All right, Senator Grothberg has moved the adoption of Amendment No. 9 to House Bill 2195. Any discussion? Senator Demuzio.

SENATOR DEMUZIO:

I have a question of Senator Grothberg. How do you do that in these rest stops that the water tables are so low that you can't get one in there, or you don't have any water?

PRESIDENT:

Senator Grothberg.

SENATOR GROTHBERG:

You'll notice at all times, Senator, I never mentioned water. I mentioned sand, kitty litter, shovels and portables.

PRESIDENT:

Further discussion? If not, all in favor of the adoption of Amendment No. 9 indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Amendment No. 10 offered by Senator Coffey.

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

I'd like to Table Amendment No. 10.

PRESIDENT:

Withdraw, Senator Coffey, if you don't mind. Thank you.

SENATOR COFFEY:

Withdraw, I'm sorry.

PRESIDENT:

Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

HB 2195
3rd Reading
HB 2194
3rd Reading

3rd reading. Gentlemen, Senator Coffey, we'll go right back now to the bill previously. We'll do that...that will ease the burden, I'm told, in Enrolling and Engrossing to get the Messages to the House, so if the Ladies and Gentlemen will...as we amend or don't amend, we'll just go right to 3rd reading. On the Order of House Bills 3rd Reading is House Bill 2194. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2194.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Coffey.

SENATOR COPPEY:

Yes, Mr. President and members of the Senate, this is a reappropriation for the Department of Transportation for the fiscal year beginning July 1st, 1982. I would ask for a favorable roll call.

PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall House Bill 2194 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 50, the Nays are 3, none Voting Present. House Bill 2194 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2195. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2195.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

Yes, Mr. President and members of the Senate, House Bill 2195 is the appropriation for the ordinary and contingency expense of the Department of Transportation for the fiscal year beginning July 1st, 1982. I'd ask for a favorable roll call.

PRESIDENT:

The question is, shall House Bill 2195 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 52, the Nays are 6, none Voting Present. House Bill 2195 having received the required constitutional majority is declared passed. On the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2196, Mr. Secretary.

SECRETARY:

Appropriations Committee II offers three amendments.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Mr. President, I now move that we Table Committee Amendment No. 1, it's the pay plan amendment. I'm sorry, Amendment 1, 2 and 3.

PRESIDENT:

All right, Senator Buzbee has moved to Table Committee Amendments 1, 2 and 3 to House Bill 2196. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 4...Amendment No. 4 offered by Senator Buzbee.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This deletes renal analysis from the Department of Conservation...renal dialysis, pardon me. We're also going to delete the analysis part so you don't know what's going on. We've already added this in the Department of Public Health where it rightfully belongs, and I would move its adoption.

PRESIDENT:

Senator Schaffer.

SENATOR SCHAPPER:

...the...the House put the renal dialysis in the...this department, that's the kind of good work we've been getting over.

PRESIDENT:

Senator...any further discussion on the adoption of Amendment No. 4 to House Bill 2196? Senator Geo-Karis.

SENATOR GEO-KARIS:

I wonder if the sponsor would yield to a question?

PRESIDENT:

Indicated he'll yield. Senator Geo-Karis.

SENATOR GEO-KARIS:

This bill is for the Department of Conservation. What would renal dialysis have to do in the first place in that department?

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

I...I just got the correct answer from Senator Carroll but I'm not at liberty to say. Senator Schaffer correctly

pointed it out, the House had added renal dialysis into the Department of Conservation's budget. We felt that was an inappropriate place to take care of kidney diseases and so, therefore, we took it out. Dr. Kenney is a very competent individual, but his competence and his expertise lies in conservation not in renal dialysis. So, we took it out and put in the Department of Public Health.

PRESIDENT:

The question is the adoption of Amendment No. 4 to House Bill 2196. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Amendment No. 5 offered by Senator Schaffer.

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFFER:

This was just handed to me a few minutes ago, it's a transfer amendment offered by the department. It transfers between several of the line items, has some language about spending funds in certain lines.

PRESIDENT:

Senator Schaffer moves the adoption of Amendment No. 5 to House Bill 2196. Any discussion? If not, all in favor signify by saying...I beg your pardon, Senator Buzbee.

SENATOR BUZBEE:

Well, Senator Schaffer, I'm...if it does what I think it does, I'm with you, but does it not also include money in there for Rock Island Trail?

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFFER:

It does not include any money for the Rock Island Trail, definately.

PRESIDENT:

All right. Question is the adoption of Amendment No. 5 to House Bill 2196. Any discussion? Senator...if not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2197. The bottom of page 2, Mr. Secretary.

SECRETARY:

Appropriations I Committee offers three amendments.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I would move that we Table Amendment No. 1.

PRESIDENT:

Senator Carroll moves that Committee Amendment No. 1 to House Bill 2197 be Tabled. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a water quality study that was adopted in committee. I would move adoption of Amendment No. 2.

PRESIDENT:

Senator Carroll moves the adoption of Amendment No. 2 to House Bill 2197. Any discussion? If not, all in favor sig-

nify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Committee Amendment No. 3.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. This is a Dr. Bob add-on to the budget of three million two hundred and seventy-two thousand for EPA, and on behalf of the administration, I would move adoption of Amendment No. 3.

PRESIDENT:

Senator Carroll moves the adoption of Amendment No. 3 to House Bill 2197. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the floor?

SECRETARY:

No floor amendments.

PRESIDENT:

3rd reading. Senator Schaffer, we'll go right back to 2196. On the Order of House Bills 3rd Reading is House Bill 2196. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2196.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFFER:

This is the Department of Conservation minus renal.

dialysis.

PRESIDENT:

Question is, shall House Bill 2196 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, none Voting Present. House Bill 2196 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2197. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2197.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President and Ladies and Gentlemen of the Senate, this is the FY '83 appropriations bill for the ordinary and contingent expenses of the Illinois Environmental Protection Agency in the amount of two hundred and twenty-two million six hundred and fifty-nine thousand three hundred dollars.

PRESIDENT:

I just had a great thought, that's why that happened. Question is, shall House Bill 2197 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 52...53, the Nays are 4, none Voting Present. House Bill 2197 having received the required constitutional majority is declared passed. Top of page 3, on the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2198, Mr. Secretary.

SECRETARY:

Committee Amendments 1 and 2 offered by Appropriations I.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Clearly, Dr. Bob did not want anyone messing with his budget, so I would move we Table Committee Amendments 1 and 2.

PRESIDENT:

Senator Carroll moves to Table Committee Amendments 1 and 2 to House Bill 2198. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Further amendments?

SECRETARY:

No...no further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

On the Order of House Bills 3rd Reading is House Bill 2198. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2198.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Sommer.

SENATOR SOMMER:

Thank you, Mr. President. This is the budget for the Bureau of the Budget at the level it came out of the House. Passage here will send it to the Governor.

PRESIDENT:

Question is, shall House Bill 2198 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is

open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 48, the Nays are 7, 3 Voting Present. House Bill 2198 having received the required constitutional majority is declared passed. Senator Philip, on the Order of House Bills 2nd Reading is House...having been read a second time, is House Bill 2199, Mr. Secretary.

SECRETARY:

House Bill 2199. Appropriations I offers one amendment.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. I might add, in the last one Dr. Bob gave eleven percent increases to employees. In this one, we were going to pay a law clerk at significantly triple what a law clerk should get, but I would move we Table Committee Amendment No. 1 to the Office of the Governor.

PRESIDENT:

Senator Carroll moves to Table Committee Amendment No. 1 to House Bill 2199. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 3rd Reading is House Bill 2199. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2199.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the...of the Senate. This is the Governor's appropriation. It appropriates three million nine hundred thousand. It's three percent lower than last year, a reduction of a hundred and thirty-seven thousand. I ask your favorable consideration.

PRESIDENT:

Question is, shall House Bill 2199 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 52, the Nays are 5, none Voting Present. House Bill 2199 having received the required constitutional majority is declared passed. On the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2200. Mr. Secretary.

SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This amendment is the...an effective date amendment for the new office once the people elect the Lieutenant Governor. There is no dollar change. I would move adoption of Amendment No. 1 which would create the funding level at the day the Lieutenant Governor gets installed into office.

PRESIDENT:

All right, Senator Carroll has moved the adoption of Amendment No. 1 to House Bill 2200. Any discussion? If not,

all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2201. Mr. Secretary.

SECRETARY:

Committee...I mean, Appropriations Committee I offers two amendments.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I would move that we Table Amendments No. 1 and 2. One is the pay plan. Two is a transfer of function from Secretary of State. We have a corrective Floor amendment on what was Amendment No. 2, but I move now that we Table Amendments 1 and 2.

PRESIDENT:

All right. Senator Carroll has moved to Table Committee Amendments No. 1 and 2 to House Bill 2201. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

Amendment No. 3 offered by Senator Carroll.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the technically correct amendment that would transfer from the Secretary of State's Office the money necessary for the clerks of the Court of Claims which will now be a function for that court. I would move adoption of Amendment No. 3.

PRESIDENT:

Senator Carroll moves the adoption of Amendment No. 3 to House Bill 2201. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The Noes are duly recorded. The amendment is adopted. Further amendments?

SECRETARY:

Amendment No. 4 offered by Senator Carroll. No, I'm sorry. No further amendments, Mr. President.

PRESIDENT:

3rd reading. All right, Senator Grotberg on 2200. On the Order of House Bills 3rd Reading is House Bill 2200. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2200.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Grotberg.

SENATOR GROTBORG:

Thank you. As represented, this is the six month's provision for the Lieutenant Governor's Office. I'd move the adoption.

HB 2202

PRESIDENT:

Question is, shall House Bill 2200 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 49, the Nays are 6, none Voting Present. House Bill 2200 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2201. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2201.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Sommer.

SENATOR SOMMER:

Thank you, Mr. President. This bill is up three hundred thousand dollars from when it came over from the House, but justifiably so to finance the bill that was passed here that transfers functions. In the event that the Governor does sign that bill, this money would necessarily have to be in the budget, if he doesn't sign it, he can veto this money out of it.

PRESIDENT:

Question is, shall House Bill 2201 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 50, the Nays are 8, 1 Voting Present. House Bill 2201 having received the required constitutional majority is declared passed. On the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2202. Mr. Secretary.

SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I would move to Table Amendment No. 1 which was the pay plan amendment.

PRESIDENT:

Senator Carroll moves to Table Committee Amendment No. 1 to House Bill 2202. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Floor Amendment No. 1 offered by...or 2 offered by Senator Carroll.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 2 is to provide for the medical center at the University of Illinois, one million dollars for lease or acquisition of a building. This is a Dr. Bob add-on, and I would move adoption of Amendment No. 2.

PRESIDENT:

Senator Carroll moves the adoption of Amendment No. 2 to House Bill 2202. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY:

Amendment No. 3 offered by Senator Mahar.

PRESIDENT:

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President and members of the Senate. That was just...offered by Senator Carroll, so I ask that be withdrawn.

PRESIDENT:

Amendment No. 3 is withdrawn. Further amendments, Mr. Secretary?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 2nd Reading, having been read a second time, is House Bill 2203. Mr. Secretary.

SECRETARY:

Appropriations I Committee offers two amendments.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. I move that we Table Committee Amendments 1 and 2.

PRESIDENT:

Senator Carroll moves to Table Committee Amendments 1 and 2 to House Bill 2203. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 3 offered by Senator Carroll.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a technical amendment to correct the section totals in the bill only. I would move adoption of Amendment No. 3.

PRESIDENT:

Senator Carroll moves the adoption of Amendment No. 3 to House Bill 2203. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. Senator Mahar, on the Order of House Bills 3rd Reading is House Bill 2202. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2202.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President and members of the Senate. House Bill 2202 is the ordinary appropriation for the Medical Center Commission in the total amount of six hundred and eight thousand four hundred dollars. I'd ask for your approval.

PRESIDENT:

Any discussion? If not, the question is, shall House Bill 2202 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the

record. On that question, the Ayes are 52, the Nays are 6, none Voting Present. House Bill 2202 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2203. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2203.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Sommer.

SENATOR SOMMER:

Thank ou, Mr. President. This bill is now approximately at the lev I sent to us by the House, and whether it'll go back to th: House because of the technical on it.

PRESIDENT:

Question is, shall House Bill 2203 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are 1, 1 Voting Present. House Bill 2203 having received the required constitutional majority is declared passed. On the Order of House Bills 2nd Reading, having been read a second time, is House Bill 2205. Mr. Secretary.

SECRETARY:

House Bill...2205. Appropriations II offers three amendments.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. At this time, I would move to Table Amendments No. 1 and 2.

PRESIDENT:

Senator Buzbee moves to Table Committee Amendments 1 and 2 to House Bill 2205. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. Amendments 1 and 2 are Tabled. Further amendments?

SECRETARY:

Committee Amendment No. 3.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. Committee Amendment No. 3 is a transfer. It's a...it's a no dollar change. It's a transfer from the Transitional Day-care line to a new fund care provider training. This is a...an amendment that has been agreed upon by the transitional day-care people, and I would move its adoption.

PRESIDENT:

Senator Buzbee moves the adoption of Committee Amendment No. 3 to House Bill 2205. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 4 offered by Senator Rupp.

PRESIDENT:

Senator Rupp.

SENATOR RUPP:

Thank you, Mr. President. This amendment provides fourth-year funding for the outpatient child abuse treatment program at the Decatur Mental Health Center in the amount of thirty thousand dollars. I ask that the amendment be approved.

PRESIDENT:

All right, Senator Rupp has moved the adoption of Amendment No. 4 to House Bill 2205. Any discussion? If not, all in favor...I beg your pardon, Senator Buzbee.

SENATOR BUZBEE:

Well, I would just point out, this is the first time that we have seen this amendment, but, Senator Rupp, I'm not opposed to your adding money onto the Governor's budget, so we'll support you.

PRESIDENT:

All right, Senator Rupp has moved the adoption of Amendment No. 4 to House Bill 2205. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2206. Mr. Secretary.

SECRETARY:

Appropriations II Committee offers three amendments.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Mr. President, thank you. I now move we Table Committee Amendments No. 1 and 2.

PRESIDENT:

Senator Buzbee moves to Table Committee Amendments 1 and 2 to House Bill 2206. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Further amendments?

SECRETARY:

Committee Amendment No. 3.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This is a technical amendment and...and no dollar change. I would move its adoption.

PRESIDENT:

Senator Buzbee has moved the adoption of Committee Amendment No. 3 to House Bill 2206. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Floor...no further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Floor Amendment No. 4 offered by Senator Etheredge.

PRESIDENT:

Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Mr. President and Ladies and Gentlemen of the Senate, this amendment would appropriate forty thousand dollars in general revenue to the Dangerous Drugs Commission to defray the start-up costs for transferring responsibility for the triplicate prescriptions program from the Department of Registration and Education to the Dangerous Drugs Commission. This forty thousand dollar general revenue fund increase will be offset by income from the controlled substances registration fees.

PRESIDENT:

All right. Any discussion on the adoption of Amendment No. 4? Senator Rhoads.

SENATOR RHOADS:

Yes, a question of the sponsor. Where did this amendment come from? Did the commission request it?

PRESIDENT:

Senator Etheredge.

SENATOR ETHEREDGE:

It is submitted at the request...both of the Dangerous Drugs Commission and the Department of Registration and Education.

PRESIDENT:

Further discussion? Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. I would point out to the Body that this is a Dr. Mandeville add-on. It's a...it's a...administration request. It's above the budget as submitted in March. This is another one we can give to them when they...when they start to hit the press conference on July the 2nd, this is a Dr. Mandeville add-on.

PRESIDENT:

Question is the adoption of Amendment No. 4 to House Bill 2206. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The Amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. All right, on the Order of House Bills 3rd Reading is House Bill 2205, Senator Bloom. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2205.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President. This is the ordinary and

contingent expenses of the Department of Children and Family Services. It's at the level it came out of the House, with the amendment for the transitional day-care people and Senator Rupp's amendment that we put on a few moments ago. I'd urge its passage.

PRESIDENT:

Question is, shall House Bill...question is, shall House Bill 2205 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none Voting Present. House Bill 2205 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2206. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2206.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President and Ladies and Gentlemen of the Senate, this the FY '83 appropriations bill for the ordinary and contingent expenses of the Dangerous Drugs Commission. It is in the amount of seventeen million one hundred and eighty-one thousand one hundred dollars.

PRESIDENT:

Question is, shall House Bill 2206 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are 1, none Voting Present. House Bill 2206 having received the required constitutional major-

ity is declared passed. On the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2207. Mr. Secretary.

SECRETARY:

Appropriations I Committee offers two amendments. Senator Carroll.

SENATOR CARROLL:

Which I move you, Mr. President, that we Table.

PRESIDENT:

Senator Carroll moves to Table Committee Amendments 1 and 2 to House Bill 2207. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Are there further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 3rd Reading is House Bill 2207. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2207.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, this is the human rights bill, and it appropriates three million four hundred and forty-four thousand. There have been no changes and no additions. Move its favorable consideration.

PRESIDENT:

Question is, shall House Bill 2207 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 52, the Nays are 3, none Voting Present. House Bill 2207 having received the required constitutional majority is declared passed. On the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2208. Mr. Secretary.

SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Which I move you, Mr. President, that we lay upon the Table.

PRESIDENT:

Senator Carroll moves to Table Committee Amendment No. 1 to House Bill 2208. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 3rd Reading is House Bill 2208. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2208.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, this is the Human Rights Commission bill, House Bill 2208. The fiscal year request is three hundred and eighty-two thousand seven hundred dollars. I move its favorable consideration.

PRESIDENT:

Question is, shall House Bill 2208 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 47, the Nays are 7, 2 Voting Present. House Bill 2208 having received the required constitutional majority is declared passed. Senator Donnewald, for what purpose do you arise?

SENATOR DONNEWALD:

Mr. President, just wanted you to know, your wife is up in the gallery behind us. I think she ought to stand and be recognized. Stand up Shelia and all the kids, too.

PRESIDENT:

That is one reason we're working late tonight, fellows. On the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2209. Mr. Secretary.

SECRETARY:

Appropriations II Committee offers seven amendments.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Mr. President, at this time I would move that we Table Amendments 1, 2 and 3.

PRESIDENT:

All right, Senator Buzbee has moved to Table Committee

Amendments 1, 2 and 3 to House Bill 2209. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. Amendments 1, 2 and 3 are Tabled. Further amendments?

SECRETARY:

Committee Amendment No. 4.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This is where we add in the proper place for the renal dialysis. We took it out of the Department of Conservation so Dr. Kenney doesn't have to administer it, and we put it over where Bill Kempiners administers it in the Department of Public Health, and I would move its adoption.

PRESIDENT:

Senator Buzbee moves the adoption of Amendment No. 4 to House Bill 2209. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. Amendment No. 4 is adopted. Further amendments?

SECRETARY:

Committee Amendment No. 5.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This is the addition of two hundred and fifty thousand dollars for problem pregnancy and I would move its adoption.

PRESIDENT:

Senator Buzbee moves the adoption of...Committee Amendment No. 5 to House Bill 2209. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Committee Amendment No. 6.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. Committee Amendment No. 6...Oh, Amendment No. 6 should be Tabled because it is technically incorrect. We will pick it up later.

PRESIDENT:

All right, Senator Buzbee moves to Table Committee Amendment No. 6 to House Bill 2209. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. Amendment No. 6 is Tabled. Further amendments?

SECRETARY:

Committee Amendment No. 7.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. Amendment No. 7 is the medical and dental realignment, fourteen thousand eight hundred dollars. I would move its adoption.

PRESIDENT:

Senator Buzbee moves the adoption of Amendment No. 7 to House Bill 2209. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 8 offered by Senator Buzbee.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This adds language requested by the department and the Comptroller which guarantees that the department...may award grants for all current programs from lump sum lines which are not allocated by specific program. It's no dollar change. I would move its adoption.

PRESIDENT:

Senator Buzbee moves the adoption of Amendment No. 8 to House Bill 2209. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY:

Amendment No. 9 offered by Senator Buzbee.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Could we...my...my handlers are...

SECRETARY:

We got them just the way the Appropriations Committee handed them to us.

SENATOR BUZBEE:

Well, I'm just trying to find out which amendment we're on.

PRESIDENT:

All right, we can slow down and find out where we are.

SENATOR BUZBEE:

Mr. President, at this time, I would move to reconsider the vote by which Amendment No. 8 was adopted for the motion of Tabling it.

PRESIDENT:

Okay. All right, Senator Buzbee has moved to reconsider the vote by which Amendment No. 8 to House Bill 2209 was adopted for the purpose of Tabling. All in favor of the motion to reconsider indicate by saying Aye. All opposed. The Ayes have it. The vote is reconsidered. Senator Buzbee

now moves to Table Amendment No. 8...

SENATOR BUZBEE:

Right.

PRESIDENT:

...all right, to House Bill 2209. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. Amendment No. 8 is Tabled. Further amendments?

SECRETARY:

Amendment No. 9 offered by Senator Buzbee.

SENATOR BUZBEE:

No...no...wouldn't this be No. 8 now, Mr. Secretary, given the fact that we just Tabled...

SECRETARY:

No.

SENATOR BUZBEE:

Okay. All right. All right.

SECRETARY:

We could had done it that away, but...

PRESIDENT:

Table...tabled amendments stay in the sequence.

SENATOR BUZBEE:

All right.

PRESIDENT:

Amendment No. 9.

SENATOR BUZBEE:

Amendment No. 9 is the breakout of the...of the laboratories in Chicago, Springfield and Carbondale, an annual event that we always do for the Department of Public Health and I would move its adoption.

PRESIDENT:

Senator Buzbee has moved the adoption of Amendment No. 9 to House Bill 2209. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it.

Amendment No. 9 is adopted. Further amendments?

SECRETARY:

No further amendments. Sorry. Amendment No. 10...that's not it.

PRESIDENT:

All right, don't get rattled here, we'll get them.

SECRETARY:

Amendment No. 10 offered by Senator Schaffer.

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFFER:

I assume that this amendment is the hundred and fifteen thousand dollar grant. I assume...I assume wrong, uno momento. Number 6, this turns out to be the rewrite of No. 6 that was Tabled that has the Comptroller's language on the Block Grants, et cetera. I move its adoption.

PRESIDENT:

All right, Senator Schaffer has moved the adoption of Amendment No. 10 to House Bill...pardon me, 2209. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. Amendment No. 10 is adopted. Are there further amendments?

SECRETARY:

Amendment No. 11 offered by Senator Schaffer.

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFFER:

This adds the language requested by the department and Comptroller which guarantees the department may award grants for all current programs from lump sum items which have not...are not allocated by a specific program. No dollar change.

PRESIDENT:

Senator Schaffer has moved the adoption of Amendment No.

11 to House Bill 2209. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY:

Amendment No. 12 offered by Senator Schaffer.

PRESIDENT:

Senator Schaffer.

SENATOR Schaffer;

I assume this is the amendment for the one hundred and fifteen thousand dollar grant the department received from the DD Council which happened late in the process.

PRESIDENT:

Question is the adoption of Amendment No. 12 to House Bill 2209. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. If you'll turn the page, we're on top of page 4, on the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2210. Mr. Secretary.

SECRETARY:

Appropriations II Committee offers two amendments.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Mr. President, thank you. I would now move that we Table the Committee Amendments No. 1 and 2.

PRESIDENT:

Senator Buzbee moves to Table Committee Amendments 1 and 2 to House Bill 2210. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The

amendments are Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 3 offered by Senator Buzbee.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This amendment adds fifty-one thousand dollars to Administration Division of Personal Services to offset the fifty-one thousand transferred out in Senate Amendment No. 2. In addition, two hundred sixty-four thousand Federal was added...pardon me, that's it...that's it. It's just fifty-one thousand addition. I would move its adoption.

PRESIDENT:

All right, Senator Buzbee moves the adoption of Amendment No. 3 to House Bill 2210. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. If you'll turn back to the bottom of page 3, on the Order of House Bills 3rd Reading is House Bill 2209. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2209.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFER:

This bill appropriates a lot of money to the Department of Public Health to fight disease and do good deeds.

PRESIDENT:

The question is, shall House Bill 2209 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none Voting Present. House Bill 2209 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2210. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2210.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator DeAngelis. Will you try to hold the level down a little bit. Senator DeAngelis.

SENATOR DeANGELIS:

Yeah, I have a question of Senator Buzbee before I move this bill.

PRESIDENT:

Indicates he will yield.

SENATOR DeANGELIS:

Would you explain that amendment that you just put on?

PRESIDENT:

Senator Buzbee.

SENATOR DeANGELIS:

From the Floor.

SENATOR BUZBEE:

Yes, Mr. President and Senator DeAngelis, this amendment adds fifty-one thousand dollars from the Illinois Vet's Rehab

Fund for in-service training. House Amendment No. 6 transferred fifty-one thousand GBP from this line into the Illinois Visually Handicapped Institute, and we're adding fifty-one thousand back for the training.

PRESIDENT:

All right, take it out of the record, Mr. Secretary. On the Order of House Bills 2nd Reading is House Bill...the bill having been read a second time, is House Bill 2212. Mr. Secretary.

SECRETARY:

Appropriations I Committee offers two amendments.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Which I move you, Mr. President, that we lay upon the Table.

PRESIDENT:

Senator Carroll moves to Table Committee Amendments 1 and 2 to House Bill 2212. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 3rd Reading is House Bill 2212, Senator Sommer. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2212.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Sommer.

SENATOR SOMMER:

Thank you, Mr. President. This is now at the level sent to us by the House and it's...pursuant to the hearing, is quite a clean bill.

PRESIDENT:

Question is, shall House Bill 2212 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 51, the Nays are 4, 2 Voting Present. House Bill 2212 having received the required constitutional majority is declared passed. On the Order of House Bills 2nd Reading is House Bill 2213, the bill having been read a second time, Mr. Secretary.

SECRETARY:

Appropriations II Committee offers two amendments.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. At this time, I would move to Table Committee Amendments 1 and 2.

PRESIDENT:

Senator Buzbee moves to Table Committee Amendments 1 and 2 to House Bill 2213. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is...the Amendments 1 and 2 are Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 3 offered by Senator Buzbee.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Could we slow down just a second, again, Mr. President?

PRESIDENT:

Surely.

SENATOR BUZBEE:

Thank you, Mr. President. This amendment is a correction that the...of an error that was made in the House and I would move its adoption.

PRESIDENT:

This is Amendment No. 3. Question is the adoption of Amendment No. 3 to House Bill 2213. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. Amendment No. 3 is adopted. Further amendments?

SECRETARY:

Floor Amendment No. 4 by Senator Grotberg.

PRESIDENT:

Senator Grotberg.

SENATOR GROTERBERG:

Thank you, Mr. President and fellow members. Senate Amendment No. 4 is the funds to activate and rehab Bowen Center for three million five hundred and one thousand one hundred dollars. I move the adoption.

PRESIDENT:

Senator Grotberg has moved the adoption of Amendment No. 4 to House Bill 2213. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2214.
Mr. Secretary.

SECRETARY:

Appropriations I Committee offers two amendments.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move that we Table Amendments No. 1 and 2.

PRESIDENT:

Senator Carroll moves to Table Committee Amendments 1 and 2 to House Bill 2214. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. Amendments 1 and 2 are Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 3rd Reading is House Bill 2214. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2214.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President and members of the Senate. House Bill 2214 is the FY '83 ordinary and contingent expenses for the Office of State Fire Marshal in the total

amount of five million three twelve four zero three. I ask for its adoption.

PRESIDENT:

Question is, shall House Bill 2214 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none Voting Present. House Bill 2214 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2213. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2213.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Grothberg.

SENATOR GROTHBERG:

Thank you, Mr. President and fellow members. This is similar to Senator Schaffer's bill, this is a bill to keep them well but keep them locked up. I move it...

PRESIDENT:

Question is, shall House Bill 2213 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 59, the Nays are none, none Voting Present. House Bill 2213 having received the required constitutional majority is declared passed. On the Order of House Bills 2nd Reading is House Bill 2215, the bill having been read a second time, Mr. Secretary.

SECRETARY:

Appropriations I Committee offers two amendments.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, and I would move to Table Committee Amendments 1 and 2.

PRESIDENT:

Senator Carroll moves to Table Committee Amendments 1 and 2 to House Bill 2215. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 3rd Reading is House Bill 2215. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2215.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Simms.

SENATOR SIMMS:

Thank you, Mr. President and Ladies and Gentlemen of the Senate...House Bill 2215, it appropriates money for the ordinary and contingent expenses of the Department of...of Insurance, as sent to us by the House of Representatives. I would move for its passage.

PRESIDENT:

Question is, shall House Bill 2215 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish?

Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none, none Voting Present. House Bill 2215 having received the required constitutional majority is declared passed. On the Order of House Bills 2nd Reading is House Bill 2216, the bill having been read a second time, Mr. Secretary.

SECRETARY:

Amendments 1 and 2 offered by Appropriations I.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move we Table Committee Amendments 1 and 2.

PRESIDENT:

Senator Carroll moves 'o Table...I'm sorry, Committee Amendments 1 and 2 to House Bill 2216. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Are there further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

On the Order of House Bills 3rd Reading is House Bill 2216. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2216.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Simms.

SENATOR SIMMS:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 2216 is the appropriation for the Liquor Control Commission at the level sent to us by the House of Representatives. I'd move for its passage.

PRESIDENT:

Question is, shall House Bill 2216 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 49, the Nays are 9, none Voting Present. House Bill 2216 having received the required constitutional majority is declared passed. On the Order of House Bills 2nd Reading, the bill having been read a second time, is House Bill 2217. Mr. Secretary.

SECRETARY:

Appropriations II Committee...this bill was in Appropriations I, was re-referred to Appropriations II, and they offer three amendments.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. At this time, I would move to Table Amendments 1, 2 and 3.

PRESIDENT:

Senator Buzbee moves to Table Committee Amendments 1, 2 and 3 to House Bill 2217. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY: Amendment No. 4 offered by Senator Carroll.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This...provides seven hundred thousand dollars CDB...pardon me, seventy thousand dollars CDB for rehabilitating the Effingham Armory kitchen and makes a technical change per the Comptroller's request, and I would move its adoption.

PRESIDENT:

All right, Senator Buzbee moves the adoption of Amendment No. 4 to House Bill 2217. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. Top of page 4, on the Order of House Bills 3rd Reading, 2210, Mr. Secretary. On the Order of House Bills 3rd Reading is House Bill 2210. Read the bill, please.

SECRETARY:

House Bill 2210.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. This is the appropriation for the ordinary and contingent expenses of the Department of Rehabilitation Services.

PRESIDENT:

Question is, shall House Bill 2210 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question,

the Ayes are 56, the Nays are 1, none Voting Present. House Bill 2210 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2217. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2217.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President and members of the Senate. House Bill 2217 is the FY '83 ordinary and contingent expenses for the Military and Naval Department in the total amount of six million eight seventy-seven one eighty. I ask for its adoption.

PRESIDENT:

Question is, shall House Bill 2217 pass. Those in favor vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 51, the Nays are 7, none Voting Present. House Bill 2217 having received the required constitutional majority is declared passed. On the Order of House Bills 2nd Reading is House Bill 2218, the bill having been read a second time, Mr. Secretary.

END OF REEL

HB 2218
HB 2219

REEL #6

SECRETARY:

Appropriations II Committee offers two amendments.

PRESIDENT:

Senator Carroll...Senator Buzbee. Senator Carroll.

SENATOR CARROLL:

I would move on behalf of Senator Buzbee that we Table Committee Amendments 1 and 2.

PRESIDENT:

Senator Carroll moves to Table Committee Amendments 1 and 2 to House Bill 2218. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 3rd Reading is House Bill 2218. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2218.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Grotberg.

SENATOR GROTBORG:

Thank you, Mr. President. This is the ordinary and contingent of the prisoner review board. I ask for a favorable roll call.

PRESIDENT:

The question is, shall House Bill 2218 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are 4, 1 Voting Present. House Bill 2218 having received the required constitutional majority is declared passed. On the Order of House Bills 2nd Reading is House Bill 2219, the bill having been read a second time, Mr. Secretary.

SECRETARY:

Appropriations I Committee offers two amendments.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

I move you, Mr. President, we lay upon the Table.

PRESIDENT:

Senator Carroll moves to Table Committee Amendments 1 and 2 to House Bill 2219. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Floor Amendment No. 3 offered by Senator Grotberg.

PRESIDENT:

Senator Grotberg.

SENATOR GROTBORG:

Thank you, Mr. President and fellow members. Floor Amendment No. 3 makes sure that the money that we put in the...increase in the fees to the race tracks goes into the laboratories, and I move the adoption.

PRESIDENT:

Senator Grothberg moves the adoption of Amendment No. 3 to House Bill 2219. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 2nd Reading is House Bill 2220, the bill having been read a second time, Mr. Secretary.

SECRETARY:

Appropriations I Committee offers two amendments.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move that we Table Amendments 1 and 2.

PRESIDENT:

Alright. Senator Carroll moves to Table Committee Amendments 1 and 2 to House Bills...House Bill 2220. Any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The amendments are Tabled. Are there further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 3rd Reading is House Bill 2220. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2220.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. Ladies and Gentlemen, House Bill 2220 appropriates one million a hundred and thirty thousand five hundred for the ordinary expenses of the Commissioner of Savings and Loans. I ask for its adoption.

PRESIDENT:

The question is, shall House Bill 2220 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, none Voting Present. House Bill 2220 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2219. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2219.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Grotberg.

SENATOR GROTBORG:

Thank you, Mr. President and fellow members. This is seven million eight hundred and seventy-eight thousand two hundred dollar appropriation for the ordinary and contingent expense of the Illinois Racing Board.

PRESIDENT:

The question is, shall House Bill 2219 pass. Those in favor will vote Aye. Those opposed will vote Nay. The

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3rd reading
0

voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 47, the Nays are 7, 2 Voting Present. House Bill 2219 having received the required constitutional majority is declared passed. Senator Bruce, will you handle 2223 for...with leave of the Body, Senator Bruce will handle 2223, top of Page 5. I've got amendments that I ought to present. On the Order of House Bills 2nd Reading is House Bill 2223, Mr. Secretary, the bill having been read a second time.

SECRETARY:

No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

On the...3rd reading. On the Order of House Bills 3rd Reading is House Bill 2223. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2223.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Bruce.

SENATOR BRUCE:

These are the funds for the House Speaker and the President of the Senate for staff equipment and district office allowance for the members. And I would ask for a favorable vote.

PRESIDENT:

The question is, shall House Bill 2223 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Senator Bruce, if you can...have all voted

who wish? Have all voted who wish? Take the record. On that question, the Ayes are 59, the Nays are none, none Voting Present. House Bill 2223 having received the required constitutional majority is declared passed.

PRESIDING OFFICER: (SENATOR BRUCE)

House Bill 2222, which was read a second time on June 24th, '82. Are there amendments, Mr. Secretary, please?

SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senators Rock and Carroll.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock on Amendment No. 1. (Machine cut-off)...Rock on Amendment No. 1.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. After some lengthy discussion with the Speaker and the Minority Leader and the Minority Leader of the Senate, we are adding three hundred thousand dollars to the...meet the ordinary and contingent expenses of the Senate. This will take effect next January and will afford, I hope, the membership some...additional support in their district office. And I move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SECRETARY:

Amendment No. 2 offered by Senator Rock.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

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2nd Reading

Thank you, Mr. President. Amendment No. 2 is in my hand at the request of the Speaker and the Minority Leader. They added additional money for the House. This rearranged it according to the lines where they see the most need for it, increased printing costs and some other things. It is a total addition on our part of an additional sixty thousand...or eighty thousand dollars, and I would move adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SECRETARY:

Amendment No. 3 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator...Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 3, again, is at the request of the House for the expenses of two special House of Representatives committees in the amount...total amount of a hundred thousand dollars, twenty-five thousand for the Rape Study Committee and seventy-five thousand for the House Committee on the Medical Assistance Program. Again, at the request of the House, and I would move adoption of Amendment No. 3.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 3. On the motion, all in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 2247. Mr Secretary, the bill was read a second time on the 24th of June. Are there...are

there amendments?

SECRETARY:

Committee...I mean, yes, Appropriations Committee I offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll on Committee Amendment No. 1.

SENATOR CARROLL:

I move to you, Mr. President, that we lay it upon the Table.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to Table. On the...on the motion, all in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is Tabled. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Keats.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Keats on Amendment No. 2.

SENATOR KEATS:

Amendment No. 2 does something we should have done ages ago. So everyone's aware, this is the State Appellate Defender...Appellate Defender. In other words, these individuals are hired to defend people who have already been convicted of crimes. They are not defending people who are deemed innocent. They're convicting people who are deemed guilty. And I thought, perhaps a way to help balance the budget might be to remove one million six hundred ten thousand nine hundred and thirty dollars. I figure if they're...already convicted, there is not quite the rush there would be if we were looking for defenders in the circuit court. So, this would reduce the appellate defenders

office by fifty percent. I say , and again, we are dealing only with people who are already convicted criminals.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there discussion? Senator Rock.

SENATOR ROCK:

Yes, I rise in opposition to this amendment. It is one thing if one reads the case law to establish the right of appellate procedure at all, but once established...once established, we have necessity under our laws and Constitution have to afford equal opportunity. This, unfortunately, would cut that equality of opportunity. There are folks who are simply unable to afford competent counsel to pursue their rights on appeal. We, some years ago, embarked as a matter of public policy...as a matter of fact, I think it was back in 1971 when Senator Everett Laughlin sat right about where Senator Rupp is and persuaded us that this was a great idea and that we ought to do it, and many of us agreed with him. The fact is, there are people who cannot afford competent counsel on appeal. This State has afforded everyone the right to pursue an appeal. If we're to afford that right, we ought to afford equal opportunity. I urge the rejection of Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

Yeah, question of the sponsor.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield. Senator Bloom.

SENATOR BLOOM:

Senator Keats, it's my duty to carry this bill and I haven't seen the amendment, and would you explain to me exactly how it breaks out and what you're about. First, explain how it breaks out.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Keats.

SENATOR KEATS:

The amendment was drafted some time ago, and being quite frank, during all the shenanigans on the appropriations, for which you are not to blame, and I credit our appropriations people for at least putting up with the shenanigans and attempting to do the right thing by the budget, I was unaware it had not been shown to you. I'd be more than happy to show you a copy of the amendment. It cuts everything by fifty percent.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

Well, that...that doesn't answer the question, really. I mean, what's cut and what are you taking out and how are you compromising the operation of this office? I think the Body at least deserves an explanation. Are you cutting down on the number of support staff, the number of attorneys, or so what?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Keats.

SENATOR KEATS:

As I said, fifty percent everywhere. It's a clean cut across the board.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

Would you care to share with the Body how you arrived at this number?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Keats.

SENATOR KEATS:

Yes, I looked at the number of criminals who are being defended...at the public payroll, people who are already con-

victed criminals, these are not people who are deemed innocent, these people are deemed guilty, being paid for at or by public taxpayers, we were funding this, and I thought this would be an appropriate place to start to cut back. There was a mistake in comment made that this might block them getting counsel. That isn't true at all. They will get counsel, they just might not get quite as much. Now, you have to remember, the Supreme Court has called for a hundred and fifty additional pro bono defense...specialists or assistants here, so that in reality, even with this fifty percent cut there will be more people at the appellate defender level if the Supreme Court has its way, and they normally do.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

Well, I'm...I'm sympathetic with the psychological concern for the taxpayers, and I...I certainly share it, and so on and so forth. But as a practical matter, as we slow down this appellate process by cutting back on the head count and what have you, and I'm sure you have one hell of a closing speech together, Rog, we are now opening ourselves up for more of those Section 1983 Civil Rights suits in the Federal courts, so it seems to me that this is penny-wise and pound-foolish. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Newhouse. Alright. Senator Keats may close.

SENATOR KEATS:

Okay, my closing remarks are several. Number one, I want to stress again, we are not dealing with public defenders at the circuit court level, where you're dealing with a person where you have the supposition that individual is innocent; we are at the appellate court level where you're already dealing with convicted felons. Number two, even with my

amendment that reduces the budget by fifty percent, there will be more defenders at the appellate level next year than there are this year because of the Supreme Court will have a hundred and fifty new individuals involved. This program is one of those programs about fifteen years ago the Feds handed to us a hundred percent Federal funding saying, look what we've done for you, and sure enough, within a few years like, all these Federal programs, it's now ended up a hundred percent State funding. So, what we have is a combination of several points. We are not reducing the counsel available, there will be an increase. This is a program that was a hundred percent Federal and we were foisted off on now paying a hundred percent locally. And I want to stress, we are dealing only with...only with convicted felons. I would appreciate your support. If we're to have a budget that is anywhere near in line, if we are to help cover up the mistakes made in the House, we've go to start cutting back and showing some intent somewhere, and I think convicted felons might be just the area.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 2. On the motion, all in favor say Aye. Opposed Nay. Opinion of the Chair, the Nays have it. There's been a request for a roll call. The question is on the adoption of Amendment No. 2. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 19, the Nays are 34. Amendment No. 2 is lost. Alright. Further amendments, Mr. Secretary?

SECRETARY:

Amendment No. 3 offered by Senator Keats.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Keats.

SENATOR KEATS:

I will withdraw this after I explain it. After we cut their budget by fifty percent, I was adding something back. I was adding a hundred dollars to help pay for moving their headquarters to Angelo's Towhead, which is a sandbar just off the tip of Cairo. A couple years ago we moved them to Angelo's Towhead, in some Conference Committee they were moved back to wherever they're hidden out now. This hundred dollars would have allowed them to move there just before the spring flood so the Mississippi River could have drowned every one of them. But, since I lost the previous amendment, out of generosity, I will withdraw this one.

PRESIDING OFFICER: (SENATOR BRUCE)

The amendment is withdrawn. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Read the bill a third time, Mr. Secretary. Senator Bloom, are you ready? Read the bill, Mr. Secretary.

SECRETARY:

House Bill 2247.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

This is at the same level it left the House, although I...although I know that Senator Keats thinks he's still in the House. I move...move its passage.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill...

SENATOR BLOOM:

He....he didn't hear me, he was off running over to the press box, but you know how that is.

PRESIDING OFFICER: (SENATOR BRUCE)

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3rd Reading

Senator Berning.

SENATOR BERNING:

I know it won't do a bit of good, but I just have to get it off my chest. I...I really was impressed by Senator Keats' amendment. It would have made this bill just a little bit more palatable. But if there is anything that is more galling to you and my fellow citizens, it's to have to pay out of our tax dollars for someone to defend a criminal who has killed, raped, robbed or a dozen of other different things, a neighbor down the street. I think that a time has come when we ought to eliminate this altruistic gesture. I would suggest a red vote on this one.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom, do you wish to...

SENATOR BLOOM:

Close. Yeah.

PRESIDING OFFICER: (SENATOR BRUCE)

Close.

SENATOR BLOOM:

Right. Well, Senator Berning, if you feel bad, how do you think I feel? Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2247 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 34, the Nays are 25. House Bill 2247 having received the required constitutional majority is declared passed. We'll go back to House Bill 2222. Senator Rock. Read the bill, Mr. Secretary, please, the third time.

SECRETARY:

House Bill 2222.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the FY '83 appropriation for the ordinary and contingent expenses of the Illinois General Assembly, both the House and the Senate. The total amount is roughly fourteen million dollars, and I would point out that it is at least one hundred thousand dollars below the FY '82 figure appropriated and...and that will be spent. I urge your favorable support.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2222 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 45, the Nays are 9, none Voting Present. House Bill 2222 having received the required constitutional majority is declared passed. House Bill 2279, which was read a second time on 6-24-82, are there amendments, Mr. Secretary?

SECRETARY:

Amendment No. 1 offered by Appropriations I.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move that we do adopt Amendment No. 1. This is the awards that had been approved at the time the committee had met, those that have actually been signed by the Court of Claims, and I would urge that we adopt Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the floor?

SECRETARY:

Amendment No. 2 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

I would move...I would withdraw Amendment No. 2...wait a minute. Oh, I'm sorry. This would be the awards that had come to us since committee that have been signed by the Court of Claims. We understand, if I may explain, that there are several others that have been approved...that may have been approved by the court. We had suggested, Senator Sommer and myself, that after we do this one, we send it back to the House so that they can put it in a conference and we can verify that those...the rest of those have, in fact, been signed off, and have asked members not to offer them now so that we can do it then. But these have been, in fact, signed by the court, and I would move adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SECRETARY:

Amendment No. 3 offered by Senator Sommer.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sommer is recognized on Amendment No. 3.

SENATOR SOMMER:

Thank you, Mr. President. In my...our discussion, Senator Carroll, I had forgotten that we had filed this amendment. This one takes out the award for Hart. We had discussed this matter, this is an award for attorneys who are

involved in the redistricting. This is the award for one of them, it's not the full award according to the Federal court. The Federal court order has been appealed, and we would like to...to study this matter over the summer and maybe come up with some sort of conclusion later on in the year. But to do one award for one person at not even the full level in a case that's being appealed didn't seem to us to be very logical, and we would prefer that it stay out of the bill in...in the event that we cannot control the House action. We would request the House...we're going to make the request to the House, as soon as we can, to place this bill in a Conference Committee where this and numerous other amendments that seem to be coming out of the wings to give people money can be more fully discussed in a quieter atmosphere.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 3. Discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

The sponsor yield for a question?

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield.

SENATOR GEO-KARIS:

Is this amendment also adding eighty-seven thousand nine hundred and eight dollars to pay John B. Simon for legal services rendered the Illinois Racing Board?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sommer.

SENATOR SOMMER:

To the best of my knowledge, it's not...not the topic of my amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Rock.

SENATOR ROCK:

Yes, thank you, Mr. President and Ladies and Gentlemen of

the Senate. I'm not sure I fully understood Senator Sommer's rationale for wanting to cut this out. There is admittedly a court order. This gentleman was retained by the duly authorized constitutional body of the Legislative Redistricting Commission, and the court ordered that certain fees were to be paid. I...I don't see what the problem is.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Sommer may...may close.

SENATOR SOMMER:

Well, it's my understanding that this...this item is for one hundred and some thousand dollars. I don't have the figure before us. The court...the Federal court decided that these...some of these folks ought to get triple fees, so this...our potential liability, the State Government, could be perhaps three hundred thousand dollars as we understand this.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

We...we are mixing, I think, apples and oranges. There...there were two cases, unfortunately, in the Federal district court, fortunately, the congressional redistricting case, and there was a court order for fees, which I am told is...reliably, is being appealed, and I don't quarrel with the fact that it's being appealed, the...certainly the State has a right to do that, in the amount of some four hundred thousand dollars. This relates to the State court redistricting. A voucher for payment, although other fees were, in fact, paid was rejected rightfully so by the Comptroller because there simply wasn't enough money, and we are now attempting to follow that court order and pay what is due and owing. There are other, I will admit to you, other petitions for fees that are pending before the Federal district court in the legislative redistricting case. The court has not yet

acted. When the court acts on those other requests from the party's plaintiff, we will be faced, I suggest, with a similar situation. We will, of course, have to appropriate money to pay them. This is a legitimate request and I just simply don't understand why we're knocking it out.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sommer.

SENATOR SOMMER:

Thank you, Mr. President. Our discussion centered around, Senator Rock, the concept that if we pay one person for...for any work in this matter, and this person may be entitled to the money, we're not arguing that, that we may open the doors for everyone to come in, claim that we set a precedent and...and require that we pay. Secondly, we're under a Federal court order, perhaps, to pay, but we have denied Federal...we've been under Federal court orders to pay money before and we didn't pay it. And I can cite you some examples over the years where we didn't do it. We'd like to obtain a uniform policy on this, determine the extent of our liability and to whom we're liable. This is one of the reasons we'd like to see this bill in...in the Conference Committee to be able to discuss these things, but we're concerned that we don't control the House's actions, and they may over there take the bill and pass it somehow with this item in it. We're not arguing the particular validity of this...this item, but it...we don't know what it leads to beyond this. Otherwise, we have other claims kicking around the halls here that people are saying have been awarded by the court. We have no idea whether they've been awarded by the court, they've come forward to us tonight. Again, an argument for getting us into a Conference Committee. But if there's any possibility that the House could pass this thing without getting us into a Conference Committee, we would prefer to see this particular item out until we could estab-

lish a uniform General Assembly policy towards payment of those who worked on the remap. We're not saying that some people are not entitled to payment, but just who are they and to what...what's the extent of the liability. We have no idea now.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Well, again, I reemphasize that we are frankly talking about two different cases, I am sure. In...in the legislative redistricting case the Defendant Commission and the Democratic members of that commission were represented by Mr. Hart, and at the close of that case, Mr. Hart submitted a voucher for payment. The party's plaintiff now have petitions filed, I am told, with the Federal district court, no resolution yet of those petitions. No...as far as I know, no hearing has yet been set. But the fact is that this is a bill that is due and owing for services rendered on behalf of a duly authorized and constituted legislative commission, and to deny them at this point, I think, flies in the face of established policy. We have the policy around here that...that we pay for services due and owing. And for those who... who for one reason or another are denied their compensation for just services, they are to be paid by the Court of Claims, and that's just exactly what we're doing.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I have been informed the Court of Claims has not decided this issue yet. I might say that this is a hundred...almost a hundred and ninety-eight thousand dollars just for the Democrat side. And I don't care if they had twenty lawyers on it, if anybody can justify a hundred

and...a hundred and ninety-seven...almost a hundred and ninety-eight thousand dollars, I'll eat your hat. You know, the Republicans haven't put their bill in yet. I don't think there's any justification for this at all, and to think that the Federal courts would triple the...the fees is absolutely...I was on that commission, and I'll tell you one thing, nobody did any work to amount to that kind of money, I will assure you of that, and I don't care if it was the greatest lawyer in the world.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Well, just...just for the purpose of the record to clear up a couple of things. One, there...there is no question of...of treble fees in this...in this instance. The amount of Mr. Hart's claim is...is one that is wholly justified, has, in fact, been approved as reasonable by the Attorney General in the amount of one hundred and twenty-three thousand dollars. The treble fee is in the congressional case which the Attorney General has seen fit to appeal, which is his right. This is an altogether different situation. And, as a matter of fact, those who...who represented, I am told, the Republican party have, in fact, filed for fees in the legislative redistricting case, in...in an amount in excess of two hundred thousand dollars. Now, whether or not the court allows those kinds of fees is, frankly, up to the court. But I will suggest to you that when the court orders that they be paid, we're probably going to have to pay them, and I certainly will stand for that payment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. The Court of Claims has not come to a conclusion on

this matter, and I don't care if the Republicans have a claim in for four hundred thousand dollars, quite frankly, it isn't worth it. And I was on that commission, I went...I never missed a meeting and anybody can tell me that...that the...the legal fee for that just on the one side is a...hundred and ninety-eight thousand almost totally, I can't believe it in my wildest, wildest dreams. And I know what the Federal court did hasn't got a thing to do with this, I understand it, but they tripled the fee. You know, one of these days somebody ought to sit down and use a little common sense when it comes to legal fees. I mean, it's getting so out of line I can't believe what...what they think they can get away with, and maybe they'll get a way with it, I don't know.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

Well, you know there are probably a lot of things you can't believe, Senator "Pate" Philip, and...and...maybe that's why the thing ended up in court. But you're confusing apples and oranges, and if we are going to make this a partisan issue over a man's livelihood, I suggest to you that, you know, you look at some of the monies that were paid out to consulting fees on your side of the aisle. The man is entitled to his...to be paid. He did the work, and if we want to kick this thing around and make this a partisan issue, I simply suggest you find some other issue to fight about and we pay our bills.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Rock.

SENATOR ROCK:

Well, I...I don't want to keep beating on this, but there are just some...some things that...there are...there are petitions for fees filed by the three party plaintiffs, the

Republicans, the...the other two minority groups in this case for an amount in excess of six hundred thousand dollars, close to three-quarters of a million. Now, what the court does with those, frankly, is the court's business. The fact is, this gentleman did the work, he charged a reasonable fee, the reasonableness of that...of that fee has been approved by the chief legal officer of this State. It is admittedly a bill that's due and owing. We ought to appropriate the money, and I think to cut it out is simply turning our back for...for less than honorable reasons on a...on a just debt and we ought not do it.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Newhouse.

SENATOR NEWHOUSE:

Thank you, Mr. President. I...I feel constrained to speak on this issue for the sole reason that I have a conflict of interest, I was a lawyer in that matter. I would suggest to those of you who are trying to evaluate this, if you think that was a simple matter, you're wrong. There was an awful lot of work that went into that case, and while I oppose the person who has put in the bill for the fees, I would suggest to you that those fees were darn well earned. There was a lot of money...a lot of work in that case. So, I...I...I state my conflict of interest, I'm not sure what I ought to do, 'cause this doesn't deal directly with me although it...peripherally it might at some point, but I'd like that to be known. Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Well, Mr. President and Ladies and Gentlemen of the Senate, I suppose I have a conflict of interest because I'm an attorney, and God knows I'm not a jealous attorney, but I do think the fees are horrendous. Both sides spent an awful

lot of money for a lot of very, very poor redistricting for the most part, and I...I really feel that they probably should refund the State some money. So, I'm speak in favor of the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Weaver.

SENATOR WEAVER:

Well, just a question, Mr. President. Because of our inability to resolve redistricting, it's costing the taxpayers some four to six hundred thousand dollars, is that a reasonable assumption? Can anybody answer that? Is it costing the taxpayers four to six hundred thousand dollars because we were not able to redistrict the State?

PRESIDING OFFICER: (SENATOR BRUCE)

...Senator...can anyone answer Senator Weaver's question to the Body? Senator Rock.

SENATOR ROCK:

I...I will attempt to...by saying that conceivably it could, yes, Sir. We have appropriated...we did appropriate out of this Assembly last year for the purposes of that commission an amount of...of two hundred thousand dollars, which amount has been spent, by all four groups, I might add, in concert. Fees are going to be, if the Federal court allows, fees for the party's plaintiff and mandates the State to pay them, it could...it could run that much, yes, Sir.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Weaver. Further discussion? Further discussion? Further discussion? Senator Sommer may close.

SENATOR SOMMER:

Thank you, Mr. President. The...the intent of the amendment is to allow us to have time to determine the ultimate liability, if any, of the State of Illinois to pay these claims. Who's to say that somebody isn't going to come winging in here with another hundred thousand dollars because

they simply thought about doing this. We have no idea of the magnitude of the...the potential claim here, and this is only one element of it. I would suggest this be taken out at this time. We're still going to be here another day or so, we can try to put this matter together. There's no hurry right now, but it would be to the advantage of all of us, I believe, if this was removed from this budget at this time.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is on the adoption of Amendment No. 3 to House Bill 2279. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 29, the Nays are 29. Amendment No. 3 is lost. Further amendments?

SECRETARY:

Amendment No. 4 offered by Senator Sommer.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke. Senator Lemke.

SECRETARY:

Amendment No. 4 offered by Senator Sommer.

PRESIDING OFFICER: (SENATOR BRUCE)

Oh, Senator Sommer.

SENATOR SOMMER:

Thank you, Mr. President. At this time we would withdraw this amendment. This is one of these that has come in from the wings in the waning moments.

PRESIDING OFFICER: (SENATOR BRUCE)

The amendment is withdrawn. Further amendments?

SECRETARY:

Amendment No. 4 offered by Senator Keats.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Keats.

SENATOR KEATS:

This is thirty-five thousand bucks for a guy named Casey

Moran for services provided in the University of Illinois Medical Center campus, payments due, but because there's not a lapsed appropriation the Court of Claims cannot make the payment. If the Court of Claims says, no, it doesn't get appropriated, then the money lapses is my understanding. Supposedly, this was agreed.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion of the motion? Senator Carroll.

SENATOR CARROLL:

I would have asked Senator Keats to withdraw this motion. This is a case, as I understand it, that is pending and...before the Court of Claims. It is also...the language is technically incorrect and inoperative, but the court has not, in fact, made an adjudication on this and that's why it fell into that category that we asked you not to try an adopt at this time. Both...it is technically incorrect and would be patently illegal to appropriate.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Keats may close.

SENATOR KEATS:

Thanks for the advance notice. I'll withdraw it then. I thought it was an agreed amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

The amendment is withdrawn. Further amendments?

SECRETARY:

Amendment No. 4 by Senator Sommer.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sommer.

SENATOR SOMMER:

This is another one of those that has come out of the wings, that's why we have to put this in a Conference Committee, because all of the sudden these claims become very urgent. We never heard of them a couple of months ago.

PRESIDING OFFICER: (SENATOR BRUCE)

The sponsor asks that the amendment be withdrawn. Further amendments?

SECRETARY:

Amendment No. 4 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR BRUCE)

The amendment is withdrawn. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 2283, Senator Carroll. The bill was read a second time. Are there amendments, Mr. Secretary?

SECRETARY:

Amendment No. 1 offered by Appropriations I.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

I would move you, Mr. President, that we lie that upon the Table.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion it to Table. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Weaver.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Weaver on Amendment No. 1.

SECRETARY:

I'm sorry, Amendment No. 2, Mr. President.

SENATOR WEAVER:

Thank you, Mr. President. This would add sixty thousand

dollars for the initial operating expenses of the Illinois Farm Development Authority, and I'd move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion? Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment...No. 2 is adopted. Further amendments?

SECRETARY:

Amendment No. 3 offered by Senator Weaver.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Weaver.

SECRETARY:

Senator Weaver, I think what we have is duplicate amendments have been offered for you.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Weaver withdraws the amendment. Further amendments?

SECRETARY:

No...no further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Alright. Now, we'll go back to 2279. Senator Carroll, are you ready? Read the bill, Mr. Secretary, a third time.

SECRETARY:

House Bill 2279.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This bill as it now stands is those awards signed by the Court of Claims, to our knowledge, as of, probably, yesterdays date's plus those items such as lost vouchers that were over three years old but had been awarded in the past to which we are awarding the money to replace, plus those items

where the court had found that, in fact, the people were entitled to the payment but there had not been sufficient lapsed funds, so we are making up the deficit. And I would move for a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Would the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield.

SENATOR GEO-KARIS:

Besides the...what is...how much does the...how much are the legal fees for William Hart?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

As I recall the half hour discussion, they were one hundred twenty-three thousand dollars.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

And how about the legal fees to John Simon for services rendered the Illinois Racing Board?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

If I remember the figure, it was eighty-seven thousand eight hundred and ninety dollars.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator...

SENATOR CARROLL:

But I may not be exactly right, I'm within a thousand.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll...Senator Geo-Karis.

SENATOR GEO-KARIS:

Were...were there any other legal fees besides those two encountered in this bill?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

I would assume there are hundreds that are in the Court of Claims awards bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Much as I...let's just...President and Ladies and Gentlemen of the Senate, much as I respect and have the highest regard for the sponsor of this bill, I as a practicing attorney for many years cannot see these horrendous fees, I cannot...but believe that these attorneys could have gauged their time, expedited things so the bills weren't...wouldn't be that high, and I feel we owe it to the taxpayers to resolve ourselves into protecting some of their money. And I...maybe it's a conflict of interest as an attorney, I still feel it's much too much money for very little accomplishment, and I speak against the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? The question is, shall House Bill 2279 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 28, the Nays are 30. And House Bill 2279 having failed to receive a constitutional majority is declared lost. House Bill 2283, Senator Carroll. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2283.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

...thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the OCE for the Office of the Treasurer and I would move for a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

Question...discussion? The question is, shall House Bill 2283 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are 4, none Voting Present. House Bill 2283 having received the required constitutional majority is declared passed. House Bill 2239 was read a second time on June the 24th. Are there amendments, Mr. Secretary, please?

SECRETARY:

Amendment No. 1 offered by Appropriations I Committee.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

First, I think, Mr. President, to correct the record and the board, 2339 should be the correct number. And I would move you, Mr. President, that we Table Committee Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to Table...motion is to Table Amendment No. 1. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is Tabled. Further amendments? Senator...Senator Carroll, I...the Secretary indicates he has two amendments.

SENATOR CARROLL:

There were two committee amendments and I would move to

Table both of those.

PRESIDING OFFICER: (SENATOR BRUCE)

Okay. Motion is made to Table No. 2. On the motion, all in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Further committee amendments?

SECRETARY:

Tabled.

PRESIDING OFFICER: (SENATOR BRUCE)

Tabled. Amendment No. 2 is Tabled.

SECRETARY:

No...no further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 3 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. As a result of inaction on certain substantive bills, there...this is to reduce the appropriation by twenty thousand in one line and in computers by forty thousand. I would move adoption of Amendment No. 3.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. 2345, Senator Carroll. The bill was read a second time on June 24th. Are there amendments, Mr. Secretary, please?

SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. This is a reduction amendment of forty-nine thousand dollars. I would move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SECRETARY:

Amendment No. 2 by Senator Johns.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator...

SECRETARY:

I'm sorry, they say they don't want that. Amendment No. 2 by Senator Thomas.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Thomas is recognized on Amendment No. 2.

SENATOR THOMAS:

Thank you, Mr. President. This amendment adds twenty-two thousand dollars from the Ag Premium Fund to the Department of Agriculture so they can replace a cattle barn at the Mercer County Fairgrounds which was destroyed by fire during the summer of 1981. I would move for its approval.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion of the motion? Senator Carroll.

SENATOR CARROLL:

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

Senate. This time I have to oppose this amendment. This has nothing to do with ag premium funds in this bill, and we...it's basically the first time we have seen it. We know of no approval of this by...as an add on by the Governor or anything else, and it's my understanding he is, in fact, opposed to it as well. I would urge the sponsor to either withdraw it or we would oppose it.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Thomas may close.

SENATOR THOMAS:

Well, thank you, Mr. President. We seem to have a dilemma here. We can spend five thousand dollars for stained glass windows for State police headquarters in my district, but if we don't accept this amendment, and if those cattle get wet this summer, it's not my fault.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 2. On the motion, all in favor say Aye. Opposed Nay. In the opinion of the Chair the negatives have it and the amendment is lost. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Alright, Senator Carroll, on 2345 we advanced it to 3rd, and I understand that through some confusion there is another amendment that was down here and withdrawn and now it's back in. Senator Carroll.

SECRETARY:

Amendment No....

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave to return the bill to the Order of 2nd Reading for the purpose of amendment? Leave is granted. Are there further amendments, Mr. Secretary?

SECRETARY:

Amendment No. 3 offered by Senator Johns.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Johns.

SENATOR JOHNS:

Ladies and Gentlemen of the Senate, I address you knowing full well the outcome of this amendment. It's a sad day for me in that the judge...Judge Simon today ruled against Dixon, Adler and Bowen. I have in my mind the impression of a Governor dedicated to building more prisons and closing mental health centers. I have the impression in my mind of Doctor Ron Biddle at Anna rushing to combine children with adults in a hundred year old institution, cancelling a beautiful program of education of Bowen residents. I have in my mind A.L. Bowen, a children's care advocate. If he could just but see the amendment offered by Senator Grotberg here, and that the title it says, "Bowen Correctional Facility." Can you imagine a mind in the man of a few years ago that fought for children, and having an institution named after him of A.L. Bowen's Children's Center and having after his name Bowen Correctional Facility, offering two million four hundred and fifty-five thousand one hundred dollars for operating a facility in the future for criminals, and at the bottom a million and forty-four thousand dollars to renovate a building that we just spent four and a half million dollars on to make accredited and certified for children. Can you imagine what a turn of events we have had in this State to take beautiful programs of education that are operating, that are under certification from the Federal Government bringing millions of dollars back, and the Governor reversing himself entirely saying, it's not financial because they were doing what I asked them to do? It's just that I want to combine the institutions, and will you as members of this day remember that you are part of this program, and if you vote against me for the restoration of funds to operate it, that

you're advocating the same thing of helping prisoners. Because you pay twenty-five thousand dollars a year to house a prisoner and yet we cut tuition benefits, we cancel scholarships for kids today and deny them the very path that they would lead them away from the prisons that we're building. Think about it. The amendment I have is for five million four hundred and twenty-four thousand dollars to supply the monies to operate Bowen Center. It's no use even having it. The courts have ruled against it, but I just want to go on record as once more trying to tell you what you're doing to the children of that community, and so there it be. Vote as you wish on the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

(Machine cut-off)...discussion? Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This is a five and a half million dollar add on for the Department of Mental Health and Developmental Disabilities to maintain a children's center at the A.L. Bowen Center in Harrisburg. The issue has been decided, it's been decided several times. It was decided first by the Governor, rightfully or wrongfully he made the decision. The center is in the process of closing. The General Assembly, both the House and the Senate, have made the...decision two or three times with the rejection of this attempt. Today the Illinois Supreme Court made the decision, finally, once and for all, saying that the Governor was within his statutory rights, and, in fact, today the gentleman who has been running the educational program at the A.L. Bowen Center started rifting those teachers, and, in fact, those teachers are today starting to be hired by the Tri-County Special Ed District to teach in this program but headed by a different educational administrator, which is where a lot of this fight came from to start with, not all of it but a lot of it. A lot of those teachers are going to go

to work. As a matter of fact, the educational program will start up on July the 8th. The facilities that those children and some adults who were at Bowen, the facilities at Anna in some cases are much superior to what they had at Bowen, although Bowen was a very fine institution. Those children that are going to live in the cottage situation at Anna are living in much better facilities than what most of us live in in City of Springfield, I would submit to you, and, in fact, live in...will be living in much better facilities than what some of us live in in our own homes. There are others who will be living in a building that is an old building, it has been rennovated. It is a magnificent old building, but it is an old building. The educational facility they will be attending at the Anna Mental Health Center is four superior...four superior to what they had in Harrisburg, Illinois. The Governor has made the decision, he has announced...and, in fact, just this evening this General Assembly passed a bill which added the money for Bowen to be a Department of Corrections facility. Again, whether the Governor was right or whether he was wrong, at least there will be employment provided in Harrisburg. Not all of those same people that were working in the Bowen Developmental Disability Center will be employed there, but there is employment provided whenever they get the correctional facility started. Right now, the thing for us to do is to defeat this amendment once, and I hope, for the last time.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Schaffer.

SENATOR SCHAFFER:

Well, Senator Johns, I...I suspect I didn't know too much about Mr. Bowen, and I suspect, perhaps, he wasn't much of a prison enthusiast, but let me suggest something that, perhaps, hasn't been said and ought to be put in the record at least once during this Session. We are closing some of these

DD facilities, and I think Mr. Bowen would be happy about that to be real honest with you, because we're closing them for a couple of very good reasons. One, because we have started the role or job of setting up an effective community based program in almost all parts of the State, regrettably not all parts of the State yet, that's going to allow these children to stay with their families or close to their families. And I think Mr. Bowen would approve of that. And also, because of the prevention programs led...poisoning in children, testing for PKU, some of the programs we have on alcohol fetal syndrome, and frankly, just some of the prenatal programs we have, we are eliminating the DD clients, and I hope one day that all of these facilities will be closed, and I don't think anybody that's got one of these facilities named after them that fought for that day will be disappointed. I join with Senator Buzbee in opposing the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Sommer. Further discussion? Senator Johns may close.

SENATOR JOHNS:

Well, I don't know where Senator Buzbee has been, but the cottages have been declared not certifiable because they're wooden in construction, the corridors are not wide enough, they do not have audio-visual alarms for the deaf and the hearing impaired, they have been declared unusable. His good friend and colleague and his hometown associate used that one cottage and decorated it with brand new furniture, and where he got the money I don't know, but he used that as a showcase, and he found out that it wasn't just going to be accepted by the parents. He led us all through those beautiful perimeters of that building with a fireplace and said the kids can roast hot dogs in there. That is really some symbolic statement by a man of mental health picture. But

let me tell you this, he had all those others planned to rennovate, but now they're not usable. And your educational system you're talking about, there is none as good as Joe Glassford had in the Wabash Valley System. None. Most of those teachers you're talking about come from your town, and you're talking about your hometown where these people are going to be employed. It benefits you at the expense of the children at Bowen. Now, that's what I'm saying, and I dare say that you might have felt different if this was in another town, another place and not with your friend and...and life-time friend and classmate. But I'm telling you this, you're going to remember this day, because these children are being transferred against the wishes of the parents, against their better treatment, and the law states clearly and emphatically that they're entitled to better adequate...or better care. And I'll bet you a hundred dollars to a doughnut they'll not get it, because you're putting them in a facility where the building was twenty years closed. He says the beautiful old building. Well, I happen to come upon you, Senator Buzbee, with Doctor Biddle one Saturday, and I asked him about the insulation on the pipes. Oh yeah, that's going to have to be replaced. I asked him about the wiring that had been there twenty years passed. He said, let me tell you, my electrician tells me that's better than today's. Can you imagine the brittleness of a copper wire twenty years old or older? And he's telling me...a man of integrity is supposed to be telling me that that's better than today's wiring. I tell you that there's been a sham put forth on the people. Thank you, Mr. President, I conclude.

PRESIDING OFFICER: (SENATOR BRUCE)

Thank you, Senator Johns. The question is on the adoption of Amendment No. 3. Senator Buzbee.

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END OF REEL

REEL #7

SENATOR BUZBEE:

Well, I would agree with Senator Johns in only one portion of his argument. Doctor Ron Biddle is a very good friend of mine.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is on the adoption of Amendment No. 3 to House Bill 2345. Those in...those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 22, the Nays are 27. Amendment No. 3 is lost. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. 2339, Senator Carroll. Read the bill a third time, Mr. Secretary, please.

SECRETARY:

House Bill 2339.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the...operating ordinary and contingent expenses of the State Board of Elections at four million seven hundred and eighty-two thousand three hundred dollars. I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2339 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open.

Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 51, the Nays are 2, 2 Voting Present. House Bill 2339 having received the required constitutional majority is declared passed. House Bill 2345, Mr. Secretary, read the bill, please.

SECRETARY:

House Bill 2345.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

The bill does as the synopsis says, and I would ask for a favorable roll call on...

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2345 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 34, the Nays are 20, 2 Voting Present. House Bill 2345 having received the required constitutional majority is declared passed. House Bill 2370 was read a second time on June 24th. Are there amendments, Mr. Secretary, please?

SECRETARY:

Amendment No. 1 offered by Appropriations I.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I would move that we Table Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to Table. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the floor?

SECRETARY:

Amendment No. 2 offered by Senator Carroll

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 2 adds back that which was in Amendment No. 1 as to which commissions; however, it no longer implies the four percent, or the PIPS, or the guidelines. And I would move adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SECRETARY:

Amendment No. 3 offered by Senator DeAngelis.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator DeAngelis on Amendment No. 3.

SENATOR DeANGELIS:

Is that the six...thousand dollar amendment?

SECRETARY:

Yes.

SENATOR DeANGELIS:

Thank you, Mr. President. This is a...a sixty-eight hundred dollar appropriation for the Commission on the Status of Women. When...recently the LIS unplugged six commissions from their computer system, and this, in fact, puts in the money necessary for them to do their work.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 3. Is there discus-

sion of that motion? Senator Totten.

SENATOR TOTTEN:

Thank you, Mr. President. From the explanation, I don't know who got unplugged, but I don't understand what you said at all. It went from six thousand to sixteen hundred from the time you started.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

...I may amplify a confusing situation, and I'm sorry, Senator DeAngelis, but you are wrong. In fact, what happened pursuant to guidelines, the LIS is no longer providing the cost of equipment to various commissions. The commissions have to do it themselves. They are one of six that is sharing this equipment, and it is our understanding, each of the six have to pick up their pro rata share. This does not come out of the Status of Women's budget of six thousand dollars. There is no bill to them for that amount, but, in fact, they would have to pay approximately one-sixth thereof one thousand dollars. We, in fact, gave them a ten thousand dollar increase in their budget as it moved through, so there should be sufficient funding to cover the one thousand. We have been further advised that were they to get this money, it would not be used for this purpose but for some other equipment they had wanted to buy, because they expect the other five to pickup their share.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator DeAngelis may close.

SENATOR DeANGELIS:

Well, if...if Senator Carroll's explanation is correct, I will withdraw the amendment. The information I was given is that this would be their pro rata share of the cost after being unplugged from the system.

PRESIDING OFFICER: (SENATOR BRUCE)

Alright, Senator DeAngelis, what is your disposition of the amendment?

SENATOR DeANGELIS:

I'll withdraw it.

PRESIDING OFFICER: (SENATOR BRUCE)

The amendment is withdrawn. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading...2393, Senator Bloom. Senator Bloom. The bill was read a second time on June 24th. Are there amendments, Mr. Secretary, please?

SECRETARY:

Amendments 1 and 2 by Appropriations I.

PRESIDING OFFICER: (SENATOR BRUCE)

Amendment No. 1, Senator Carroll.

SENATOR CARROLL:

I would move you, Mr. President, that we Table Amendment No. 1. Table Amendment 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to Table Amendment No. 1. On that motion, all in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 2 is an...a Doctor Bob add on to the...to the appropriation for the Attorney General for the IBA rentals of a hundred and five thousand six hundred. And I move we do adopt Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SECRETARY:

No...no further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 2370, Senator Nash. Read the bill, Mr. Secretary, a third time, please.

SECRETARY:

House Bill 2370.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nash.

SENATOR NASH:

I move for a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion...the question is, shall House Bill 2370 pass. Those in favor vote Aye. Those opposed vote Nay. The voting...Senator Totten, for what purpose do you arise?

SENATOR TOTTEN:

I'd like to talk, Mr. President.

PRESIDING OFFICER: (SENATOR BRUCE)

Go right ahead, we have until the 4th of July and you can give speeches then. Senator Totten.

SENATOR TOTTEN:

Well, thank you, Mr. President. When you go through the Calendar just looking at these bills, you don't always realize what's in it. I think there's fifty-three different commissions in this bill, many of which we've argued the pros

and cons on, but there's more cons than pros. And on balance, we've tried to beat these before, but here's a good place to beat fifty-three of them in one roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2370 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 39, the Nays are 15, 2 Voting Present. House Bill 2370 having received the required constitutional majority is declared passed. House Bill 2393, Senator Bloom. Read the bill a third time, Mr. Secretary, please.

SECRETARY:

House Bill 2393.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

This is the OCE for the Office of Attorney General. It's seventeen million 503 nine hundred and thirty-two. It's at the level it came over from the House, except for Senator Carroll's amendment which added in a hundred and five thousand. Answer any questions, ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2393 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none Voting Present. House Bill 2393 having received the required constitutional majority is declared passed. House Bill 2399 was read a second time on June 24th. Are there amendments, Mr. Secretary?

SECRETARY:

Amendment No. 1 offered by Appropriations II.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This cuts the amount of the scholarship for...for nurses to a total maximum of two thousand and fifty dollars per student, which is in line with the maximum award granted to other college students through the Illinois State Scholarship Commission. It makes a...reduces the appropriation down to a total of four hundred fifty-five thousand seven hundred dollars, and I would move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further committee amendments?

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 2 by Senator DeAngelis.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator DeAngelis is recognized.

SENATOR DeANGELIS:

Thank you, Mr. President and members of the Senate. What Amendment No. 2 does, it changes the administering arm of this scholarship from the Illinois State Scholarship Commission to the Department of Public Health. In 2038 we changed that language substantively, it is necessary to do it in the appropriation bill as well.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 2. All...all in favor say Aye. Opposed Nay. The Ayes have it. Amendment

No. 2 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 2422, Senator Davidson. The bill was read a second time on June 24th. Are there amendments, Mr. Secretary, please?

SECRETARY:

Amendments Nos. 1 and 2 offered by Senator...Appropriations I.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move that Amendments 1 and 2 lie upon the Table.

PRESIDING OFFICER: (SENATOR BRUCE)

You've heard the motion to Table. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 and 2 are Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 2399, Senator Nedza. Read the bill a third time, Mr. Secretary, please.

SECRETARY:

House Bill...House Bill 2399.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Nedza.

SENATOR NEDZA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. The bill is exactly as the amendment Senator Buzbee placed onto the bill and the one Senator DeAngelis placed onto the bill. If there are no...further questions, I wish for...move for a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2399 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are 2, none Voting Present. House Bill 2399 having received the required constitutional majority is declared passed. House Bill 2422. Read the bill, Mr. Secretary, please, a third time.

SECRETARY:

House Bill 2422.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

This is the annual appropriation Secretary of State's Office. Appreciate a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2422 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 59, the Nays are none, none Voting Present. House Bill 2422 having received the required constitutional majority is declared passed. House Bill 2441, Senator Bloom. The bill was read a second time on June 24th. Are there amendments from the committee, Mr. Secretary, please?

SECRETARY:

Appropriations I Committee offers Amendments No. 3, 4 and 5.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. I would move that we Table Amendments 3 and 4.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to Table Amendments 3 and 4. On the motion, all in favor say Aye. Opposed Nay. The Ayes have it. Amendments 3 and 4 are Tabled. Further committee amendments?

SECRETARY:

Committee Amendment No. 5.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

I also, Mr. President, would move to Table Amendment No. 5.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to Table Amendment No. 5. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 5 is Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 6 offered by Senator Bloom.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

Well, thank you, Mr. President. This amendment basically

puts back in two hundred and forty-eight thousand. As you know, within the last eighteen months or so the Legislature has directed the Industrial Commission to issue written decisions, and it was enacted with a joint agreement of business, labor and the administration. Parties seeking relief, including workers and business, have had action delayed as a result. There is about a ninety-four thousand case backlog, I am informed. I believe a copy of this amendment and the worksheet have been presented to staff on both sides of the aisle. This would basically provide for two grad students, two correspondents, one part-time law student, an arbitrator, court recorder, ten data input operators clerks, five terminals and some equipment. Oh, okay. I'd move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 6. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 6 is adopted. Further amendments?

SECRETARY:

Amendment No. 7 offered by Senator Bloom.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President and fellow Senators. This adds thirty-seven thousand five hundred for the commission to keep open its Peoria office. Move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 7 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 2455, Senator Davidson. The bill was read a second time on June 24th. Are there amend-

ments from the committee, Mr. Secretary, please?

SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2455.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Mr. President and members of the Senate, this is the...annual appropriation for the teachers retirement, for grants and aid on the Federal distribution and reimbursement to the school districts in the Driver Education Fund. Appreciate a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2455 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, none Voting Present. House Bill 2455 having received the required constitutional majority is declared passed. House Bill 2441, Senator Bloom. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2441.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President. That's 4.5 million ordinary and contingent expenses of the Industrial Commission.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2441 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 49, the Nays are 8, none Voting Present. House Bill 2441 having received the required constitutional majority is declared passed. House Bill 2456, Senator Berman. The bill was read a second time on June 24th. Are there amendments, Mr. Secretary, please?

SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Read the bill, Mr. Secretary, please, a third time.

SECRETARY:

House Bill 2456.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman. The question is, shall House Bill 2456 pass. Those in favor vote Aye. Those opposed...you want to speak, Senator Schaffer, on it? Let... let...if you're going to insist on speaking, we'll let Senator Berman speak too. Senator Berman.

SENATOR BERMAN:

Thank you. This is the...the appropriation for the Common School Fund for general State aid and summer school. This represents an appropriation of one billion four hundred and thirty-two million five hundred and five thousand dollars. This is 5.8 million dollars over the State Board's allocation of the Governor's budget. It will allow the funding...the guaranteed level to increase from one thousand five hundred and sixty-three dollars per student from last year's appropriation to one thousand six hundred and sixty-three dollars guaranteed level for each child in the elementary and secondary schools of the State. Solicit your Aye vote.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion? Senator Schaffer.

SENATOR SCHAFFER:

How much is the bill totally over the Governor's budget level?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

5.8 million.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Schaffer.

SENATOR SCHAFFER:

Just to point out that I think there are series of bills here, and by the time we get through, we'll be close to fifty million dollars over...forty-five to fifty...over the Governor's level, which I thought we were defending, although I realize there's not universal consensus on this one. I suppose we can all vote for it and send it down and let the Governor veto it and be a bad guy, but if the money is there, nobody's told me what account it's in.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2456 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open.

Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 47, the Nays are 9, none Voting Present. House Bill 2456 having received the required constitutional majority is declared passed. House Bill 2457 was read a second time on June 24th. Are there amendments, Mr. Secretary, please?

SECRETARY:

Amendments 1, 2 and 3 offered by Appropriations II.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Buzbee.

SENATOR BUZBEE:

Yes, Mr. President. At this time I would move to Table Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Buzbee.

SENATOR BUZBEE:

This is a technical amendment. It's an Auditor General request, no dollar change, and I would move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SECRETARY:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This is where we said to the

State Board of Education when they got a Block Grant...and the Federal Government has said that they can spend up to twenty percent of their Block Grant for administrative and operational type purposes, and then spend the other eighty percent in...in grants to the schools. The State Board of Education chose to spend twenty percent for administrative and operational purposes as opposed to various other departments in this government who are spending far less percentages. What we did was, we reduced the administrative percentage down to twelve percent that the State Board of Education could spend and put that other eight percent into the schools. That comes to eighty-eight percent with the effect of this amendment. Now, in fact, what we really did was we reduced Federal dollars by two million one hundred seventy-nine thousand seven hundred with this amendment because they had already overappropriated. So, we are reducing them to the total dollar amount...Federal dollar amount that's allowable and we have reduced their operational and...operational type expenditures down to twelve percent so that the...the schools get the other eighty-eight percent. And I would move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 3. Discussion? Senator Schaffer.

SENATOR SCHAFFER:

I...I really would have liked to have followed Senator Rock, but I see he's going to get the last shot on this. Senator Buzbee, if you've guts enough to offer this amendment, I got guts enough to vote with you.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Rock.

SENATOR ROCK:

Thank you. Well, all you gutty people, this is still my bill and I don't like Amendment No. 3. I think we are again

comparing apples and oranges. Certainly the Department of Mental Health may well only spend or have to spend ten, or twelve, or fourteen, or whatever percent they spend to administer a whole different kind of grant program. Point is, that under the Federal education system this department is required to offer services to school districts, and when you offer services, you have to have people to provide those services. It is not a question, frankly, of dishing out money. If it was just a question of dishing out money, we could have one person sitting there writing and validating checks. They are required by Federal law to offer services. And what we have effectively done by virtue of this is knock out a whole host of people. I think the amendment is ill conceived and I urge the defeat of Amendment No. 3, either tonight or tomorrow.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Well, Mr. President and members of the Senate, I rise in opposition to Amendment No. 3, and let me tell you a couple three things, all of you want to listen. Approximately two-thirds of the school districts in the State of Illinois will receive less than a thousand dollars if this amendment would go on, and they would...they would lose the majority of the technical assistance particularly in program and curricular...areas from the State Board of Education. It would reduce in-service assistance made to local school districts in such areas as basic skills, health education, alcohol and drug abuse, arts, gifted, pupil safety, civil rights, consumer education, law based education, media library services, teacher training staff development, dissemination activities, teachers in service and the Illinois School Board of Education sponsored student activities. Since sixty percent of all the school districts have fewer than a thousand students,

they have small staffs and need the extra help from the State. The other important thing about this had been the only lone petunia in that bed of onions on the Advisory Committee, the only legislator of that seventeen person board which made a recommendation that it be left at eighty-twenty for one year. The other people on that board are school teachers, public members, school board members, school administrators, county superintendents of...regional superintendents of schools and local superintendent of schools. Well, I went in ready to chop them down to no more than ten percent. They convinced me and the three members of the State Board on that Advisory Committee, give them one year opportunity to do what they've been doing and have an opportunity. I urge defeat of this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Buzbee may close.

SENATOR BUZBEE:

Thank you, Mr. President. Well, I would only point out to Senator Rock that it is his bill and I am attempting to amend it. There are several of my bills that Senator Rock has taken action on that I don't approve of at all, for instance, the leaving of House Bill 327 in the Rules Committee. However, he prevailed on that, I am attempting to prevail on this. Now, I have lost before, one of these days I'm going to lose on the...I'm going to win, rather, on the State Board of Education, maybe not this year, but some year we're going to get their attention the same way we're going to get the public utilities attention at some point in our life. This may not be the year. Senator Davidson, you almost convinced enough people, I think, to vote with me with your...with your long list of all the things that we're going...all the bad things you said were going to happen. I'm trying to get the attention of a few bureaucrats who apparently have complete disregard for the wishes of the Gen-

eral Assembly, except for a select few, and so, this is one way I have of saying to them, let's put the Block Grants where they belong to help the school kids. And with that, I would ask for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

(Machine cut-off)...motion to adopt. Those in favor say Aye. I think we should have a roll call on this. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 11, the Nays are 43. Amendment No. 3 is lost. Senator Buzbee.

SENATOR BUZBEE:

I...I thank you, Mr. President. I've lost by more than that before. I'll be back next year.

PRESIDING OFFICER: (SENATOR BRUCE)

Any further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senator Chew, for what...

SENATOR CHEW:

Mr. President and members of the Senate,...

PRESIDING OFFICER: (SENATOR BRUCE)

I'm sorry, wait a minute...wait a minute...Senator Chew.

SENATOR CHEW:

Personal privilege.

PRESIDING OFFICER: (SENATOR BRUCE)

Just...just hold it a second.

SENATOR CHEW:

Yes, Sir.

PRESIDING OFFICER: (SENATOR BRUCE)

2457. Are there Floor amendments, Mr. Secretary?

SECRETARY:

Floor Amendment No. 4 offered by Senators Buzbee and

Hall.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This is the add-on for the Edinburg-Quincy-O'Fallon school districts for the formula change that we passed here a few days ago, and I would move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 4 is adopted. Further amendments?

SECRETARY:

Amendment No. 5 offered by Senator Carroll and Berman.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll or Senator Berman.

SENATOR CARROLL:

Thank you, Mr. President. This is a hundred thousand dollars for DD for the special problem handicapped children. I would move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SECRETARY:

No...no further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. For what purpose does Senator Chew arise?

SENATOR CHEW:

Mr. President, I know everybody's busy and so am I, but in my ward today we had an election for alderman, and I just thought I'd like to tell you that the incumbent alderman has slaughtered the challenger. So, Alderman Streator has been re-elected to the Chicago City Council.

HB 2458
2nd Reading

PRESIDING OFFICER: (SENATOR BRUCE)

Body on which Senator Chew served with distinction. Alright. House Bill...House Bill 2458 was read a second time on June 24th. Are there amendments, Mr. Secretary, please?

SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading...2458. Read it a third time, Mr. Secretary, please.

SECRETARY:

House Bill 2458.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 2458 is the annual appropriation to cover...to the State Board of Education to cover the mandated categorical...grant program. It's in the amount of four hundred and eighteen million dollars. I solicit a favorable vote.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Schaffer.

SENATOR SCHAPPER:

Some thirty-eight million dollars over the Governor's recommendation. I guess we're going to pay that with confederate money later this year.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2458 pass. Those in

favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 43, the Nays are 13, none Voting Present. House Bill 2458 having received the required constitutional majority is declared passed. House Bill 2457. Read the bill a third time, Mr. Secretary, please.

SECRETARY:

House Bill 2457.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 2457 is the FY '83 appropriation for the ordinary and contingent expenses of the State Board of Education in the amount of thirty-three million plus dollars. I urge a favorable vote.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2457 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 45, the Nays are 11, 1 Voting Present. House Bill 2457 having received the required constitutional majority is declared passed. House Bill 2459, Senator Berman. The bill was read a second time on June the 24th. Are there amendments, Mr. Secretary, please?

SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Read the bill a third time, Mr. Secretary, please.

SECRETARY:

House Bill 2459.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

This is the appropriation in the amount of 52.1 million dollars for the nonmandated categorical grants. It's 3.4 million dollars over the level recommended by the State Board of Education. Solicit your Aye vote.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall House Bill 2459 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 43, the Nays are 14, 1 Voting Present. House Bill 2459 having received the required constitutional majority is declared passed. House Bill 2558, Senator Grothberg. The bill was read a second time on June the 24th. Mr. Secretary, are there committee amendments?

SECRETARY:

Appropriations I offers one amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a...pursuant to Doctor Bob's request to change the source of funds to Capital Development. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. Discussion? All in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Is there leave to go to the order...Senator Grothberg.

SENATOR GROTHBERG:

If you're looking for intervening business, Mr. President, I would request that the sponsorship of Senate Bill 1653, 1 6 5 3 be changed from Senator Rupp to Senator Grothberg, by mutual agreement.

PRESIDING OFFICER: (SENATOR BRUCE)

You've heard the motion. Discussion? Is there leave? Leave is granted. Messages from the House.

SECRETARY:

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

Mr. President - I am directed to inform the Senate the House of Representatives has refused to concur with the Senate in the adoption of Senate Amendments 1 and 2 to House Bill 403.

A like Message on House Bill 1060 with Senate Amendment No. 1.

...like Message on...no...

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

Mr. President - I am directed to inform the Senate the House of Representatives has concurred with the Senate in the adoption of amendments...Senate Amendments 3 and 6 to House Bill 1301. I am further directed to inform the Senate

the House refused to concur with Senate Amendment No. 5.

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

Mr. President - I am directed to inform the Senate the House of Representatives has refused to concur with the Senate in the adoption of Senate Amendment No. 2 to House Bill 2504.

PRESIDING OFFICER: (SENATOR BRUCE)

Alright. We will now return to House Bills 3rd reading. House Bill 2558. Read the bill a third time, Mr. Secretary, please.

SECRETARY:

House Bill 2558.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Grothberg.

SENATOR GROTHBERG:

Thank you, Mr. President. This is an appropriation to the Capital Development Board for the purchase of eighty-five thousand dollars for a house and vacant lot next to the...the appellate court in...building in Ottawa, Illinois with a letter from Doctor Bob approving it. I ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

The question...the question is, shall House Bill 2558 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are 2, 1 Voting Present. House Bill 2558 having received the required constitutional majority is declared passed. Senator Mahar, on the first supplemental Calendar was...alright, we'll leave it there. (Machine cut-off)...Senator Hall, for what purpose do you arise?

SENATOR HALL:

Thank you, Mr. President. I would like leave of the Body to go to a resolution of a gentleman who's going to be honored tomorrow after serving thirty-six and a half years as a senior archivist two under eight Secretary's of State. It's a congratulatory resolution, and I'd like to ask for immediate adoption of this so that he can be presented this tomorrow when he is retiring.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to suspend the rules for the immediate consideration and...consideration and adoption of Senate Resolution 623. On the motion to suspend the rules, all in favor say Aye. Opposed Nay. The Ayes have it. The rules are suspended. Senator Hall now moves the adoption of Senate Resolution 623. On the motion, discussion? All in favor say Aye. Opposed Nay. The Ayes have it. The resolution is adopted. For what purpose does Senator Rock arise?

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Let me congratulate all of you for a good evening's work. We will in concert with the Speaker and the Minority Leaders request that the...those who have been appointed to Conference Committees on the Senate appropriation bills will attempt, at least, to commence their work about nine o'clock. The Speaker is going to make the same kind of announcement, and we will, therefore, reconvene the entire Senate at the hour of eleven. Eleven o'clock tomorrow morning. But for those of you who are...have been appointed by the respective leadership to serve on the Conference Committees, please attempt, at least, to start by nine o'clock.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there leave to go to the Order of Resolutions? Leave is granted. Resolutions.

SECRETARY:

Senate Resolution 639 offered by Senators Nash, Rock,

Savickas and others, and it's congratulatory.

Senate Resolution 640 offered by Senator Grotberg, it's congratulatory.

Senate Resolution 641 offered by Senator Savickas, it's congratulatory.

Senate Joint Resolution 106 offered by Senator Lemke and all Senators, and it's congratulatory.

Senate Joint Resolution 107 offered by Senator Lemke, Degnan and all Senators, and it's congratulatory.

Senate Resolution 642 offered by Senators Nimrod, Totten, Philip and all Senators.

PRESIDING OFFICER: (SENATOR BRUCE)

The prior resolutions can go to the Resolution Consent Calendar. Further resolutions? Resolution...Senate Resolution 642, Executive Committee. Any further business to come before the Senate? Any further business? Senator Rock moves that the Senate stand adjourned until the hour of eleven on June the 30th, 1982. On the motion to adjourn, all in favor say Aye. Opposed Nay. The Ayes have it. The Senate stands adjourned until eleven o'clock tomorrow. Conference Committees at nine.