

82nd GENERAL ASSEMBLY

REGULAR SESSION

OCTOBER 28, 1981

1. PRESIDENT:

2. The Senate will come to order. Will the members please be at their
3. desks. Will our guests in the gallery please rise. Prayer this
4. afternoon by Reverend Stephen Sotiroff, Blessed Sacrament Catholic
5. Church, Springfield, Illinois. Father.

6. FATHER SOTIROFF:

7. (Prayer given by Father Sotiroff)

8. PRESIDENT:

9. Thank you, Father. Reading of the Journal.

10. SECRETARY:

11. Wednesday, October the 14th, 1981. Thursday, October the
12. 15th, 1981.

13. PRESIDENT:

14. Senator Nega.

15. SENATOR NEGA:

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

19. PRESIDENT:

20. You've heard the motion placed by Senator Nega. Any discussion?
21. If not, all in favor signify by saying Aye. All opposed. The Ayes
22. have it. So ordered. Senator Nega.

23. SENATOR NEGA:

24. Mr. President, I move that reading and approval of the Journal
25. of Friday, October the 16th, in the year 1981, be postponed pending
26. arrival of the printed Journal.

27. PRESIDENT:

28. You've heard the motion. Any discussion? If not, all in
29. favor signify by saying Aye. All opposed. The Ayes have it. So
30. ordered. Senator Joyce, for what purpose do you rise?

31. SENATOR JEREMIAH JOYCE:

32. Request a caucus.

33. PRESIDENT:

34. Well, that request is in order, except everybody is not here.

SENATOR JEREMIAH JOYCE:

1. That will usually bring them.

2. PRESIDENT:

3. That will bring them? Alright. Senator Philip, there has
4. been a request for a Democratic caucus which will be held immediately
5. in Room 212, and we will, hopefully, be back at it about one o'clock.
6. Senate will stand in recess.

7. RECESS

8. AFTER RECESS

9. PRESIDENT:

10. Messages from the House. Messages from the House.

11. SECRETARY:

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

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

17. House Joint Resolution No. 48, 49, 50, 51, 52 and 53.

18. PRESIDENT:

19. Senate sponsor, Senator Vadalabene, Consent Calendar.

20. SECRETARY:

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

22. Mr. President - I am directed to inform the Senate that
23. the House of Representatives has refused to recede from their Amend-
24. ment No. 1, and forward to a bill with the following title, Senate
25. Bill 1157. I am further directed to inform the Senate that the
26. House requests first conference. The Speaker has appointed the
27. members on the part of the House.

28. PRESIDENT:

29. Senator Nash moves that the Senate accede the request of the
30. House for a Conference Committee. All in favor signify by saying
31. Aye. All opposed. The Ayes have it. So ordered. Message from the
32. Governor.

33. SECRETARY:

34. A Message from the Governor by John Washburn, Director of

1. Legislative Affairs.

2. Mr. President - The Governor directs me to lay before
3. the Senate the following Message:

4. To the Honorable members of the Senate of the 82nd
5. General Assembly, I have nominated and appointed the following
6. named persons to the offices enumerated below and respectfully
7. ask concurrence in and confirmation of these appointments by
8. your Honorable Body.

9. PRESIDENT:

10. Executive Appointments. Resolutions.

11. SECRETARY:

12. Senate Resolution 331 offered by Senator Dawson.

13. Senate Resolution 332 offered by Senator Sangmeister, Rock
14. and all Senators.

15. Senate Resolution 333 offered by Senators Davidson...and all...
16. Senator Davidson and all Senators.

17. Senate Resolution 334 offered by Senator Davidson and all
18. Senators. These...

19. PRESIDENT:

20. Consent Calendar.

21. SECRETARY:

22. ...These are all congratulatory.

23. PRESIDENT:

24. Consent Calendar.

25. SECRETARY:

26. Senate Resolution 335 offered by Senator Rhoads and all
27. members.

28. Senate Resolution 336 offered by Senator Rhoads and all
29. members.

30. Senate Resolution 3...

31. PRESIDENT:

32. Senator Rhoads, for what purpose do you arise?

33. SENATOR RHOADS:

1. Mr. President, the two resolutions just read in by the
2. Secretary, 335 and 336, are death resolutions for Jerry Sherma
3. and Gary Mahallock, who are two firefighters from Countryside, that
4. lost their lives in the line of duty in a fire Monday morning.
5. I would ask, at this time, for consent of the Body for the
6. immediate consideration and adoption of these two resolutions,
7. so they can be delivered to a funeral service tomorrow night.

8. PRESIDENT:

9. Alright. Senator Rhoads has asked leave of the Body to suspend the
10. rules for the immediate consideration and adoption of Senate
11. Resolutions 335 and 336. Any discussion? If not, all in favor
12. signify by saying Aye. All opposed. The Ayes have it. The
13. rules are suspended. Senator Rhoads now moves the adoption of
14. Senate Resolutions 335 and 336. All in favor signify by saying
15. Aye. All opposed. The Ayes have it. Senate Resolutions 335
16. and 336 are adopted. Resolutions.

17. SECRETARY:

18. Senate Resolution 337 offered by Senator Davidson.

19. Senate Resolution 338 offered by Senators Nash, Geo-Karis,
20. Rock and all Senators, and those are death resolutions.

21. PRESIDENT:

22. Consent Calendar.

23. SECRETARY:

24. Senate Resolution 339 offered by Senator Berning.

25. Senate Resolution 340 by Senator Berning.

26. Senate Resolution 341 by Senator Degnan and all Senators.

27. Senate Resolution 342 by Senator Geo-Karis.

28. Senate Resolution 343 by Senators Nimrod, Vadalabene,
29. Davidson and all Senators.

30. Senate Resolution 334 by Senators Nimrod, Philip, Davidson,
31. Weaver, Johns, Rupp and Nedza.

32. Senate Resolution 345 by Senator Marovitz, and those are all
33. congratulatory.

*Sen. Buckley
inter-jected.*

1. PRESIDENT:

2. Consent Calendar.

3. SECRETARY:

4. Senate Resolution 346 offered by Senators...Senator
5. Grotberg and all Senators and it's congratulatory.

6. And, Senate Resolution 347 is offered by Senators Grotberg,
7. Etheredge and all Senators and it's a death resolution.

8. PRESIDENT:

9. Consent Calendar. Senator Grotberg, for what purpose do
10. you arise?

11. SENATOR GROTBORG:

12. A...a parliamentary inquiry first, Mr. President. I just
13. wondered if you announced that the Senate was back in Session
14. that...some of us have heard you talking and did show up, but
15. nobody rang any bells out in the offices that I know of. Thank
16. you. Thank you. Thank you. Then, secondly, Mr. President, while
17. I have your attention, with leave of the Body, I would seek to
18. introduce two wonderful constituents of mine, who happen to publish
19. all of our weekly papers in Kane County and...and in the new
20. Friedland-Grotberg District, Rob and Jim Paskell of the Chronical
21. Publishing Company up in the a Speaker's gallery...or up in the
22. center gallery, along with Dave West of the Illinois Press
23. Association.

24. PRESIDENT:

25. Will our guests in the gallery please rise and be recognized.
26. Welcome. If I can have your attention the Senate is graced with the
27. presence of a lovely guest. I will yield to Senator Lemke, who is
28. not lovely, now don't get excited. Senator Lemke.

29. SENATOR LEMKE:

30. Thank you, Mr. President, fellow members of the Senate.
31. Today we have the honor and privilege of having appear before us
32. Sandra Truitt, Miss Illinois, and the first runner-up in the Miss
33. America Contest. She is from Senator Keats' district, the 1st

1. District, and she's an accomplished singer, and I think it's
2. best for her to address you all.

3. MISS TRUITT:

4. (Remarks given by Miss Truitt)

5. SENATOR LEMKE:

6. Kenny, would you like to read our Joint Resolution to...
7. a tribute to Miss Illinois?

8. PRESIDENT:

9. Resolutions.

10. SECRETARY:

11. Senate Joint Resolution 65 offered by Senator Lemke.

12. (Secretary reads SJR No. 65)

13. PRESIDENT:

14. Senator Lemke moves for the suspension of the rules and the
15. immediate consideration and adoption of Senate Joint Resolution 65.
16. Any discussion? If not, all in favor signify by saying Aye. All
17. opposed. The Ayes have it. The rules are suspended. Senator
18. Lemke now moves the adoption of Senate Joint Resolution 65. All in
19. favor signify by saying Aye. All opposed. The Ayes have it. The
20. resolution is adopted. Congratulations, Miss Truitt.

21. SENATOR LEMKE:

22. I think you...you all have received an invitation for a
23. reception for Miss Illinois this evening, from six to ten, out at
24. the Velten's Home. We'd all be happy to have you there. Thank you.

25. PRESIDENT:

26. Senator Donnewald, for what purpose do you arise?

27. SENATOR DONNEWALD:

28. Well, Mr. President, I'd like to violate the rules a little
29. bit. I have with me on the Floor of the Senate, immediately behind
30. me, Mr. and Mrs. Mike Liut, that's my niece's husband. He's the
31. goaltender for the St. Louis Hockey Blues.

32. PRESIDENT:

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

34. SENATOR TOTTEN:

35. Mr. President, on a point of personal privilege.

1. PRESIDENT:

2. Yes sir.

3. SENATOR TOTTEN:

4. Mr. President, your...your party has put before us a reapportionment map that many of us are still trying to figure out. But one
5. of the most difficult things for me to figure out is some mail that
6. I received the other day in my office in Schaumburg, and for the
7. life of me, I cannot put together the map that we have seen and the
8. person to whom this mail was addressed. I did receive two pieces
9. of mail addressed to the Honorable Sam Vadalabene, at my office
10. address in Schaumburg. Now, if there is another map floating around
11. these halls that we have not seen, I would like to know about it.
12. Secondly, if Senator Sam is using my office, I would like to have
13. him voucher accordingly. And third, if Senator Sam has a copy of
14. the map, would he please mail it to me at the address for which I
15. received this mail.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Totten, we'd understood that your office was a free
18. enterprise zone. Senator Vadalabene. Senator Vadalabene.

19. SENATOR VADALABENE:

20. Yes, Mr. President, on a point of personal privilege...
21. Senator Bruce, will you wake up?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. I'm trying to get my Parliamentarian to tell me exactly what
24. you all are doing here. Senator Vadalabene.

25. SENATOR VADALABENE:

26. Yes, on a point of personal privilege...

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. State your point, Senator.

29. SENATOR VADALABENE:

30. I'd like to have my mail.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Right. Right. Well, Gentlemen we have some work to do if we
33. could get to it. Senator Schaffer.

34.

SENATOR SCHAFFER:

1. Mr. President, that's what I had in mind, some housekeeping
2. matters that are before us, we have a couple of appropriation
3. bills for the administration. We have to take a couple of bills
4. and change some sponsorship and get them ready for a couple of hearings
5. today. I've cleared this with the Appropriations Chairman on the
6. other side, and would ask leave of the Senate Body to change the
7. sponsorship of Senate Bill 271 from, I believe, Carroll to
8. Schaffer dash Carroll, and ...Senate Bill 117...1157 from Nash
9. to Schaffer dash Nash.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. You've heard the motion. All in favor Aye. Opposed Nay.
12. The Ayes have it. The motion prevails. Alright. Senator Grotberg,
13. if I might make an announcement before we get to you. After
14. Senator Grotberg disposes of his business, with leave of the
15. Body, we will be going to page 10 on your Calendar, and start
16. Motions in Writing to Accept the Specific Recommendations of the
17. Governor. And, so, that would be Senators Nash, Thomas, Nedza,
18. Carroll, Nash, Sangmeister and Degnan. If you would be ready,
19. we will go to that order of business, with leave of the Senate
20. after...Senator Grotberg.

21. SENATOR GROTEBERG:

22. Thank...thank you, Mr. President. My question was, will we,
23. at any time, be going to the Order of 2nd Reading for purposes of
24. amendments, because if we're only here today and tomorrow, anything
25. that has to go to the...

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. I think it's the intention to go through the Calendar.
28. We thought we might get the Bodies on the Floor with Specific
29. Recommendations to Accept, and then we will get into some of
30. the more...

31. SENATOR GROTEBERG:

32. Fine, thank you.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. ...questionable items. Is there leave of the Senate to go to
2. the Order of Motions in Writing to Accept the Specific Recommenda-
3. tions of the Governor for change? Leave is granted. On page 10
4. of your Calendar, there's a motion been filed on House Bill 288.
5. Read the motion, Mr. Secretary, please. Senator Nash on the
6. Floor? Senator Nash, are you ready on the motion? Read the motion
7. please, Mr. Secretary.

8. ACTING SECRETARY: (MR. FERNANDES)

9. I move to accept the Specific Recommendations of the Governor
10. to House Bill 288 in the manner and form as follows. Signed,
11. Senator Nash.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Nash.

14. SENATOR NASH:

15. Mr. President and Ladies and Gentlemen of the Senate, I
16. ask for a favorable roll call.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there discussion? Senator Rhoads.

19. SENATOR RHOADS:

20. If the sponsor wouldn't mind, just a very brief explanation
21. of why he's asking for the favorable roll call, since this will
22. be final action.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Nash.

25. SENATOR NASH:

26. Mr. President and Ladies and Gentlemen of the Senate,
27. the Governor changed two ...two words in the paragraph in this
28. bill from "requires" the Department of Children and Family Services
29. to establish...to "authorizes" DCFS to support centers of treat-
30. ment for child abuse. I ask for a favorable roll call.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Is there discussion? Is there discussion? The question is,
33. shall the Senate accept the Specific Recommendations of the Governor as

1. to House Bill-288, in the manner and form just stated. Those in favor
2. vote Aye. Those opposed vote Nay. The voting is open. Have
3. all voted who wish? Have all voted who wish? Take the record.
4. On that question the Ayes are 49, the Nays are none, none
5. Voting Present. The Senate does accept the Specific Recommendation
6. of the Governor as to House Bill 288, and the bill having
7. received the required constitutional majority of Senators elected
8. is declared passed. Okay. House Bill 781, Senator Nedza. Read
9. the motion, Mr. Secretary, please.

10. SECRETARY:

11. I move to accept the Specific Recommendations of the Governor
12. as to House Bill 781 in the manner and form as follows. Signed
13. Senator Nedza.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Nedza, on House Bill 781.

16. SENATOR NEDZA:

17. Thank you, Mr. President and Ladies and Gentlemen of the
18. Senate. The Governor's wisdom found some defect in the bill
19. where an appropriate reduction should be and there is...it was
20. not clearly defined, and there is also no authority for the
21. enforcement by the Department of Insurance. The Governor has
22. requested, and he's changed the effective date of the bill, in
23. effect, to allow the Department of Insurance and interested parties
24. to correct these problems. And in his Message, he says this bill
25. would become effective on July 1, 1982, and with these changes
26. House Bill 781 shall have my approval. I concur and move that we
27. accept the Specific...Recommendation for change.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there a discussion? Is there a discussion? The question is,
30. shall House Bill 781 pass...the question is shall the Senate
31. accept the Specific Recommendation of the Governor as to House
32. Bill 781 in the manner and form just stated. Those in favor vote Aye.
33. Those opposed vote Nay. The voting is open. Have all voted who

1. wish? Have all voted who wish? Take the record. On that
2. question, the Ayes are 56, the Nays are none, none Voting
3. Present. The Senate does adopt the Specific Recommendation
4. of the Governor as to House Bill 781, and the bill having
5. received the required majority vote of Senators elected is...
6. is declared passed. House Bill 811. Senator Carroll, are
7. you ready? Read the motion, Mr. Secretary, please.

8. SECRETARY:

9. I move to accept the Specific Recommendations of the
10. Governor as to House Bill 11...811 in the manner and form as
11. follows. Signed, Senator Carroll.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Carroll is recognized.

14. SENATOR CARROLL:

15. Thank you,...excuse me. Thank you, Mr. President and Ladies
16. and Gentlemen of the Senate. As you will recall, House Bill
17. 811 was our alternative budget as it dealt with Medicaid cost
18. containment. After having, we thought, negotiated a final
19. version in the wee hours of the beginning of July, the Governor
20. amendatorily vetoed it, and then the negotiations started again
21. on what rules would be made to implement the proposed new language.
22. In fact, the first proposal by the department, totally obfuscated
23. the Veto Message and did the opposite. We have finally resolved it
24. with all parites. The rules have been submitted to JCAR that would
25. implement this. I think all of those who were involved in the
26. process feel that this can, in fact, reduce the cost of spending
27. in the Public Aid-Medicaid hospitalization portion, and contain
28. approximately one hundred six million dollars that would otherwise
29. have been spent. I would urge that we do accept the Governor's
30. recommendation for change and start this needed process.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Discussion? Senator Schaffer.

33. SENATOR SCHAFFER:

34. I would agree...

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. May we have some order please. Senator Schaffer.

3. SENATOR SCHAFFER:

4. ...I would agree with Senator Carroll's motion and rise to
5. support it. It's been a long and, quite frankly, painful process.
6. And I would, at least, like to read into the record that I, for
7. one, appreciate the willingness of the Hospital Association, if
8. not the enthusiastic willingness, certainly the willingness of
9. the Hospital Association to recognize that there is, in fact,
10. a financial crisis, that there is, in fact, a finite number of
11. dollars available, and I believe that they have reacted very
12. responsibly to this situation, as have other groups, the dentists
13. come to mind. And I think that we should be appreciative of their
14. willingness to shoulder a portion of the pain, so to speak, in
15. these rather dark days, financially. And I'd like to rise in
16. support of the motion and to thank the Hospital Association and
17. the agencies of the Government, that it worked out, what appears
18. to be a reasonable compromise, under the circumstances.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Further discussion? Senator Grotberg.

21. SENATOR GROTEBERG:

22. Thank you, Mr. President, fellow members. If you'll recall
23. the debate on the Public Aid and Medicaid portion of the budget
24. and the companion bill which we're now accepting the Amendatory
25. Veto on, you'll recall that it lasted until the wee hours of July
26. 1, and..very..many of you realize that a few days later, I went
27. to the hospital, and the last thing I thought of as they put the
28. needle into my arm was that I was the hundred and six million
29. dollar man. And I'm tempted to Vote Present on a conflict of
30. interest, but to show the good faith of the hospitals, they
31. saved my life again, and I'm going to Vote Present...I mean, I'm
32. going to vote for this and urge everyone else to, because next
33. time it may be you that's in there. And they do turn the other

1. cheek and save your life in spite of a hundred and six million
2. dollars. I want to thank the Hospital Association, too.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Carroll may close.

5. SENATOR CARROLL:

6. Let me just...I asked those who had some questions not
7. to take up a lot of time asking them, because I think I can
8. briefly answer in closing. This was the program that allowed
9. the hospitals to maintain their emergency rooms, to maintain
10. their outpatient clinics, to maintain their canes and crutches
11. and other necessities, and to maintain those at a reasonable
12. cost figure, so that they would be funded. This also allowed the
13. State to continue the pharmaceutical, the optometric, the
14. podiatric, the dentistry, the chiropractic and the other
15. auxiliary services that had been provided before at a lower
16. cost than hospitalization. In lieu of that, we trimmed, in effect,
17. one day off the length of stay of each patient who's a long-term
18. stay patient, we cut, approximately, fourteen percent from
19. the in-bed costs in order to achieve the savings. It was the
20. hospital's opinion and those who received the services, that
21. emergency rooms, clinics, et cetera are essential to providing
22. health care and are cost effective, and that they can afford, if
23. necessary, to reduce it in length rather than reduce it in service.
24. And we think that one of the mistakes they may have made was
25. Grotberg, but with that aside, we would urge that this finally
26. become the law of the State of Illinois.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. The question is, shall the Senate accept the Specific
29. Recommendation of the Governor as to House Bill 811 in the manner
30. and form just stated. Those in favor vote Aye. Those opposed
31. vote Nay. The voting is open. Have all voted who wish? Have
32. all voted who wish? Take the record. On that question, the Ayes
33. are 55, the Nays are none, none Voting Present. The Senate does accept

1. the Specific Recommendation of the Governor as to House Bill 811,
2. and the bill having received the required constitutional majority
3. of Senators elected, is declared passed. Senator Berning, did you
4. wish to comment on the last bill? The Chair apologizes for not
5. recognizing. Senator Berning.

6. SENATOR BERNING:

7. Well, you're very kind. No, I don't want to comment on it
8. now because it's too late, but I just wondered how many of us
9. realize that this is practically a whole new bill. And while
10. some of our colleagues may be informed, I...I certainly did not
11. realize we have two whole pages of new language here, that, it
12. seems to me, we did not discuss adequately.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. House Bill 986. Senator Nash, are you ready? Read the
15. motion, Mr. Secretary, please. Senator Lenke, Senator Nash
16. will be on the microphone in just a moment. Read the...read
17. the motion, Mr. Secretary, please.

18. SECRETARY:

19. I move to accept the Specific Recommendations of the Governor
20. as to House Bill 986 in the manner and form as follows. Signed,
21. Senator Nash.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Nash is recognized.

24. SENATOR NASH:

25. Mr. President and Ladies and Gentlemen of the Senate, this...
26. all this does is change the word "inappropriate" to "appropriate".
27. It's technical in nature, and I urge an Aye vote.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Is there discussion? Is there discussion? The question is,
30. shall the Senate accept the Specific Recommendations of the
31. Governor as to House Bill 986 in the manner and form just stated.
32. Those in favor vote Aye. Those opposed vote Nay. The voting
33. is open. Have all voted who wish? Have all voted who

1. wish? Take the record. On that question, the Ayes are 56,
2. the Nays are none, none Voting Present. The Senate does
3. adopt the Specific Recommendations of the Governor as to House
4. Bill 986, and the bill having received the required constitu-
5. tional majority is declared passed. House Bill 1184. Senator
6. Sangmeister, are you ready? Read the motion, Mr. Secretary,
7. please.

8. SECRETARY:

9. I move to accept the Specific Recommendations of the
10. Governor as to House Bill 1184 in the manner and form as follows.
11. Signed, Senators Sangmeister and Maitland.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Sangmeister is recognized.

14. SENATOR SANGMEISTER:

15. Thank you, Mr. President and members of the Senate. If
16. you'll look at the veto...the Amendatory Veto Message of the
17. Governor, he accepts the concept of the bill a hundred percent,
18. but we had some paragraphs that were not numbered correctly.
19. These are all technical in nature, and I would ask for your
20. adoption of the motion.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? Further discussion? The question is,
23. shall the Senate accept the Specific Recommendation of the
24. Governor as to House Bill 1184 in the manner and form just
25. stated. Those in favor vote Aye. Those opposed vote Nay. The
26. voting is open. Have all voted who wish? Have all voted who
27. wish? Take the record. On that question, the Ayes are 56, the
28. Nays are none, none Voting Present. The Senate does adopt the
29. Specific Recommendations of the Governor as to House Bill 1184, and
30. the bill having received the required constitutional majority is
31. declared passed. House Bill 1536, Senator Degnan. Read the motion,
32. Mr. Secretary, please.

33. SECRETARY:

1. I move to accept the Specific Recommendations of the
2. Governor as to House Bill 1536 in the manner and form as
3. follows. Signed, Senator Degnan.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Degnan is recognized.

6. SENATOR DEGNAN:

7. Thank you, Mr. President. House Bill 1536, commonly referred
8. to as the whistle blowers bill, has been amendatorily vetoed by
9. the Government to delete the requirement that the Civil Service
10. Commission and department heads conduct an investigation on
11. allegations. While he deleted about one-third of the bill,
12. he left intact two-thirds which prohibits disclosure of identity
13. of an employee who discloses his violations of laws, and it provides
14. no disciplinary action to be taken against that kind of an employee.
15. I move to accept the Amendatory Veto.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Motion is to accept. Is there discussion of the motion?
18. Discussion of the motion? The question is, shall the Senate
19. accept the Specific Recommendations of the Governor as to House
20. Bill 1536 in the manner just stated. Those in favor vote Aye.
21. Those opposed vote Nay. The voting is open. Have all voted who
22. wish? Have all voted who wish? Take the record. On that
23. question, the Ayes are 56, the Nays are none, none Voting Present.
24. The Senate does adopt the Specific Recommendations of the Governor
25. as to House Bill 1536, and the bill having received the required
26. constitutional majority is declared passed...leave to go to the
27. Order of Introduction of Bills? Leave is granted. Introduction
28. of bills.

29. SECRETARY:

30. Senate Bill 1263 introduced by Senator Philip.

31. (Secretary reads title of bill)

32. Senate Bill 1264 introduced by Senators Rhoads, Degnan
33. and Netsch.

1. (Secretary reads title of bill)
2. Senate Bill 1265 introduced by Senators Buzbee and Netsch.
3. (Secretary reads title of bill)
4. Senate Bill 1266 introduced by Senators Egan, Jeremiah
5. Joyce, Degnan, Carroll, Netsch and Dawson.
6. (Secretary reads title of bill)
7. Senate Bill 1267 introduced by Senators Netsch, Jeremiah
8. Joyce and Totten.
9. (Secretary reads title of bill)
10. Senate Bill 1268 introduced by Sendor Geo-Karis.
11. (Secretary reads title of bill)
12. Senate Bill 1269 introduced by Senators Philip, Keats,
13. Weaver, Grotberg and DeAngelis.
14. (Secretary reads title of bill)
15. 1st reading of the bills.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. ...Is there leave to go to the order of resolutions? Leave is
18. granted. Resolutions.
19. SECRETARY:
20. Senate Resolution 348 offered by Senator Marovitz. It's
21. congratulatory.
22. Senate Resolution 349 offered by Senator Geo-Karis and it's
23. congratulatory.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Consent Calendar. Senator Grotberg, you had a bill on...
26. a House bill on 2nd reading you wish to move? Is there leave to go to
27. the Order of House Bill. 2nd reading. Leave is granted. On that
28. order of business is House Bill 561. Read the bill, Mr. Secretary,
29. please.
30. SECRETARY:
31. House Bill 561.
32. (Secretary reads title of bill)
33. 2nd reading of the bill. No committee amendments.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Are there amendments from the Floor?

3. SECRETARY:

4. Amendment No. 1 offered by Senator Grotberg.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Grotberg is recognized on Amendment No. 1.

7. SENATOR GROTBORG:

8. Thank you, Mr. President and fellow members. This is a
9. County Problems Commission attempt to correct a technical
10. error. When the Governor signed House Bill 292, Public Act
11. 82-227, later on, they found that that bill increased...we
12. know what it did, it increased the interest penalty on
13. delinquent property taxes from one to one and a half percent for
14. the first installment of taxes, but it failed to make the
15. same change in the second installment. That's what this does.
16. It...we found this vehicle ready for action...it guts the bill
17. and corrects that technical error that is now the law. I move
18. the adoption of the amendment.

19. PRESIDING OFFICER: (SENATOR BRUCE)

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

23. SECRETARY:

24. No further amendments.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. 3rd reading. Is ther leave to the Order...go to the Order
27. of Senate Bills 2nd reading? Leave is granted. On page 2 of your
28. Calendar is Senate Bill 1242, Senator Berman. Read the bill, Mr.
29. Secretary please.

30. SECRETARY:

31. Senate Bill 1242 had a request for a fiscal note which
32. has been answered.

33. (Secretary reads title of bill)

1. 2nd reading of the bill. The Committee on Executive offers
2. one amendment.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Berman.

5. SENATOR BERMAN:

6. As introduced, the bill had a modified cost of living
7. adjustment in it. This amendment, adopted in committee, strikes
8. that provision. I move the adoption of Committee Amendment No. 1.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Motion is to adopt Committee Amendment No. 1. Is there
11. discussion of that motion? All in favor say Aye. Opposed Nay.
12. The Ayes have it. Committee Amendment No. 1 is adopted. Are
13. there further committee amendments?

14. SECRETARY:

15. No further committee amendments.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Are there amendments from the Floor?

18. SECRETARY:

19. Amendment No. 2 offered by Senator Grotberg.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Grotberg on Amendment No. 2.

22. SENATOR GROTBORG:

23. Thank you. I was distracted, Mr. President. Are we on
24. the judges pay raise bill?

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. We're just punching the number up now. We're on Senate
27. bills 2nd reading, Senate Bill 1242 on page 2 of your Calendar.

28. SENATOR GROTBORG:

29. Thank you. I believe that's the five hundred dollar
30. amendment. Am I correct, Senator Berman? I would..ask to withdraw
31. that amendment I...it has been explained to me that the local
32. five hundred dollars that..only in Cook County is sent to these
33. judges, is to qualify them for the county Blue Cross-Blue Shield

1. rather than the State program, and to diminish it, would cause
2. more lawsuits than it would be worth, and I, therefore, withdraw
3. the amendment.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The amendment is withdrawn. We have three amendments.
6. If I might have the attention of Senators Schaffer, Berman and
7. Keats, on this particular...on this particular bill, Senator
8. Schaffer, Senator Berman, we have three amendments, do you have
9. any preference as to the order in which we take them? Senator
10. Keats, evidently, has an amendment coming up that replaces the one
11. he's got. Alright. Senator Keats, do you wish to consider this
12. amendment or wait until your other one comes up? Senator Keats.

13. SENATOR KEATS:

14. I would like to withdraw this amendment. The sponsor has
15. been kind enough to say that, if need be, tomorrow he will bring
16. the bill back from 3rd to 2nd for the amendment that is being
17. drafted at this moment. Thank you.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. The amendment is withdrawn. Further amendments?

20. SECRETARY:

21. Amendment No. 2 offered by Senator Berman.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Berman is recognized.

24. SENATOR BERMAN:

25. Is this the...effective date? This makes the bill effective
26. July 1, 1982. I move the adoption of Amendment No. 2.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Motion is to adopt Amendment No. 2 to the Senate Bill 1242.
29. On the motion to adopt, all in favor say Aye. Opposed Nay. The
30. Ayes have it. Amendment No. 2 is adopted. Further amendments?

31. SECRETARY:

32. Amendment No. 3 offered by Senator Schaffer.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Schaffer is recognized on Amendment No. 3.

2. SENATOR SCHAFFER:

3. Mr. President and members of the Senate, Amendment No. 3
4. replaces the one-time huge jump with seven percent a year for
5. four years. I think we get ourselves in a lot of trouble when
6. we take these salaries all up at once. I can't justify...I
7. can't justify a seventeen thousand dollar a year jump in one-
8. fell swoop to my constituents, most of whom..who don't make that much
9. money. I do agree that there is probably a justification for
10. an increase in the salary, but I think we've got to treat the
11. judges just like we ought to treat ourselves, and just like
12. everybody else in this world is treated, and just give them a...
13. it's not a percentage, because obviously you can't do that, it's
14. a dollar amount moving up increment by increment over a four
15. year period. I would, respectfully, remind you that the last
16. time we jumped their salary a whole slew of them retired right
17. after the salary went up. Now maybe this is a good way to
18. clean house in the bench, but that's not what I think it's
19. supposed to do. I think it's supposed to keep good judges here,
20. not get them to bail out when their pension credits go up. And
21. I think it ought to be spread over a four year period, going
22. up a reasonable amount each year. I think we ought to do that
23. with all these salary bills.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Motion is to adopt. Discussion? Senator Berman.

26. SENATOR BERMAN:

27. Thank you, Mr. President. I rise in opposition. If
28. this was an amendment to the bill on top of the suggested raise,
29. I would have no opposition to it. What we're, in fact, trying
30. to do here, is to respond to our...to our lack of initiative
31. over the past dozen or so years. The reason for this raise,
32. and I'm not minimizing the...the extent of the increase, but
33. everyone of us and everyone of our constituents have received

1. periodic raises in the private sector. Some people are
2. represented by unions. They have, either cost of living or
3. wage openers, or renegotiated contracts every year. The
4. judges have not had the benefit of those kind of increases.
5. Since 1965, judge's salaries in Illinois have risen only half
6. as much, one-half as much, as the wages of the average worker.
7. All that this bill is trying to do is to respond to the inflation
8. that has taken place in past years. Now, I...I understand what
9. Senator Schaffer is attempting to do, but the trouble is that his
10. amendment is either five or ten years too late. And we probably should
11. have done this when we gave them a raise the last time and that is
12. for periodic adjustments. I think that this is too little and
13. too late. I would ask for a No vote.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Senator Weaver.

16. SENATOR WEAVER:

17. Question of the sponsor of the amendment.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Indicates he will yield.

20. SENATOR WEAVER:

21. Senator Schaffer, I understand the fiscal impact in Fiscal
22. '83 without your amendment would be about ten million dollars.
23. What would it be with your amendment?

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Schaffer.

26. SENATOR SCHAFFER:

27. It would I...I suspect would be approximately one quarter,
28. because the end result is we get to the salary levels that
29. Senator Berning...pardon me...not Berning, excuse me Carl,
30. Berman put in his bills originally, but we do it over four
31. years. So, it's about a quarter of that I would...I would
32. guess. Yeah.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Weaver.

2. SENATOR WEAVER:

3. I think he said it'd be about two and a half million
4. increase instead of a ten million increase.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Grotberg.

7. SENATOR GROTBORG:

8. Well, thank you, Mr. President. I rise in support of
9. this amendment. As one who voted for the last pay raise for
10. legislators and judges combined, in spite of the difficulties
11. of the time and the hour, the heat that came down was tremendous.
12. What that one did, was to put the judges way ahead of the
13. legislators and somebody said, I think the sponsor of the bill
14. has said, that the judges are behind the times and they're about
15. fifty percent off. They're already one hundred percent more than
16. legislators, fifty three thousand and fifty six thousand, I
17. believe, for the circuit. The interesting thing, to me, is that
18. we, as legislators, right now, have our destiny in the hands, at
19. least of the Supreme Court, and many of our circuit and associates
20. are out there riding...on our interest in this matter. And of
21. course they'll take all they can get. There are all kinds of
22. good judges in my district and in my circuit, and I appreciate
23. them keenly. But we're here struggling to find money for day-
24. care. We're here struggling to find money for the poor and the
25. wounded and crutches for Senator Carroll's crippled people that
26. can't get help, and it seems to me that the judges should also
27. recognize that these are tough times, that all of the other
28. State employees had to take their seven or eight percent, and I
29. don't know that they're any different from legislators or other
30. State employees. It's a nice salary, and I only have about
31. twenty-two lawyers in Kane County that want to be judges now at
32. any price, and they're about as good basic raw material as the
33. judges that are sitting. And those are fine judges. Let's put

1. a little bit of break on this thing. Four years from now,
2. we may have a billion dollar balance in the Treasury and we
3. can all dip in. But I don't think now is the time to dip that
4. deep, sports fans, and I recommend an Aye vote and a roll call
5. on this amendment.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Simms.

8. SENATOR SIMMS:

9. Well, Mr. President and Ladies and Gentlemen of the Senate,
10. I would certainly agree with the comments of Senator Grotberg.
11. In our own county and our own judicial district, frankly, I don't
12. find any lack of applicants for any judicial vacancies that come
13. up. In fact, when there are judicial vacancies that do occur,
14. it seems like we have a preponderance of attorneys that are
15. willing to serve on the bench in our own judicial district. In
16. fact, to some degree, we have quite a political and a judicial and
17. professional effort to see that that individual or individuals
18. secure that nomination. And frankly, I don't really find that
19. there are any circuit judges in our particular area that are too
20. eager to retire to return to private practice. And I think if
21. you would look at the benefits that they are now receiving, it
22. would take a good deal more of private enterprise practice to
23. earn that type of net income that those members of the judiciary
24. are receiving. I think if the judiciary is to receive a pay-
25. raise, I think the approach that Senator Schaffer is willing to
26. offer the State Senate at this time, is a more reasonable approach,
27. but to pass legislation giving a seventeen thousand dollar pay
28. raise at one vote of the Legislature, is going to incur the same
29. type of wrath that the general public illustrated four years ago
30. on the payraise Christmas tree that was placed through the General
31. Assembly. So, I would urge that we take the approach of the
32. Senator from McHenry County and accept his amendment.
33.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion of the motion? Further discussion?

3. Senator Schaffer.

4. SENATOR SCHAFFER:

5. Well, Mr. President, I would suggest to you that this
6. is an idea whose time has come. I think the days of the
7. Legislature passing these outrageous jumps for ourselves,
8. for the judges, for the Governor, or anybody are gone. It's
9. the concept here that I'm interested in and it goes far
10. beyond the Judiciary. I think the people of this State
11. won't put up with what's gone on in the past and they
12. shouldn't be asked to. I also think, the judges are, in
13. fact, entitled to a reasonable increase. That's what this
14. amendment would do. Over a four year period, it gets them
15. up to, and, in a couple of cases, slightly beyond...what, the
16. bill as it currently stands, does. I think it's a reasonable
17. compromise, in fact, it may be the only thing that can make
18. this bill passable. I would respectfully request the help
19. of all of the non-lawyer members in the Senate and help our
20. lawyer colleagues get off the hook. But I do think it's an
21. idea whose time has come and I think, it may, in fact, be
22. the only way to make this bill passable.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The motion is to adopt. All in favor say Aye. Opposed
25. Nay. ...In the opinion of the Chair, the...the motion is lost.
26. All right. There's been a request for a roll call. The motion
27. is to adopt Amendment...Amendment No. 3. Those in favor vote Aye.
28. Those opposed vote Nay. The voting is open. Have all voted who
29. wish? Have all voted who wish? Take the record. On that question,
30. the Ayes are 27, the Nays are 28. The motion to adopt is lost.
31. Senator Schaffer.

32. SENATOR SCHAFFER:

33. I'd like to request a verification of the negatives.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Will the members please be in their seats. There's been
3. a request for a verification. The Secretary will call those
4. who voted in the negative. When you...will you please respond
5. when your name is called.

6. SECRETARY:

7. The following voted in the negative: Berman, Bowers, Carroll,
8. Chew, Collins, D'Arco, Dawson, Degnan, Donnewald, Egan, Geo-Karis,
9. Hall, Jeremiah Joyce, Jerome Joyce, Lemke, Marovitz, McLendon,
10. Nash, Nedza, Nega, Newhouse, Nimrod, Sangmeister, Savickas,
11. Taylor, Thomas, Vadalabene, Mr. President.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Schaffer, do you question the presence of any
14. member?

15. SENATOR SCHAFFER:

16. ...Jeremiah Joyce.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. He's at his desk.

19. SENATOR SCHAFFER:

20. The other...oh, they're both here, pardon me.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Jerome Joyce.

23. SENATOR SCHAFFER:

24. They're both there. Senator Nega.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Nega is at his desk.

27. SENATOR SCHAFFER:

28. Sorry, didn't see you...Senator. Senator Thomas.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is Senator Thomas on the Floor? Senator Thomas? Strike
31. his name.

32. SENATOR SCHAFFER:

33. Senator Philip.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is Senator Philip on the Floor?

3. SECRETARY:

4. He didn't...he didn't vote.

5. SENATOR SCHAFFER:

6. Okay. All right, pardon me. Senator Newhouse.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Newhouse. Center aisle. On a verified roll call,
9. there are 27 Ayes, 27 Nays. The motion is lost. Further amendments?

10. SECRETARY:

11. No further amendments.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. 3rd reading. Is there leave to go to the Order of Senate
14. Bills 3rd reading? Leave is granted. I believe the only bill...
15. Senator Jeremiah Joyce? On the Order of Senate Bills 3rd reading,
16. I think the only bill that has sought leave to be considered is Senate
17. Bill 1047, on page 3 of your Calendar. I'm sorry. Is there
18. leave to go to...House Bills 3rd reading? Leave is granted.
19. House Bills 3rd, House Bill 1047. Read the bill, Mr. Secretary,
20. please.

21. SECRETARY:

22. House Bill 1047.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Jeremiah Joyce.

27. SENATOR JEREMIAH JOYCE:

28. Thank you, Mr. President and members of the Senate. I'm
29. sure the Body is familiar with the...bill that is before us. This
30. measure seeks to give meaningful tax relief to homeowners in
31. the State of Illinois, and you can nod your head no, you can make
32. whatever other gestures you want to make on that side of the aisle.
33. It seeks to give meaningful tax relief by raising the homestead

1. exemption to forty-five hundred dollars. There is...there have
2. been a lot of misstatements, there is a lot of misunderstanding,
3. particularly among downstate legislators. We have taken a roll
4. call, we know where the Body is on this. We're not here to go through
5. an effort to make someone walk the plank. We are attempting
6. to give meaningful tax relief. Some of you people downstate are
7. operating under misconceptions and with false information,
8. others, from the City of Chicago, are operating from a different
9. perspective. With that said, Mr. President, I would ask that we
10. take it out of the record.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is there leave to take it out of the record? Leave is
13. granted. Take it out of the record, Mr. Secretary. At least
14. all the lights went off, Senator Joyce, they...All right.
15. (Machine cutoff)...business to come before the Senate? Senator
16. Rock is recognized.

17. SENATOR ROCK:

18. Thank you, Mr. President and Ladies and Gentlemen of the
19. Senate. We will adjourn very shortly until 10:00 a. m. tomorrow
20. morning. And I'm sure Senator Carroll will announce that his
21. committee will meet rather quickly this afternoon. I...this
22. is to...I would like to remind you that...the Gentlemen from
23. CIPS and Illinois Power are affording us the opportunity to find
24. out...the current situation with respect to natural gas prices
25. and supplies. That will be at 9:00 a. m. tomorrow morning in
26. Room 212. It is simply a presentation for our information so
27. that we can better inform our constituency about natural gas
28. prices and supplies, and they will be there in Room 212 at 9:00
29. a. m. tomorrow morning. So, I would move you, Mr. President,
30. that we stand adjourned until 10:00 a. m. tomorrow morning.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The motion is to adjourn until 10:00 a. m. tomorrow morning.
33. On the motion to adjourn, all in favor say Aye. Opposed Nay: The
34. Ayes have it. The Senate stands adjourned until 10:00 a. m.

1. For what purpose does Senator Carroll arise?

2. SENATOR CARROLL:

3. Just by way of announcement, Mr. President. The two o'clock
4. meeting of Appropriations I, today, will go ahead as scheduled. Is
5. it two o'clock yet? Oh, okay.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Carroll, you meeting immediately?

8. SENATOR CARROLL:

9. Immediately, please.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. All right. Senator Jerome Joyce.

12. SENATOR JEROME JOYCE:

13. Thank you, Mr. President. The Agriculture, Conservation and
14. Energy Committee will meet immediately after in 1-A in the Stratton
15. Building.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Berman.

18. SENATOR BERMAN:

19. The scheduled meeting of the Joint Committee on Administrative
20. Rules, JCAR, will be held in Room 118 when the House adjourns. So,
21. please...pay attention and come down when the meeting is called.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further announcements?

24.

25.

26.

27.

28.

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