

82ND GENERAL ASSEMBLY

REGULAR SESSION

NOVEMBER 17, 1982

PRESIDENT:

The Senate will please come to order. Will the members please be at their desks, and will our guests in the gallery please rise. Our prayer this afternoon by the Reverend Anthony Tzortzis, St. Anthony's Hellenic Orthodox Church, Springfield, Illinois. Father.

REVEREND TZORTZIS:

(Prayer given by Reverend Tzortzis)

PRESIDENT:

Thank you, Father. Reading of the Journal.

SECRETARY:

Friday...November the 5th, 1982.

PRESIDENT:

Senator Hall.

SENATOR HALL:

Mr. President, I move that the Journal just read by the Secretary be approved unless some Senator has additions or corrections to offer.

PRESIDENT:

You've heard the request...motion by Senator Hall. Is there any discussion? If not, all in favor signify by saying Aye. All opposed. The Ayes have it. The motion carries. It's so ordered. 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 resolution, in the adoption of which I am instructed to ask concurrence of the Senate, to-wit:

House Joint Resolution 113 and Senator Vadalabene is handling it in the Senate, and it is a congratulatory resolution.

PRESIDENT:

Consent Calendar. Resolutions.

SECRETARY:

Senate Resolution 666 offered by Senator Savickas, it's congratulatory.

Senate Resolution 667, 668, 669 offered by Senator Becker, they're congratulatory.

Senate Resolution 670 offered by Senator Simms, it's congratulatory.

Senate Resolution 671 offered by Senator Friedland and it's congratulatory.

And Senate Joint Resolution 111 offered by Senators Bruce, Lemke and all Senators, and it's congratulatory.

PRESIDENT:

Consent Calendar. Senator Chew, for what purpose do you arise?

SENATOR CHEW:

Thank you, Mr. President. Senator Newhouse. I believe he's been in contact with you on yesterday. He called me this morning and asked to report to you that he's in bed with flu.

PRESIDENT:

The record will so indicate. Senator Newhouse is absent due...due to...shut his mike off.

PRESIDING OFFICER: (SENATOR SAVICKAS)

For what purpose does Senator Rock arise? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. After conferring with the Minority Leader and conferring with the Speaker, it appears that now motions have, in fact, been filed on...on many...as you know, on the Calendar, we cause to be printed everything that was returned to this Chamber by the Office of the Governor. Motions have not been filed, in fact, on every item listed thereon, but a number have just been filed. So I think it is...it's in everybody's best interest that we will make up a list of

those motions so that everybody can know what...what is coming or what has been filed. And in order to accommodate the Secretary's Office and to afford the Minority Leader a chance to visit with some of his members and me with some of mine, I suggest that we stand in recess until the hour of two o'clock. You can have...you can go to lunch...that will afford the members who have just arrived an opportunity to look over the agenda, and for those of us who have been here earlier, perhaps to get a little lunch or meet with people who wish to meet with us. So I would ask that the Senate stand in recess until the hour of two o'clock and ask all the members to return at that time.

PRESIDING OFFICER: (SENATOR SAVICKAS)

You've heard the motion. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. The Senate stands in recess until two...two o'clock.

RECESS

AFTER RECESS

PRESIDENT:

The Senate will come to order. Supplemental Calendar No. 1 indicating the motions that have been filed have been distributed to all the members. There are three additional entries which I'll just make a note of. If the sponsor wishes to pursue them today, they're certainly welcome. On the Motions in Writing to accept the Governor's Specific Recommendations for Change, motions have...in addition to those listed on your supplemental, motions have also been filed with respect to Senate Bill 1267, Senator Netsch; 1532, Senator Netsch and 1539, Senator Jeremiah Joyce. On the Order of Motions in Writing to override Total Vetoes, if you'll look on page 3 on the Calendar, at the top of the supplemental. There's a motion filed with respect to Senate

Bill 647. There's also a motion filed with respect to the same bill, 647, by Senator Bruce. On Motions in Writing to override Item Vetoes, a motion with respect to 1398, Senator Coffey...1400, Senator Grotberg and 1417, Senator Berman. Okay. Motions in writing to restore item reductions. Motion filed by Senator Bruce on 1398. Motion filed on Senate Bill 1417, Senator D'Arco. Okay. Then if you'll turn over the page...and also refer to page 6 on the regular calendar, there's a motion in writing to accept the specific recommendations for change, 730, Senator Nega. Senator Nega. Read the motion, Mr. Secretary.

SECRETARY:

I move to accept...

PRESIDENT:

Put the bill...wait a minute, put the bill number up.

SECRETARY:

I move to accept the specific recommendations of the Governor as to Senate Bill 730 in the manner and form as follows. Signed, Senator Nega.

PRESIDENT:

Senator Nega.

SENATOR NEGA:

I move to accept the specific recommendations of the Governor as to the Senate Bill 730 in the manner and form that he has proved. The Governor's amendatory veto leaves intact all the portions of the bill except that which refers to the municipal sanitary district personnel practices, which removes the permissive language allowing selective certification by geographic area, job location department and other category.

PRESIDENT:

Senator Nega has moved to accept the specific recommendations of the Governor as to Senate Bill 730 in the manner and form. Any discussion? If not, the question is shall the

SB 1180
Spec. Rec. of
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Senate accept the specific recommendations of the Governor as to Senate Bill 730 in the manner and form just stated by Senator Nega. Those infavor 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, none Voting Present. The specific recommendations of the Governor as to Senate Bill 730 having received the required constitutional majority vote of Senators elected are declared accepted. A motion in writing filed with respect to Senate Bill 1180. Read the motion, Mr. Secretary.

SECRETARY:

I move to accept the specific recommendations of the Governor as to Senate Bill 1180 in the manner and form as follows. Signed, Senator Berman.

PRESIDENT:

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. Senate Bill 1180 has been amendatorily vetoed to provide that this bill that started out as a property tax increase for the Chicago Board of Education is, in fact, a bill that now provides sufficient monies so that there is no net increase on the taxpayers of Chicago. It has also been changed so that the levy to provide for the teacher's pension pick-up is for one year only, that there is a prohibition against any other tax increase unless other taxes are reduced dollar for dollar. The...pension contribution tax...the pension pick-up tax, as I've said, is only for one year under this amendatory veto, and the settlement that allowed the Chicago schools to open in September was based upon the understanding between the Governor, the mayor, the board of education that these changes would be made and were incorporated in the budget that was adopted to open the Chicago schools. I solicit your

Aye vote to accept the Governor's amendatory veto.

PRESIDENT:

Is there any discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Question of the sponsor.

PRESIDENT:

Indicates he'll yield, Senator DeAngelis.

SENATOR DeANGELIS:

Senator Berman, can you read me the language that follows page 9, line 9, as amendatorily vetoed.

PRESIDENT:

Senator Berman.

SENATOR BERMAN:

On the...what you're referring to is the change from the language of the amendatory veto to the word, "city council." The word is "board" in the amendatory veto. In the motion that's been filed we have inserted the word, "city council". That was indicated to be a technical error, because it's the city council which issues or...approves the levy. That's in the motion that's been filed.

PRESIDENT:

Further discussion? Is there any further discussion? If not, the question is, shall the Senate accept the specific recommendations of the Governor as to Senate Bill 1180 in the manner and form just stated by Senator Berman. 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 39, the Nays are 10, none Voting Present. The specific recommendations of the Governor as to Senate Bill 1180 having received the required constitutional majority vote of Senators elected are declared accepted. Senator Netsch, are you ready on 1267? It's out of order but if you're ready or...we can wait. 1299, Senator Totten.

Next week. 1305, Senator Maitland. 1387, we'll skip. 1599, Senator Mahar. Motion in writing. Read the motion, Mr. Secretary with respect to Senate Bill 1599.

SECRETARY:

I move to accept the specific recommendations of the Governor as to Senate Bill 1599 in the manner and form as follows. Signed, Senator Mahar.

PRESIDENT:

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. There are two basic changes made by the Governor in this bill. One is the effective date and the other...the bill was going to extend from one year to five years the leasing of cars. This is a bill that was passed a couple of years ago that dealt with a tax on leased cars. The Governor felt that by extending the tax...extending the period up to five years there would be a short-term loss of revenue with the State and it should remain at one year. So I ask for its approval.

PRESIDENT:

Alright, Channel 20 requests permission to tape the proceedings. Is leave granted? Leave is granted. Any discussion on the motion in writing for Senate Bill 1599? (Machine cutoff)...Bloom.

SENATOR BLOOM:

...sponsor.

PRESIDENT:

Indicates he will yield, Senator Bloom.

SENATOR BLOOM:

If you could...Senator Mahar, if you could walk us through the provision modifying the State motor fuel use tax and whom it affects, does it affect just interstate truckers? I...I...I'm...I'm sure it's pretty...I'm sure it'll be clear after you explain it, I just think the...

PRESIDENT:

Senator Mahar.

SENATOR MAHAR:

Thank you. I don't...I don't have my file here on that, and I'm going to have to get my file. So, we'll take it out of the record and I'll give you the explanation tomorrow.

PRESIDENT:

Okay. Take it out of the record. 1606, Senator Bruce. Motion in writing with respect to Senate Bill 1606. Read the motion, Mr. Secretary.

SECRETARY:

I move to accept the specific recommendations of the Governor as to Senate Bill 1606 in the manner and form as follows. Signed, Senator Bruce.

PRESIDENT:

Senator Bruce.

SENATOR BRUCE:

Thank you, Mr. President and members of the Senate. My motion is that we accept the specific...recommendations of the Governor as to Senate Bill 1606 in the manner and form filed by...the Governor. This is a bill that's been before the Body a couple of times on getting conformity with extended unemployment compensation benefits. I asked this Body to hurriedly pass this bill in late June, and the Governor just as quickly amendatorily vetoed it after we left. The Federal Government has given us until October the 1st, and that is October the 1st to get into conformity. And so everyone is now in agreement. This changes a few lines to conform to a...a recent request filed by the Federal Government with the State of Illinois in June of 1982 to which the Governor has acceded; he's acceded by sending us back the amendatory veto. He's promised the Federal Government that we will, in fact, act on this at our earliest convenience which appears to be today. I would ask for a favorable vote

on...to accept the specific recommendations of the Governor.

PRESIDENT:

Any discussion? Is there any discussion? If not, the question is, shall the Senate accept the specific recommendations of the Governor as to Senate Bill 1606 in the manner and form just stated by Senator Bruce. 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 none, none Voting Present. The specific recommendations of the Governor as to Senate Bill 1606 having received the required constitutional majority vote of Senators elected are declared accepted. On that same order of business, there have been motions filed with respect to 1267, 1532 and 1539. Senator Netsch on...okay, we can get back to it if you wish. 1539, Senator...Jeremiah Joyce. Sure. Alright, on Motions in Writing to override the Specific Recommendations, there's a motion filed on Senate Bill 1299. Senator Totten. Motion filed on Senate Bill 1581, Senator Philip. Okay. Resolutions.

SECRETARY:

Senate Resolution 672 offered by Senators Grotberg, Newhouse and all members and it's congratulatory.

Senate Resolution 673 offered by Senator Degnan. It's congratulatory.

And Senate Resolution 674 offered by Senator Vadalabene and all Senators, and it's on missing in action servicemen.

PRESIDENT:

Consent Calendar. If we can have your attention. With leave of the Body, we will move to page 2 on the Calendar, on the Order of House Bills 3rd Reading. The Chair is informed that the bill that we suspended the rules about when we first were here is something of an emergency and ought to be dealt with as rapidly as possible. So, with leave of the Body,

we'll move to the the Order of House Bills 3rd Reading, House Bill 746. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 746.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President, Ladies and Gentlemen of the Senate, this bill is a technical one, it corrects an oversight which was made in the drafting of the amendments to the Community College Act that deal with the rates that we passed last spring. At that...that...at that time, the date, 1980, should have been changed to 1981. Unfortunately, it was not. This...this bill rectifies that oversight.

PRESIDENT:

Any discussion? Senator Grotberg.

SENATOR GROTBORG:

I have a question for the sponsor, Mr. President.

PRESIDENT:

He indicates he'll yield, Senator Grotberg.

SENATOR GROTBORG:

Thank you. Senator Etheredge, four years ago about this time, a bill like this came up and it turned out to be the legislative pay raise, couched in the same language. Would you assure me that it's not in this amendment.

PRESIDENT:

Senator Etheredge.

SENATOR ETHEREDGE:

I'm...I'm very happy to reassure Senator Grotberg that that is not the case.

PRESIDENT:

Further discussion? Senator Bruce.

SENATOR BRUCE:

It's exactly as Senator Etheredge explained, it's a technical error to make sure that we distribute the money in the manner in which we have already agreed to distribute the money.

PRESIDENT:

The question is, shall House Bill 746 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 none, none Voting Present. House Bill 746 having received the required constitutional majority is declared passed. Further business to come before the Senate? Any further business? If not, Senator Hall moves that the Senate stand adjourned until tomorrow morning, Thursday, November 18, at the hour of 10:00 o'clock a. m., 10:00 o'clock a. m. and we can probably do all that needs be done tomorrow. Ten o'clock on Thursday. The Senate stands adjourned.