

83RD GENERAL ASSEMBLY

REGULAR SESSION

JUNE 26, 1983

PRESIDENT:

The hour of eleven having arrived, the Senate will please come to order. Will the members be at their desks and will our guests in the gallery please rise. Prayer this morning by Senator Kenneth Hall of East St. Louis, Illinois. Senator.

SENATOR HALL:

(Prayer given by Senator Hall)

PRESIDENT:

Thank you, Senator. Reading of the Journal. Senator Kelly.

SENATOR KELLY:

Mr. President, I move that the Journals of Monday, June 20th; Tuesday, June 21st; Wednesday, June 22nd; Thursday, June 23rd; Friday, June 24th and Saturday, June 25th, in the year 1983, be postponed pending arrival of the printed Journals.

PRESIDENT:

You've heard the motion as placed by Senator Kelly. 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. Senator Vadalabene, for what purpose do you arise?

SENATOR VADALABENE:

Yes, just to remind all my colleagues on both sides of the aisle that this morning I had placed on our desks two car coffee cups for each one of you, so when you're riding along the highways and you want to drink some coffee, you have cups that will not spill and you can enjoy your trip. And Mr. Dave Embry from McDonalds wishes all of you for these next six or seven days from McDonald's Collinsville Mac, Collinsville wishes you the best of everything and success in the closing days.

PRESIDENT:

Messages from the House.

SECRETARY:

A Message from the House from Mr. O'Brien, Clerk.

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

Senate Bill 16 with House Amendment No. 1.

I have ninety-one further Messages as this with various Senate bills, so I'll read the Senate bill and the House number.

Senate Bill 61 with House Amendment 1.

Senate Bill 66, Amendment No. 1.

86, Amendment No. 5.

98, Amendment No. 1.

117, Amendment No. 1.

128, Amendments 1, 3 and 4.

136, Amendment 1.

142, Amendment 2 and 3.

197, Amendment 1 and 2.

208, Amendment 2 and 3.

219, Amendment 1, 2, 3 and 4.

235, Amendment 1, 2 and 3.

244, Amendment 2.

249, Amendment 2.

303, Amendment 1.

313, Amendment 1 and 2.

325, Amendments 1 and 2.

330, Amendment 1.

332, Amendment 1.

346, Amendment 1.

347, Amendment 1...or that...417, I'm sorry.

417, Amendment 1.

428,...Amendment 2.

- 433, Amendment 1.
- 440, Amendment 1.
- 467, Amendment 1 and 2.
- 485, Amendment 1.
- 500, Amendment 1.
- 504, Amendments 1 and 3.
- 512, Amendment 1.
- 530, Amendments 1 and 2.
- 536, Amendments 6, 12, 29, 38 and 39.
- 574, Amendment 1.
- 576, Amendment 1.
- 582, Amendment 1.
- 598, Amendment 1.
- 621, Amendments 1 and 3.
- 644, Amendments 1, 2 and 3.
- 645, Amendments 1 and 2.
- 678, Amendment 1.
- 690, Amendments 2 and 4.
- 696, Amendments 1 and 2.
- 702, Amendment 1.
- 709, Amendment 1.
- 721, Amendment 1.
- 727, Amendment 3.
- 738, Amendments 1, 2 and 4.
- 768, Amendment...1 and 2.
- 787, Amendment 1.
- 794, Amendment 1.
- 796, Amendment 1.
- 811, Amendments 1, 2 and 3.
- 834, Amendment 1.
- 836, Amendment 1.
- ...852, Amendment 1.
- 860, Amendment 1.
- 864, Amendments 1 and 2.

866, Amendment 1.
882, Amendment 1.
891, Amendments 1 and 2.
903, Amendment 1.
910, Amendment 2.
923, Amendment 1.
924, Amendment 1.
931, Amendment 2.
938, Amendments 1 and 2.
942, Amendment 1.
974, Amendment 1.
983, Amendments 1, 2 and 3.
1012, Amendment 1.
1013, Amendment 1.
1030, Amendments 1 and 3.
1047, Amendment 1.
1048, Amendment 1.
1052, Amendment 1.
1093, Amendment 1.
1104, Amendments 1 and 2.
1111, Amendment 1.
1123, Amendment 1.
1135, Amendment 1.
1147, Amendments 2 and 3.
1203, Amendment 1.
1218, Amendments 1, 2 and 3.
1220, Amendments 4 and 6.
1232, Amendments 1 and 2.
1254, Amendment 1.
1260, Amendment 3.
1263, Amendment 2.
1301, Amendments 3 and 5.
1310, Amendment 2.
1315, Amendment 1.

1328, Amendment 1.

And 1348, Amendment No. 1.

PRESIDENT:

If I can have your attention, the Pages are passing out the recall list. We will start with the recall list. I'd ask the members to please take a look. We'll go to the recall list and then House bills 2nd reading, and then it's been suggested that in order to start the paper work moving back and forth we will go, if we have time, to the Order of Concurrence or Nonconcurrence, and in the event that a member wishes to place a bill in conference, obviously, the motion is...to nonconcur or to refuse to recede and a roll call is not required on either one of those motions. So, take a look at the Calendar. Senator Becker, for what purpose do you arise?

SENATOR BECKER:

Thank you, Mr. President. While attending Mass this morning at St. Mary's with Senator D'Arco, I whispered to our Maker upstairs. Knowing full well that we have an affair at the Governor's Mansion tonight, I would ask this Senate Body and you, Mr. President, to elect one of our Senators in this Body queen for a day, and ask that you elect Senator Geo-Karis to represent the Greek-Americans in the State of Illinois and the United States at this affair tonight. And, Mr. President, I ask you to...ask Senator Geo-Karis to stand and be accepted by this Senate Body as our queen for the day for this affair tonight. Thank you.

PRESIDENT:

I will...I will...the Chair will second the motion if the speech is short.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, you know that I usually make very...short speeches, but I want to thank Senator Becker, but I hope rather than being queen for

the day that we have beautiful weather. And in a point of personal privilege, remember that if it does rain tonight, the affair will be transferred to the Department of Transportation Building on Dirksen Parkway where we will have the tents and all, but with God's help we'll have a nice pleasant evening. And I thank you, Mr. President, for seconding...this is first time you seconded anything.

PRESIDENT:

On the Order of Recalls...

PRESIDING OFFICER: (SENATOR BRUCE)

(Machine cutoff)...we have distributed a recall sheet to your desks. If you will look on that, 888 is in error and should be stricken. It's on the Order of 2nd Reading presently, and we put it on the wrong list. Alright. On the Order of House Bills 3rd Reading is House Bill 621 under the sponsorship of Senator Lemke. Senator Lemke, do you wish to recall that? Senator Lemke asks leave of the Senate to return the bill to the Order of 2nd Reading for the purpose of an amendment. Is there leave? Leave is granted. Are there amendments, Mr. Secretary?

SECRETARY:

Amendment No. 5 offered by Senator Lemke.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke is recognized.

SENATOR LEMKE:

This is a mistake that was found. We thought the...we had put the amendment in for the Christian Scientists when we originally put the amendment on. This amendment puts the Christian Science language on 621. I ask for its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 5 to House Bill 621. On the motion to adopt, discussion? Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 5 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 626, Senator Berman asks leave of the Senate to return the bill to the Order of 2nd Reading for the purpose of an amendment. Is there leave? Leave is granted. Are there amendments, Mr. Secretary?

SECRETARY:

Amendment No. 1 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland is...the amendment is not yet prepared. Is there leave to return to this bill later on in the recall list? Leave is granted. And we will...(machine cut-off)...Maitland, the Secretary does have an amendment. (Machine cutoff)...leave to take it out of the record? Take it out of the record. The bill goes back on 3rd...goes back to 3rd reading. Channel 3 is seeking permission to film the proceedings. Is there leave? Leave is granted. House Bill 631, Senator Berman. Senator Berman asks leave of the Senate to return the bill to the Order of 2nd Reading for the purpose of amendment. Is there leave? Leave is granted. 631, Mr. Secretary, are there amendments?

SECRETARY:

Amendment No. 1 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman is recognized.

SENATOR BERMAN:

Thank you. The bill as passed out of the House deals with the fire prevention, environmental safety and energy levy of the Chicago Board. The Chicago Board has submitted this amendment to...to...make technical corrections in the bill. I move the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 1. Is there discus-

sion? Senator Rock. Senator Rock, on Amendment No. 1.
Alright. Senator Maitland.

SENATOR MAITLAND:

Well, thank you, Mr. President. This is a rather substantial amendment. Is it only technical? This...there is...there are a number of pages here of...of underlined language, and that's a lot of underlined language to be only technical.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

When the bill came out, they had the wrong language in the downstate section. The bill only deals with Chicago. All the pages that you're looking at is the corrective language under Article XXXIV and the...and the corrections that were improperly in the first part is just on page 2 of the downstate section. Just...if you look on page 2, Senator Maitland, we talk about, on lines 31 and 32, which...which authorizes this type of levy. That's in the powers of the board. The...all of the...new language is then...you go to page...page 4 which is Article XXXIV.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

Okay, then...then we have the assurance there's no substantive change in...in the amendment?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

As amended it does the same thing as we represented the original bill to do, and the same...the same explanation will be for the next...for the next bill so that we cover that.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 1 to...to House Bill

631. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No...no further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senator Rock, for what purpose do you arise?

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. On a point of personal privilege, I'd like to introduce a gentleman from the Village of Oak Park who spent some time with us last night. In 1982, Mr. Royko from the Chicago Sun Times ran a rib contest in Grant Park that was the subject of some nationwide and, as a matter of fact, worldwide attention, and out of over two thousand contestants the winner emerged, and the winner happened to be from Oak Park, Illinois and he was with us last night. He has now opened a restaurant, Rib One, in the State of Illinois. Ladies and Gentlemen, please welcome Mr. Charlie Robinson.

PRESIDING OFFICER: (SENATOR BRUCE)

Will our guests in the galleries please rise and be recognized.

SENATOR ROCK:

He was accompanied by Mr. Jim O'Malley who was just elected last week as the chairman of the Young Democrats of the State of Illinois, and Mr. Al Coleman. Jim and Al, will you stand up.

PRESIDING OFFICER: (SENATOR BRUCE)

House Bill 632, Senator Berman asks leave of the Senate to return that bill to the Order of 2nd Reading. Is there leave? Leave is granted. Are there amendments, Mr. Secretary?

SECRETARY:

Amendment No. 1 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman is recognized.

SENATOR BERMAN:

This is the special education levy for the City of Chicago. There is a...Senator Maitland, there is a...a substantive change in this in addition to technical language changes. Instead of four cents that was in the original bill, it's eight cents levy authorized for the...for the Chicago Board. I move the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 805, Senator Dawson. Alright. Senator Dawson asks leave to return House Bill 805 which is on the Order of Consideration Postponed on page 36 of your Calendar to the Order of 2nd Reading for the purpose of amendment. Is there leave? Leave is granted. Are there amendments, Mr. Secretary?

SECRETARY:

Amendment No. 1 offered by Senator Dawson.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Dawson on Amendment No. 1.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, this creates the...exempts the retail shoe merchants and podiatrists from the Act. This amendment addresses the concerns arised on the Floor during the previous debate on this piece of legislation.

PRESIDING OFFICER: (SENATOR BRUCE)

MS 1179
Revised

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

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

The bill will be returned to the Order of Consideration Postponed. For what purpose does Senator DeAngelis arise? Alright. House Bill 888 should be stricken, it's on the Order of 2nd Reading. 930, Senator Davidson asks leave of the...Senate to return the bill to the Order of 2nd Reading. Is there leave? Leave is granted. Are there amendments, Mr. Secretary?

SECRETARY:

Amendment No. 1 offered by Senator Davidson.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson is recognized.

SENATOR DAVIDSON:

Mr. President and members of the Senate, this amendment makes very clear that the truth in taxation does apply to this Act. It was vetoed last year because there was some doubt whether truth in taxation did apply. This amendment makes sure that it...that it does apply. I move the adoption of the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1114. Senator Mahar asks leave of the Senate to return the bill to the Order of

2nd...Senator Mahar does not...no...the bill...take it out of the record. House Bill 1144, Senator Savickas. House Bill 1179, Senator Buzbee. Senator Buzbee asks leave of the Senate to return the bill to the Order of 2nd Reading. Is there leave? Leave is granted. Are there amendments, Mr. Secretary?

SECRETARY:

Amendment No. 1, by Senator Buzbee.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Buzbee is recognized.

SENATOR BUZBEE:

Thank you, Mr. President. This amendment simply reduces the science requirement from two years to one year, and it leaves every...every one of the other requirements intact as originally introduced in the bill, and I would move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to...to adopt Amendment No. 1. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. If I might have the attention of the Senate, House Bill 888 which we struck from the recall list because it is on the Order of 3rd Reading...because it was already on 2nd, that is correct. The problem is that there's a typographical error and the bill should have read 883 which, in fact, is on the Order of 3rd Reading and should be recalled for the purpose of Tabling an amendment. So is there leave to return to that? Leave is granted. Senator Maitland will ask leave of the Senate to return 883 back to the Order of 2nd Reading. Is there leave? Leave is granted. Senator Maitland is recognized.

SENATOR HAITLAND:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 to House Bill 883 was a somewhat controversial amendment, and I had indicated to the House sponsor of this bill that...that if it in any way endangered that bill...it is of some import to him, I would...would take the amendment back off. So, at this point I would move to Table Committee Amendment No. 1 to House Bill 883.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to Table Amendment No. 1. On the motion, those in favor say Aye...motion is to reconsider the vote by which Amendment No. 1 was adopted. On the motion to reconsider, those in favor say Aye. Opposed Nay. The Ayes have it. The vote by which it was adopted is reconsidered. On the motion to Table, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is Tabled. Further amendments, Mr. Secretary?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1182, Senator Davidson. Senator Davidson asks leave of the Senate to return the bill to the Order of 2nd Reading. Is there leave? Leave is granted. Are there amendments, Mr. Secretary?

SECRETARY:

Amendment No. 1, by Senator Davidson.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson is recognized.

SENATOR DAVIDSON:

Mr. President and members of the Senate, we had some earlier discussion in relation to amendments to the school formula. This was withdrawn at that time so everybody could have the sheets...the printouts dealing with their district, what the amendment as proposed by myself would do for their

district. Also, the amendment as proposed, number two, by Senator Berman would do for their district. Amendment No. 1 which is sponsored by myself is what we think is an equitable situation between school districts that will allow school districts take the advantage of the most financial benefit to themselves. Either they use Chapter I 1980 census or they can use eighty-five percent of the Title I census count of the 1970, whichever would be the most financial beneficial to their district. I'll try to answer any questions. If not, I move the adoption of the amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt Amendment No. 1. Discussion?
Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the bill that we've talked about for several days now and printouts were distributed to everybody. This is the amendment, as Senator Davidson said, that takes the approach where every school district in the State will be plugged in to an alternative of taking either the...the formula that results in the most money for them under the School Aid Formula by choosing either the 1980 Chapter I, what we used to call Title I, count or eighty-five percent of their 1970 Title I count. Now, this is...I want to stress to you, if...if you look...if you listen to that explanation, Ladies and Gentlemen, it would seem that no school district could be hurt, but that's not true and let me explain to you why. There are districts that can be hurt under this proposal as opposed to nothing being done, and I'll explain to you why. When you...when you provide that some districts can choose the higher between the two alternatives and you allocate the same dollar bottom line, there is a shifting of money. Under this amendment, there is a shifting of twelve million dollars among school districts throughout the State. Chicago loses

five million dollars under this shift, and other school districts will lose money under this shift. There are a large number of districts, and I might point out to districts especially in the suburban area around Cook, that if you look at your printouts, many of your districts do better with nothing done, with absolutely nothing done. So, I suggest to you that a No vote on this amendment is called for if when you look on that printout you do better in column two or you do better in column four. If either one of those situations exists, you want a No vote on this bill because it's taking money away from your school district to give it to a different school district. In addition, I would point out to you that this is a carefully drawn amendment that doesn't say that you have the right of either 1970 at eighty-five percent or 1980...I'm sorry, it doesn't say that you have either choice of 1970 or 1980, which would seem to be a simple alternative. It says you have a choice of 1980 or eighty-five percent of 1970. There's something that bothers me about that magic number, or what's purported to be a magic number of eighty-five percent, and I haven't heard why that percentage has been used. Somebody is manipulating this formula, and I submit to you that most districts are not being helped under this proposal. I urge a No vote on Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. It's unfortunate that there's so much noise in the Chamber this morning. This is an extremely important amendment. Most of you don't understand the formula, you have no idea what we're doing here today.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland, perhaps I can help. May we have some

order, please. If we can take our conferences off the Floor. I know that we have a lot of business to do today, but if we can just clear the aisles. If we can...may we have some order, please. Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President. It is indeed unfortunate that such a drastic change was made, I guess, in the Title I count from 1970 to 1980. It has created a dilemma for all of us. Very early on we recognized the problem that this was going to present. It became absolutely necessary to try to devise a change in the formula that would treat everyone as equitable across this State as possible. Title I is indeed a very necessary part of the formula. I believe the concept offered by Senator Davidson is a good compromise, is one that treats everyone as fairly and equitably as possible. Now, just so you see beyond the smoke, the City of Chicago gains dollars anywhere you go. If we were not to make any changes at all, we would pump twenty-six million dollars more into School District 299. So, you're not losing anything. As a result of Senator Davidson's formula, you would gain twenty-one million dollars. Now, here's the real kicker. Under Senator Berman's formula, the City of Chicago gains thirty-six million dollars, and that may be what you want, but also keep in mind that the more dollars you extract from the formula that goes through Title I, it hurts the low Title I districts everywhere else in the State. That was the purpose at trying to arrive at some kind of a compromise. I believe Senator Davidson's amendment does do that. It's an amendment that we should support, and it's an amendment we should adopt to House Bill 1182.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

Let me see if I have this straight, Senator Berman.

I...I am looking at a printout that has four columns. In this printout if I...if my districts do better under either column two or column four as opposed to column three, how are you saying I should then vote?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

If you're...you should vote No on...on Amendment No. 1 if what you've just said is...is the case.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Further discussion? Senator Davidson may close.

SENATOR DAVIDSON:

Well, Ladies and Gentlemen of the Senate, please pay some close attention. Title I and the question that was just asked, how should you vote. Title I or Chapter I money for those of you are wondering where it...how much more for the City of Chicago, you must understand must follow the child. That...the more money you take out of the Common School Fund to tie into Chapter I students is less money that's available for the rest of the school district. The City of Chicago does quite well. This past year they got 33.91 percent of the total pot with only twenty-two percent of the students. Under the proposed amendment I have, you will get 34.09 percent of the money, an increase with still only twenty-two percent of the students. The eighty-five percent was arrived at by lots of discussion through...in the school formula...excuse me, the School Problems Commission public hearings which everyone on the committee, except Senator Berman, voted for, thought it was the most fairest way. Admittedly, some of us will lose and some of us will gain, but it's smoothed it out as much as we could between the losers and the gainers. I think this is a fair assessment to the problem, and I'd appreciate a favorable call of a Yes vote on

this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is on the adoption of Amendment No. 1 to House Bill 1182. 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 23, the Nays are 31, none voting Present. Amendment No...the motion to adopt Amendment No. 1 is lost. Further amendments?

SECRETARY:

Amendment No. 2, by Senator Berman.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman is recognized.

SENATOR BERMAN:

Alright. Thank you, Mr...thank you, Mr. President and Ladies and Gentlemen of the Senate. On this one, if you're looking at that same printout, to make it simple, if you do better in column four than in column two, vote Yes. If you do better in column two than you do in column four, vote No. What this does, this is the...the...shall I say, the unadulterated approach to the problems of Title I. It says that every school district in the State will have the choice of the higher, the higher of 1970 count or 1980 count. That's what the formula does. To...to understand it, you look on the printout, if...if...if the highest amount of money to your school district is in column four, you should vote Yes. If it's...if it's...if you have a higher amount in column two, vote No. It's not very complicated.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there discussion? Senator Davidson.

SENATOR DAVIDSON:

Mr. President and members of the Senate, I rise in opposition to this amendment. Tell you, all you people who voted against mine awhile ago, think about you're not going

to get a fair share, you better listen carefully. Under Senator Berman's amendment, which is a hundred percent Title I hold harmless, Chicago with only twenty-two percent of the students gets 35.09 percent of the money; thirty-six million dollars more than what they received this year. Now, where do you think it's going to come from? There's only going to be so many dollars in that pot. It's going to come only from the Common School Fund. Whatever you do in the City of Chicago is your business on a local level. This we're talking about the funds that the State appropriates to the Common School Fund. Every other state in the district with rare exception get penalized by this amendment, and if you think any of you school districts in suburban Cook and the suburban area and the downstate areas which have some halfway decent assessed valuation behind their students are going to benefit by this amendment, you're sadly mistaken. This bill...or this amendment should be given its rightful death, and I urge you all to vote No against this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Is there further discussion? Senator Lenke.

SENATOR LENKE:

Just in answer to Senator Davidson, he wanted to know where the money is coming from. I think about sixty percent or seventy-five percent of this money that's coming everywhere is coming from six counties where you're trying to steal it from, that's where it's coming from. So, everybody ought to know where it's coming from. We do not, in Cook County, get a fair share of the tax dollars that we send to Springfield. I wish we were like Sangamon County and the City of Springfield, because you come along as a bandit and steal a little money for this and that, but when somebody else wants something for their area, you vote against it. You know that Prairie Convention Center, the Dana House, those little things, you know, you take the money for. We

always help Springfield along but Springfield doesn't contribute as much as Cook County...or Sangamon County doesn't contribute as much as Cook County to the tax pie, Senator Davidson, so that's where the money is coming from.

PRESIDING OFFICER: (SENATOR BRUCE)

(Machine cutoff)...Davidson.

SENATOR DAVIDSON:

Since my name was used in debate, Senator Lemke, you better go back and look over the years and see who has helped you. Secondly, you better count up where the money comes from. You know, the money comes from all of Cook County, not just the City of Chicago, the suburban area. You better get a printout and see where the money comes from and see how it comes out and see what comes back to you, and you do quite well. I admit fairly, we get our fair share down here 'cause we are the capitol and we do have extra expense, and I have helped you in the past and I certainly look forward to helping you people in the future when it's fair and doesn't hurt the rest of us. But whenever you want thirty-five percent of the money with only twenty-two percent of the students in your school district at the cost of all the other school districts in the State, that's not quite fair. And the City of Chicago by itself does not raise fifty percent of the income tax.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Watson. Senator Lemke.

SENATOR LENKE:

...Senator Davidson, I'm looking over my suburban school districts; Cicero, Berwyn, Lyons Township, and every one of them lose money, every one of them. So, it isn't just the City of Chicago. Every one of the districts in my part of the county lose money, including Argo and Justice where there are minority people.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Watson.

SENATOR WATSON:

Well...thank you, Mr. President. I just suggest to the previous speaker that he vote No. I want to ask the sponsor a question.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield. Senator Watson.

SENATOR WATSON:

If there is so much equity in this so-called formula revision of yours, I'd like to know why I have in front of me a...some information that says that Chicago has twenty-two percent of the pupils in the State and currently receives 33.9 percent of the funding in State dollars, and under your amendment we're going to increase that to 35.09? I'd like to know what kind of equity that would be for the rest of us in the State of Illinois.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

Well, I could give you an hour answer or I can give you...try to make it a short answer. Let me tell you what we're talking about. All of this debate for this week when Senator Davidson and I have been trying to explain this and today is all because of, not the people in this Body or across the Rotunda, but because of the guys in Washington. They changed the rules on us, because they've said that instead of using what we've been using in our formula and pegged it to it, we have to start using 1980. Now, that made a substantial difference. That's why we have to address how this money under Title I, which is pegged to a Federal formula, has to be redistributed. Now, if you want to know why Chicago should get a higher percentage than the kids, because Chicago has...children have greater problems. Regardless of the money, you...you are fortunate not to have what we used

to call municipal overburden, alright? That's a fancy title for the kinds of problems that you have when you've got to teach the kids in a city such as Chicago or East St. Louis. And Kenny Hall can answer just as well as I can from Chicago, he can from East St. Louis. You've got social problems that impede upon the normal progress of a child in education that nobody in the rest of the State can recognize, and that's why we've built in for ten years a special Title I weighting to recognize that. That's been to our credit, and that's what's involved in this debate today.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Watson.

SENATOR WATSON:

Well, thank God we don't have the problems of the City of Chicago or East St. Louis, but we've got our own problems, and a lot of the problems of the City of Chicago and some of these areas are their own doing. I just don't think that we have a...we should be sitting here and casting a vote that's supposedly going to create equity for the entire State of Illinois when we're actually going to be increasing funding for the City of Chicago from 33.91 percent to 35.09. I just don't think that's treating everybody fair, and...and I'd urge a No vote.

PRESIDING OFFICER: (SENATOR BRUCE)

...further discussion? Senator Buzbee.

SENATOR BUZBEE:

Well, now that we've gotten the conversation down to the lowest possible level, I...yeah, maybe we ought to keep it there for awhile. But, you know, there's been an awful lot of comment about what downstate is going to get as opposed to what Chicago is going to get. That doesn't really make any difference, doesn't make any difference whatsoever, it's what my school districts are going to get and what your school districts are going to get. And I've looked at this

printout, by saying that Chicago is going from thirty-three percent to thirty-five percent, perhaps that's the case. But let me tell you, when I looked at this printout, my school districts, it's six of one and half a dozen of the other. Davidson's amendment helped some of my school districts; Berman's amendment helped some of my other school districts. It's a wash. So, I'm voting with my colleague from the Democratic side of the aisle.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion? Senator Keats.

SENATOR KEATS:

Only to clarify for some of the members, if you'd tried to read this table. I've carefully put a little blue line through every one of my districts and I added them up and I realized that with John Davidson amendment two gained, with Art Berman's amendment one gained, and with no amendments fourteen gained. Now, I think if you look at it carefully yourself with the exception of, and I'm just delineating here, Chicago, East St. Louis and one or two other downstate districts, all the rest is suburban Cook and downstate are money losers. Now, if the only thing you're looking at is money loss, then with the exception of one or two downstaters all the rest of you ought to be voting No. If you're looking at other items, i.e., equity, i.e., good government, i.e., you're a nice guy, whatever you want, i.e., Democrat versus Republican, do what you want. But if you've carefully looked at it, and I'm just trying to be objective about it, there are only about two districts downstate that as a whole are benefited by this. Then, in the suburbs there's basically no one who benefits from this exchange. So, I would say, do as...do whatever is appropriate for your area unless you want to for some reason rise to principle as some of us occasionally attempt to do but, personally, I'm voting No 'cause this amendment is particularly harmful to the suburban Cook County

schools.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Netsch.

SENATOR NETSCH:

Well, I guess this is the annual school aid auction, in a sense, that we go through at least once a year, and it...and it...it is unfortunate because it is one of the issues, in fact, the most prominent issue that...that pits one area against another, and we all, I think, are in a position where we feel, either as a matter of principle or as a matter of, if you will, local self-interest, that we must vote for that which is best for our own areas, and, of course, we can always then rationalize forward and say it is also right as a matter of principle. I think, of course, that it is absolutely right that this amendment pass because it...it deals with Title I and it deals with a...an element that has been critical in any fair school finance system from the beginning for a lot of reasons which get terribly esoteric, known as municipal overburden and so on and so on. But I think really what...the only point I would like to make is, I think...Senator Berman, am I right in assuming that this is not the last we will see of the School Aid Formula before the end of the Session, that obviously whatever happens here today, either at the amendment stage or on 3rd reading, that there are going to have to be adjustments that reflect the amount of money, for example, that is going to be in the State Treasury next year, and so we are likely to have a chance to...in fact, not likely, it is inevitable that the School Aid Formula is going to end up in Conference Committee. Is that a fair assumption?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

I would...I wish I could say, yes, but let me merely make

this caution. We don't know what the level of funding is, and if...and if the doomsday budget passes, all of these things have to be reworked in order for you to know what kind of money your district or every other district is going to get. If...if this bill passes out without any amendments, and these...you know, this is only Amendment No. 2, then it's possible that...that there would be no changes in the School Aid Formula. I'm saying that that's a possibility. So, to keep everything still within our control, I would suggest that we keep some bills moving along. Now, there's some vehicles in the House that will be coming back to us, but I'd rather keep them in control of the Legislature than perhaps winding up on the Governor's Desk without us having any voice. So, that...that I think is the most candid answer. I'd like to keep all of our options open and, therefore, amendments...if you're uncertain, vote Yes just to keep amendments on and to keep the bills moving.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President and members of the Senate. One thing that I hope is not lost in this debate is that we have a formula for dispersing school aid that, in fact, creates the first inequity. Now, what Senator Berman is trying to do is to skew a skewed up formula, and, therefore, I would suggest we not skew with it anymore and defeat this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator...further discussion? Senator Maitland. Senator Johns.

SENATOR JOHNS:

I'd like to ask the sponsor a question. It...it...I have never hesitated to help Chicago and...when it really needed it, but I...I am really perplexed when you ask for thirty-five percent for twenty-two percent of the students. Now,

can you really give me a solid explanation as to why you feel that's fair and equitable?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

Well, let me try to give you one...one explanation. First of all, this formula is...you know, every year we make changes. So that what we are saying is that this year it is possible under this amendment that Chicago may get something more than its straight one-third that we have traditionally kept by a mutual agreement by everybody concerned. We have the kind of problems this year that I would have hoped would have gone away; they haven't. I would hope they won't reoccur. That, we'll keep our fingers crossed for. This is a sort of a one-year bonus if we walk away with it. Truthfully, I will be amazed if we can walk away with it, but we...but I think...I think that when a school district like Chicago is faced with a two hundred million dollar deficit this year...you know, we've got bills floating around where a school district lost...lost less than a...a percentage and we've got a bill introduced to help them. We've got bills introduced...and out of State aid I want you to know. You know, one-shot deals. They lost a shopping center, they've lost a hundred and ninety thousand dollars, they come to us and we take care of them. Last year, Quincy, one of my favorite whipping boys, Senator Kent, Quincy came in, their own superintendent didn't do any checking on the multiplier, they went down the tubes for a million bucks. A million bucks to Quincy is like three hundred million dollars is to Chicago. We bailed Quincy out, out of our money, your money, Senator Johns, my money, everybody's money on this Floor. And it's not Senator Kent's fault, the Governor double-crossed her. But I will tell you this, that we help out every district that comes to us with a unique problem.

Chicago has a unique problem. It may be a perennial unique problem but it's a...but it's a unique problem this year. If you want to be a little...as...as generous with Chicago as we are with almost every other district in the State, give us an Aye vote.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Johns, had you concluded? Senator Johns.

SENATOR JOHNS:

Just...just one more. Does...does it really shift thirty million dollars to Chicago or thirty-six million dollars more?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

No. Under...under this...let me give you the figures. If...if nothing is done and we...we appropriate at the State Board's level, that's assuming a State tax increase, let me tell you where we're at. Chicago, under this amendment, would get five hundred and four million three hundred thousand dollars. If there's no change, Chicago would get four hundred and ninety four million five hundred thousand. That means a nine million dollar bonus is going to Chicago between Berman amendment and no change, that's the difference, a little less than nine million dollars...or a little more than nine million dollars.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President. Senator Johns, let me answer your question. They get thirty-six million dollars more with the Berman formula, that's the direct answer that you wanted. Let me respond very quickly to the Quincy situation. The Quincy situation was a matter that we deal with every year. The Governor had nothing to do with this at all. This was a

local problem that's created by...by the fact that the multiplier is certified much later than the...than the levy is extended, and sometimes they...they have to levy below their statutory rate and, therefore, don't have full access to the formula. We're trying to eliminate that problem. That was the situation with Quincy. I just simply must, as others have before me, rise in opposition to this formula. It...it...it treats, I believe, Chicago more equitable than you really want to treat them, and we all want to treat you very fairly and squarely. This gives you a very special, special benefit, and I urge defeat.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Davidson and then Senator Berman to close. Senator Davidson.

SENATOR DAVIDSON:

I...I'm sorry to rise a second time but, Senator Johns, the thirty-six million dollars compared as to what they receive this year. City of Chicago have got four hundred and sixty-eight million plus. Under the Berman amendment, they'll get five hundred and four million plus. If we do nothing, if we change nothing in the formula and if we have a tax increase and we do raise the formula funding to 1.436 million, the City of Chicago gains very well also. They gain to four hundred and ninety-four million. They gain twenty-six million dollars there alone, go to 34.4 percent. So, we do need...if we're going to keep this somewhere in balance, we need a change in this formula for the rest of us. But you got to compare apples to apples and oranges to oranges. You compare what you're talking about with this amendment compared to what they actually receiving this year, and it's thirty-six million dollars. If you want to use Senator Berman's figures, which are correct if there's no changes in the...formula, they'll pick up another ten million over and above the twenty-six million they get if we do noth-

ing.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman to close.

SENATOR BERMAN:

Alright. Thank you, Senator Davidson, for correcting Senator Maitland's misstatement. I think it's a little bit...I take a little bit of umbrage when you stand up here, Senator Maitland, and say that under this amendment we're going to get thirty-five million dollars. That's just not true, because that means you're...you're not talking about equals, and I appreciate Senator Davidson's correction of that. We...if nothing was done, Chicago will increase, as will every other...or most other districts in the State, because we're increasing the appropriation. We're going from a billion three eighty-one to a billion four thirty-six. Now, the question on this amendment is, how much more will Chicago get under the amendment than if there wasn't an amendment. And I...and it really bothers me when you say that this amendment is thirty-five million. It just is not. I said it's nine million, and that is the difference. Now, it's...tough enough for everybody to understand what's going on here without misleading people. I think we've debated it fully. We try to make the...the formula simple. Chicago benefits, East St. Louis benefits, a number of other districts benefit. I would suggest if your district comes out well under this, you give me a green vote. If it doesn't, to save your own school district, you give a red vote. I solicit an Aye vote.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is on the passage...on the adoption of Amendment No. 2 to House Bill 1182. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. (Machine cutoff)...all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that

question, the Ayes are 21, the Nays are 33. Amendment No. 2 to House Bill 1182 is lost. Further amendments, Mr. Secretary?

SECRETARY:

Amendment No. 3 offered by Senator Schaffer.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Schaffer is recognized.

SENATOR SCHAFFER:

I should like to point out that we need to put at least one...amendment on this bill to get it into Conference Committee, that's just one appeal. Those of you who...those of you who don't have the honor to serve on the School Problems Commission or...well, I don't know, I...my sympathy to those of you who do, but to the rest of us who don't have the honor to...to serve on it and don't really understand the formula, I have a very simple amendment, and it says,...I'm going to read it to you. It says, "Notwithstanding any other provision of this section," which is the formula, "if the Illinois individual and corporate tax rates are increased in 1983, then no school district's State aid entitlement for 1983-84 school year shall be less than the district's 1982-83 entitlement." Simply put, what I'm saying is, if we reach...if we get our act together down here, and if we don't, this is nonoperative. If we get out act together down here and burglarize the taxpayers of this State for a billion, a billion four, a billion six, whatever we're finally going to get down to, then at the very least, no school district should get less next year than they got this year. Now, I'm going to try and keep my remarks short because all those people who play with the formula are now going to attack this amendment because it didn't go through the School Problems Commission. They're going to tell you about Sorento and they're going to...wave computer runs and say what it does to Moweagua and all those other places. You

might want to go get a cup of coffee or go visit the john for the next few minutes, but I'm going to save the rest of my time for the closing remarks.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Further discussion? Senator Berman.

SENATOR BERMAN:

I was waiting for somebody else to talk. I must admit this is a simple amendment. It is also simplistic. It has nothing to do with the way School Aid Formulas are operated, and it will do great injustice to a number of school districts. If we increase tax rates, depending upon how much we increase them and depending upon where the formula is, will effect how some districts gain more or some districts gain more but not as much. But there may not be any relationship with the increase in income taxes and school aid. School aid is determined not only by the amount of money that we appropriate and the formula, but it's also determined by the number of pupils in a school district and the assessed valuation that's in that school district. Under Schaffer's amendment, if a school district lost students and a school district has a substantial increase in their local assessed valuation, they've got three new shopping centers that were built, four new factories, they've got a tax base of big money that came in. Under this amendment, they're going to get the same amount of State dollars that they got last year. Well, Ladies and Gentlemen, that doesn't make any sense, because they're going to be taking that money that the Schaffer amendment gives them out of your pockets for your school districts that still have the same number of kids and don't have a lot of new improved property on the tax rolls. This amendment doesn't make any sense. I strongly urge a No vote. Specifically, let me tell you, it hurts Chicago, it hurts Kane and Will Counties, it hurts Mattoon, Kankakee, Decatur, Granite City, Alton, Bloomington, Peoria, Moline,

Rock Island, East St. Louis, Springfield, Freeport and Danville. And it sounds like a train schedule, but let me just tell you, it sounds...it may make some sense to people that don't understand it, but it makes terrible sense to anybody that has to work with it. I urge a No vote.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Watson.

END OF REEL

REEL #2

SENATOR WATSON:

I'd like to ask the sponsor a question.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Watson.

SENATOR WATSON:

If we...that list he just read, if my school...district was not mentioned there, then we will benefit from your...your amendment?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Schaffer.

SENATOR SCHAPPER:

And I should point out that even most of those he has read are hurt only marginally. What we see here...what we have here is a real case of greed. Greed that's what we're talking about. We're talking about districts not wanting to lose a buck fifty, one-tenth of one percent of their total thing to save a district from a cut. I'll put it this way, if anybody on this Floor knows a district in this State that's had three new shopping centers and four factories built in it in the last year, vote no. I haven't seen any. The types of things that he's talking about haven't happened. Most of the increases that you'd see are the districts that are hurt...are only hurt in very small percentages. Some of the little districts that are hurt, particularly the elementary districts, are hurt bad, and this amendment would help them.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Watson.

SENATOR WATSON:

We don't have a printout on this. We have no information. Just by what you've told us.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Schaffer.

SENATOR SCHAFFER:

There are printouts but, frankly, until you know the total dollars available, it's kind of hard to figure.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President. I...I rise in...in support of Senator Berman's comments and agreeing with him as I always do. He put it so well. It is a simplistic formula...simplistic amendment. It almost...and it truly does make a mockery at this point of Title I. We are, as Senator Schaffer says, going to have to go back to the drawing board, negotiate somewhat, come up with some kind of a...of a formula change for Title I. I don't believe this amendment will do that, and I urge defeat.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Buzbee.

SENATOR BUZBEE:

Well, I agree with everything Senator Berman said, that's why I'm going to vote for the amendment. We've got to get this bill into a Conference Committee. I'm sure that this is not the approach. I do understand the School Aid Formula somewhat and I'm not a member of the School Problems Commission. I tried for four years to get on that commission and I'm so glad that I never succeeded, and I don't want on ever again, Senator Rock, just keep that in mind, but we've got to get this bill in a Conference Committee. The School Aid Formula is not going to work in my area the way its presently written, and I'm concerned about that and the only way we can get the bill in a Conference Committee is to get an amendment

on here, as...as I understand it. So, this...looks to me like there's a good vehicle to really screw up the works right now so we can...we can get a Conference Committee in...in operation.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

Senator Buzbee, there is a fourth amendment...another Davidson amendment if this fails, that we...we can put on so we can get it in Conference Committee. In fact, this amendment that would help your area as well as mine. I...rise in reluctant opposition to Senator Schaffer's little gem. It does look after his area and the suburban area of Cook and the other five counties, but as you all well know, you're all able to figure just the same as any of us, there's so much money in the pie when you decide how you're going to distribute it, there's winners and there's losers. There's more losers in the high populated area and the urban area with this hold harmless than they are with the ones that either I or Senator Berman had put forth prior to this. You do what you have to do, but I'm going to urge a No vote on this, and there is one more amendment, so this bill can get amended so it can get to Conference Committee.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

I apologize for rising a second time, I just want to make it very clear there are other formula bills floating around. If...if this bill gets...has no amendments put on...put on it, and that will be my position, we are not hurt at all. There are a number of bills dealing with the formula that are still on this Calendar and on the House Calendar, and it makes no sense to adopt a...an amendment like this...it would be an embarrassment to this Body to adopt this amendment just

to keep a bill alive. I strongly urge a No vote on this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Schaffer may close.

SENATOR SCHAFFER:

Well, gee, there for a second, I thought Senator Rock was getting up. I was getting nervous. Phil's always had a lot of sense to stay out of this stuff; I should probably follow his shining example. To...to those of you in the City of Chicago, my appeal for a vote on this amendment is simple, it gets the bill in the Conference Committee, you might like that; other than that, I just appeal to your common decency and your sympathy and hope that you'll help some other part of the State. For those of you who don't live in the...City of Chicago, I have a different appeal. It's called political survival. I think there is no one here that doesn't way down deep think that before we get out of this wonderful Session, that we are going to inflict upon the taxpayers of this State a rather massive tax increase. You oppose this amendment, you are going to have to go back to your districts and there are almost no districts I saw on the run...that legislative districts that do not have several school districts, particularly elementary districts, that are going to get less next year with the tax increase than they got this year. Now, you're going to have to go back and explain to the people of those districts, you know, those taxpayers out in suburbia and the collar counties and downstate that got three-bedroom ranch homes and they're paying two thousand dollars a year in property tax, you're going to have to explain to those people how a tax increase of that size and scope, supposedly for education, if you read the press, ha, ha, ha, got passed and their district got less. There are no shopping centers being built, there's no big...examples of assessments increasing other than artificially. This is an equitable thing. Yes, it

flies in the face of all the people that have built the formula. It didn't go through their committee, it didn't...it wasn't massaged in all their egos. If you believe in equity and you want to be able to go home, whether you vote for the increase or not, and at least see no district get less, you ought to be for this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

Question is on the adoption of Amendment No. 3 to House Bill 1182. 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 26, the Nays are 29. Amendment No. 3 to House Bill 1182 is lost. Further amendments?

SECRETARY:

Amendment No. 4, by Senator Davidson.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson is recognized.

SENATOR DAVIDSON:

...excuse me, Mr. President and members of the Senate, Amendment No. 4 does two things. Those of you who have a district that do not have high urban population, as some of us do, want to listen to this. It allows the same option that was in Amendment No. 1. They can use either Chapter I '80, or eighty-five percent of Title I 1970, but it does one other big item. You all better listen. Presently, the weighting factor on Title I or Chapter I students is .625. This reduces the weighting count from .625 to .60. It almost balances out the percentages throughout the State based on this year's appropriation. I had this ran on this year's appropriation that we received of three...of 1.381, so you get some idea. To give you some idea of the percentages, the City of Chicago received 33.91 of the funds this year. Under this amendment, they will receive 33.89, two-hundredths of a percent difference...two-hundredths of one percent, excuse me. The rest of

them balance out pretty well. The rest of Cook, twelve seven nine and twelve seven eight. My own district thirty-two thirty-three hundredths...one-hundredths of a change. This is a good amendment. It's fair and as equitable as we could do. We had looked besides the .85, we had not had an opportunity to see what it would run if we changed the Title I weighting from .625 to .60; and when it was ran, this looked like some fair equitable situation if the other amendments didn't fly. I urge the adoption of this amendment.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to adopt. Discussion? Senator Berman.

SENATOR BERMAN:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR BRUCE)

Indicates he will yield. Senator Berman.

SENATOR BERMAN:

Senator Davidson, do you have a printout of this on...under either the... '82-'83 appropriation or the projected '83-'84 projection?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Davidson.

SENATOR DAVIDSON:

The only thing I have is in relation to large districts based on this year's appropriation, one...one million point three eight one. Did not have it on the projected new because at the time we ran it, there was no agreement as far as any tax package and it did not look like we may have any increased funding.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman.

SENATOR BERMAN:

On the amendment, just procedurally, I was pleased with Senator Davidson's suggestion of the other day that we took 1182 out of the record and we passed out these printouts.

For one of the few times that I can recall in the debate on Amendments 1 and 2, everybody pretty much knew what the heck they were voing on. That's a giant step forward. On Amendment No. 4 we're going back to the dark ages where you're voting in the blind. We don't have a printout on this. I don't know what it does. In the days that it's been pending, and I don't know just when it was filed, I would have thought that the State Board could certainly have run a printout with this at the last year's level of appropriation and...and...and next year's. That's my objection on the amendment on the procedural grounds. On the substance of it, let me point out that what this does is; number one, the same thing in essence that was done in the first amendment that we've rejected, but in addition...in addition, it does something which I think this Body ought to take a very strong stand against. This takes money out of the schools that have the highest percentage of disadvantaged...economically disadvantaged children. If there's any vote that you will take this Session, in which somebody can stand up and say you voted against poor kids, this is the amendment. This cuts Title I weighting factor for the high density school districts...high density, such as Chicago, such as East St. Louis and then about, I think, seventy...about seventy districts, give or take a couple, that are...are small districts but have a high percentage of poor kids, and what I was saying in...in answer to Senator Watson's question before, I was not being facetious, these poor kids come to schools with unique problems. It takes more money to teach those kids, and what we're...what Senator Davidson is proposing in this in order to bow down to a ratio...ratio he is suggesting that we deny the resources so important to seventy some school districts in the State of Illinois who have such unique catastrophic problems in teaching kids that come from poor homes. On principle, as well as procedure, I strongly urge a No vote

on Amendment 4.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Fawell.

SENATOR FAWELL:

Thank you, very much, Mr. President and members of the Senate. You know, there are few things that bother me about this whole debate and I would like to point out some facts that I have discovered after serving on the Elementary and Secondary Education for the last couple of terms. I agree with Senator Berman that there certainly are special problems when you start teaching these disadvantaged children, and I think anybody in this Assembly would do everything they could to alleviate that kind of situation to get these children to the point where they can function as everyone else can who come from a different area. The problem that I see with the Chicago School System, and these are facts that the Superintendent Love brought out in the two meeting that we had with her, once in the House and once in the Senate, they have two and a half staff members in the Chicago School System for every teacher that is in the classroom. Two and a half staff members for every teacher in the classroom. The average classroom has thirty-three children. Any of you who taught or have taught in the past or are teachers, know that that's entirely too many children even in their normal situation. Two and a half staff members. I have talked to our regional superintendent, we have a half of a staff member per pupil...per teacher, I'm sorry...per teacher in our system, and I think that is the average throughout entire the State. When we asked Superintendent Love, who are these staff members? She told us, first of all, she is a superintendent, she has regional superintendents, she has deputy superintendents, she has superintendents and she has principals. When we suggested that perhaps they were a little top-heavy in their administration, she told us that there was nothing that could

be done about. We also asked her about the full-time plumbers, electricians, carpenters and laborers that are on the payroll that are guaranteed forty hours a week, fifty-two weeks a year, all the benefits and paid the prevailing wage. We suggested it might be cheaper in the long-run to go out and get contractors, and we were told this was not possible, that they like the system the way it is. When I talk about a half of a staff member per teacher in the rest of the systems, I'm also including bus drivers that Chicago does not have. I have no objection to giving money to students to allow them to get out from under the economic system that they find themselves in. I do object to giving money to the Chicago School System and not using it in the manner that I feel it should be used and I think everyone else in this Assembly feels it should be used. I think it's about time we started to tell the Chicago School System, look into your school system, correct your...your problems that you have developed within your system. I think they have an excellent superintendent who would like to see this done. I think there are a lot of teachers who would like to see this done. I think there are a lot of people on this Floor that would like to see it done. I think it's about time we sent a message to the Chicago School System and tell them, clean up your act and then come back and we will assist you in any way possible. But some way or another we've got to get this message through to them. Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Associated Press requests permission to shoot still...photos. Is leave granted? Leave is granted. Senator Schaffer.

SENATOR SCHAFFER:

Well, I'm going to mystify somebody, I'm going to defend the Chicago School System from Senator Fawell's comments. I don't think everyone understands Title I funding, Senator

Fawell. This is money...it doesn't just go to school districts, it tracks the Title I kids. The money that Senator Davidson's amendment would slightly reduce doesn't go to pay Ruth Love's salary, it goes...it tracks to the kids in the schools within the Chicago School System where the Title I kids are located. It's not spent in the fat cat areas represented by Senator Lechowicz or Senator Joyce or Senator Degnan or some of those others, it goes to where the Title I kids are really located. It doesn't help the entire school district, it goes where it's supposed to, and that was the fight we fought down here years ago, and I think we have to understand that.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion?...Senator Davidson may close.

SENATOR DAVIDSON:

Well, Mr. President and members of the Senate, this amendment is very simple. Gives an opportunity for this bill to share the money as equally as we could. It let's money...it doesn't take any money away from districts; it may take some money from within some school within the district, but the money is going to follow the child, make it more equitable throughout the district as throughout the State. Appreciate a favorable vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is on the adoption of Amendment No. 4. Those in favor will indicate by saying Aye. Those opposed Nay. The...the Ayes have it. There's been a request for a roll call. Those in favor of adopting Amendment No. 4 will 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 30, the Nays are 26, none voting Present. Amendment No. 4 having received the majority vote is adopted. Any further amend-

ments?

SECRETARY:

No...no...further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. For what purpose does Senator Geo-Karis arise?

SENATOR GEO-KARIS:

Mr. President, a point of personal privilege. Ladies and Gentlemen...Mr. President and Ladies and Gentlemen of the Senate, I'm happy to tell you today we are graced with the presence of four of my...three of my constituents. My Republican County Chairman and a member of the County Board of Lake County, Robert Neal of Wadsworth, Illinois and his son Robert Neal, Jr., N-E-A-L, and...his daughter, Cheri, C-H-E-R-I, and Cheri Neal happens to be the Secretary of the Young Republicans for Lake County. I would like you to help me welcome them here today. They're great people.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Would they please rise and be recognized. UPI requests permission to shoot still photos. Is permission granted? Leave is granted. On the Order of House Bills 3rd Reading, House Bill 1237. Senator Kelly requests leave to bring it back to the Order of 2nd Reading for purpose of amendment. Is leave granted? Leave is granted. Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President and members of the Senate. I'd like to defer to Senator Zito who had adopted...sponsored the amendment to this bill which we are trying to now Table.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Zito.

SENATOR ZITO:

Thank you, Mr. President and members. Having voted on the prevailing side by which Amendment No. 1 to House Bill 1237 was adopted, I would move to reconsider the vote by

*MB 1306
Recalled*

which that was adopted.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Zito moves to reconsider the vote by which Amendment No. 1 was adopted to House Bill 1237. All those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion to reconsider carries. Now Senator Zito moves to Table Amendment No. 1 to House Bill 1237. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is Tabled. Are there further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 1306, Senator Lemke. Senator Lemke moves...seeks leave to recall House Bill...1306 back to the Order of 2nd Reading for purpose of amendment. Is leave granted? Leave is granted.

SECRETARY:

Amendment No. 1 offered by Senator Lemke.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke.

SENATOR LEMKE:

This is a...a amendment to...on the road...districts hiring lawyers. This is an amendment that specifies that the road district will only hirer a lawyer where there's a conflict involved. I think it's a good amendment. I ask for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke.

SENATOR LEMKE:

This is the amendment in answer to the discussion we had on the Floor for some length. I think it's a good amendment. I ask for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Lemke moves the

adoption of...Senator Schuneman.

SENATOR SCHUNEMAN:

Senator, your amendment would only allow hiring a lawyer if there's a conflict involved?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lenke.

SENATOR SCHUNEMAN:

Is that what it says? If it is, what's a conflict?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lenke.

SENATOR LENKE:

Okay. We discussed this in length...some length the other day. The...the way the bill read, it allowed road districts to hire an attorney, and we came up to the point...the reason for the bill is the fact that sometimes there's a conflict between the road district and the township...board; and what this amendment does is when there is a conflict, then the road district can hire an attorney...because what happens now is the township attorney can only act for the township but he also acts for the road district. So, if he acts for both, he's got a problem if there's a conflict between the road district and the township in regards to taxes or something.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

SENATOR SCHUNEMAN:

Well, thank you, Mr. President. I...I...certainly the Senator has a right to offer any amendment he wants to his own bill but I don't think this really changes much if anything.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Lenke moves the adoption of Amendment No. 1 to House Bill 1306. Those in favor indicate by saying Aye. Those opposed. The Ayes have

it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 1355, Senator Demuzio seeks leave to bring it back to the Order of 2nd Reading for purpose of an amendment. Is leave granted? Leave is granted. On the Order of Senate...House Bills 2nd Reading,...House Bill 1355.

SECRETARY:

Amendment No. 2 offered by Senator Lemke.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke seeks to withdraw that amendment. Senator Demuzio, did...is there further amendments?

SECRETARY:

Amendment No. 2 offered by Senator Demuzio.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. The Amendment No. 2 reestablishes the definition of waste oil. A bill that we passed out of here, Senate Bill 981, 58 to 1, the House, in its infinite wisdom, is playing their own usual special games over there and this bill is bottled up currently in the House. I understand there's...currently some negotiations that are taking place between the State Chamber of Commerce and the Attorney General's Office and other interested parties, but to this point it has not yet been resolved. What this amendment would do would to reinstate the definition of waste oil as a special waste, and I would ask the Senate to approve this amendment, put it on so that we can get it back over to the House for further discussion.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not...Senator Chew.

SENATOR CHEW:

Not on the amendment, a point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR SAVICKAS)

State your point.

SENATOR CHEW:

The family of Senator Emil Jones is here in the President's Gallery. I would like to have them stand and be recognized by this Body.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Would they please rise and be recognized. Senator Grothberg.

SENATOR GROTHBERG:

Thank you. I have a question of...of the...Senator Demuzio.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he'll yield.

SENATOR GROTHBERG:

I...I...I see a list of four amendments, Senator, and I don't know if they're all yours or whose they are by name here or who's behind them, but I gather we're redoing a waste bill...before we're through. Is that a correct assumption?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

SENATOR DEMUZIO:

Yeah, Amendment No. 1 was adopted by the Senate. That amendment was in relationship to the storage and disposal and transportation of hazardous waste, it had to be in containers that met the standards of the...Federal Nuclear Regulatory Commission. It's already been adopted a couple of days ago. Senator Lemke has withdrawn his amendment that was on your recall list. Amendment No. 2 simply reestablishes the definition of waste oil that we have put in the Senate Bill

981 that left here to put it back in the House for further negotiations, and a further amendment will be offered by Senator Rock in relationships to fees.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Grotberg.

SENATOR GROTBERG:

I guess that's what I'm talking about, we're redoing the waste bill, fee structure, et cetera. With no criticism to any sponsor, but I just thought it would be nice right now if we get these amendments on our desks. Not unlike the School Aid Formula, the second biggest problem in the State of Illinois is waste, and...and I would really...I'd be glad to go back to it in...in a few minutes. How long will it take to get the amendments out for those that want them?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

SENATOR DEMUZIO:

Well, that request is being made at me, I will make the similar request of all the remaining bills on the recall list so if we want to take a half an hour Recess to get all of the amendments passed out, Mr. President, I'll be glad to do that.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator, I don't think you have to do that. Under our rules, it takes five members to request that, and only one has requested it. Senator Demuzio.

SENATOR DEMUZIO:

We are furnishing the gentleman with a copy right now, it's on its way over.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Watson.

SENATOR WATSON:

Did you say that Amendment No. 1 was part of the bill now?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

SENATOR DEMUZIO:

The amendment has already been adopted, yes. A couple of days ago.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

SENATOR WATSON:

Well, I understand there's a good possibility that that would stop all movement of waste in Illinois because the...the Nuclear Regulatory Commission can't really define what a container is. They don't have any power to do that. Is that...is that true? And I realize this is Amendment No. 2 but I would like to ask...to have you answer that question.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

SENATOR DEMUZIO:

Well, I'm...I'm not familiar with that. I know that there are standards in the Resource Recovering Conservation Act that are less stringent than those of the Nuclear Regulatory Commission. I'm, frankly, had not asked EPA and, therefore, I can't give you a positive yes or no on that regard. I could perhaps on 3rd reading, I...I can inquire.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

SENATOR WATSON:

I would appreciate you finding that out and getting back to me. Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, will the sponsor yield, please?

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

SENATOR GEO-KARIS:

Senator Demuzio, may I please have a copy of that amendment?

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he'll get one over to you. Is there further discussion? Senator...if not, Senator Demuzio moves the adoption of Amendment No. 2 to House Bill 1355. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments...Amendment No. 3, by Senator Rock and Demuzio.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 3 is identical to that which I offered the other day on Senator Welch's 1257, I believe. It...it attempts at least again to inject some element of parity in the fee structure that's been proposed. It seems to me that as long as...as was indicated by Senator Demuzio, this one is going to Conference. That element ought to be part of whatever is...is decided, discussed and sent on to the Governor, and I urge adoption of Amendment No. 3.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? Before...before we get into this, Senator DeAngelis has sought recognition for quite awhile. Before we get in discussion on this one, Senator DeAngelis.

SENATOR DeANGELIS:

Well, I was hoping to intervene between amendments, Mr. President, but in the gallery behind me are three very good friends of mine, Miss Phyllis Roar, who was my press coordinator during my campaign, her husband, Mr. Phyllis and her

mother, Mrs. Regone, and I'd like to have them stand and be recognized.

PRESIDING OFFICER: (SENATOR SAVICKAS)

...would they please stand and be recognized for the wonderful job they've done for Senator DeAngelis. Senator..well, let's start with Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. A parliamentary inquiry. Is this amendment germane to this bill?

PRESIDING OFFICER: (SENATOR SAVICKAS)

If you'll wait awhile, we'll check that out. In the meantime, Senator Rigney.

SENATOR RIGNEY:

Well, Mr. President, my only comment is it's kind of like the afternoon soap opera, it seems like you can always tune in around here and we're about the same place in the...the whole story. We've debated all of this before. This was the old 1257 bill. We had a fair vote on that. We determined the issue, I thought maybe for once and for all, but somehow here we are on Sunday morning and we're back talking about the same issue. This is the four-cent amendment. This is the one that wants to place a simple tax, four cents across the board, regardless of whether the...the storage is...or the disposal is on-site or off-site or deep well or however you want to go about it. We've had all of this before us before. We've made a clear decision on it, a rather resounding one at that, and I simply ask for a No vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Well, Mr. President and Ladies and Gentlemen of the Senate, I echo the remarks of Senator Rigney and that's not all. This amendment is the one that we opposed on Senate Bill...on House Bill 1257, 'cause this is the amendment that

helps the landfill companies, and I'm sick and tired of the landfill companies polluting the area and wanting everybody else to help share in the cost that they should assume, and I...I certainly speak violently and...vehemently, I should say not violently, I'm not a violent person, against this amendment. I might also say as to the germaness, the bill that they're attempting to put it on, 1355, I notice is a bill that...amends, I suppose,...the Environmental Protection Act, but still we already acted on 1257, the bill is already in the House. I wonder why we have to go into an exercise again.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio, for what purpose do you arise?

SENATOR DEMUZIO:

Well, the...to correct my colleague on the other side of the aisle, this is not the same amendment that was...that was offered on 1257. I beg to differ with her and she's explaining an entirely different amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Welch.

SENATOR WELCH:

Could the sponsor respond to a question?

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

SENATOR WELCH:

What exactly does this amendment say? Is it the five-cent amendment or...or what?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

SENATOR ROCK:

This is the four-cent version.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

SENATOR WELCH:

Is this the amendment that I think is one line long and just says, "one cent shall be changed to four cents," or...is that what it says?

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates it is. Senator...Senator Rock.

SENATOR ROCK:

The answer is, yes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

SENATOR WELCH:

Do we have a ruling on germaness yet?

PRESIDING OFFICER: (SENATOR SAVICKAS)

If you'll wait just one second, we are...

SENATOR WELCH:

...I don't want to get rolling if I'm going to be cutoff, so...

PRESIDING OFFICER: (SENATOR SAVICKAS)

We'll return to you, Senator Welch. Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. I rise again in opposition to this bill and agree with others that I think this bill has been debated, and I think we're attempting to do something that's already been stated here in putting the costs of the hazardous wastes off-site dumping on people that are taking care of their own problem. The deep well handlers of...the deep wells handle a large volume of water in...which is including in storm water which cannot be discharged as safely on the surface and in streams as it is in the deep well, and I think we ought to be well-aware of that. Deep well injectors protect underground drinking water supplies unlike the hazardous waste...hazardous waste sites above ground. They go to a extreme amount of cost to put down deep wells to protect our water supply. They take care of their problems and now we're asking them, under this amend-

ment, to bear the cost from the hazardous waste dumps around the State, and I think it's a bad amendment, and I'd ask for us to vote No.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

SENATOR DEMUZIO:

Well, thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in support of the amendment. This is identical to Senate Bill 143 that was passed out of this Body that did not even get a hearing in the House. We already voted on this bill once before in the affirmative. I would also like to point out that deep well operations right now have yet to pay one cent...yet to pay one cent into the Hazardous Waste Fund in Illinois even though they are required to do so, and there's an...Attorney General's Opinion that indicates they should pay and they have not paid. The fact of the matter is that if we're going to have some fairness, we're going to have some equity, this bill needs to go back to the House so that we can have further discussions. Perhaps the fee schedule is not adequate, perhaps it is too high, perhaps it is too low in some individuals' opinion, but I do think that further discussion needs to occur on it and I think as a matter of fairness we ought to put this amendment on and pass this bill over to the...to the House so that we can have some discussion on it.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President. I'm sorry to rise for the second time but the last speaker just said that the deep well people have not paid their share of the cost. The people with the deep wells have already paid their share of the cost when they spent over three million dollars to sink a...a hole for the disposal over one mile below the water...below...below

the surface to dispose of their wastes and that's unlike some of the others. They want to dump their waste in off-site waste disposals and then ask others to come back and correct their problem. They made...they started the problem, they ought to clean up their own problem, not...not make it subject to the people that have solved their problem from the start.

PRESIDING OFFICER: (SENATOR SAVICKAS)

All right. The Chair is prepared to make a ruling on the germaness of Amendment No. 3, and the Chair would rule that Amendment No. 3 to House Bill 1355 is germane. The amendment is related to the House Bill 1355 in substance, chapter and content. On that remark, Senator Welch.

SENATOR WELCH:

Well, thank you, Mr. President. I'd just like to rise then in opposition to this amendment. Once again we are talking about fairness but let's talk about fairness to the consumers and the public in the State of Illinois. The time has come for us to develop a policy for disposing of hazardous wastes. I think we did so by passing House Bill 1257 and House Bill 1108. We do have a policy. This is a...a bill, of course, trying to get us into a Conference Committee, trying to change things after the fact. I think that we should all vote No on this amendment. I think that we expressed our concern just the other day on 1257 by saying that on-site people are different from off-site dumpers. We don't want more off-site dumping done. We don't want to encourage more landfills throughout the State of Illinois in counties that don't want them, and so I would urge a No vote. Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Joyce.

SENATOR JEROME JOYCE:

Yes, thank you, Mr. President. I happen to think that I

agree with Senator Welch, but I do not feel that this would be...that there would be anything wrong with getting this bill in a Conference Committee because there is a legitimate difference of opinion and...and it would just give us a little more time to work this out. So, I would support this amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Grothberg.

SENATOR GROTHBERG:

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

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he'll yield.

SENATOR GROTHBERG:

Senator Rock, I've said all along I could be almost be had either way on this. One is a political answer and one is for the recovery fund, the super fund, that we're talking about is what this bill is all about including the previous one, is that correct?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

SENATOR ROCK:

Yes, and I'd like to point out what I think was...in answering your question, what was a misconception. This says very simply that the agency shall collect from the owner or operator of each hazardous waste disposal site a fee in the amount of four cents per gallon, period. That's what it says. Not discriminatory against one versus the other or putting some in or taking some out, this covers everybody. As I understand it, hazardous waste disposal site is...is adequately defined in the Act. I'd also like to point out that historically, that when Senate Bill 143 which...which was this, was before this Body sponsored...hyphenated sponsors, Denuzio-Geo-Karis, it came out of committee 7 to 2 and came out of the Senate on May 19th, 59 to nothing. I...I'm at a

loss to find out what happened between May 19th and this date.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Grothberg.

SENATOR GROTHBERG:

Well, thank you. To...to all of the bills on hazardous waste, but the one before us is the one at hand, my concern, I believe, is why hasn't someone for the deep well people offered an amendment that they only pay for the hazardous content, not the water they use to flush it down the drain? Okay? Right away they would save ninety-eight to ninety-nine percent of the fee charge, but I ask myself the following question. I guess people that have created hazardous waste landfills are all in trouble, and...but they, too, put some money in it. I don't think they created them out of a vacuum. The technology is such these days that I think, Ladies and Gentlemen of the Senate and sponsors of all these bills, that the day is close at hand when the technology has caught up with all of our problems, and then I wonder why in our amending process we get so political that we forget what this is all about, and that is to put up Illinois' portion to claim the super fund payouts for any tragedy in the State of Illinois. Somehow or another this must be worked out. Now if the previous bill had an amendment on it, they can conference on that. If this bill needs an amendment...has it got any amendments on it, Senator Demuzio, now? Did we put one on? It'll get to conference anyway....these philosophical questions is something that each of us should ask ourselves without even taking a position on what bill it is, what is the answer to super funding into hazardous waste? In closing, I'd just like say, technology has caught up essentially. We're talking about old accidents that are being unearthed everyday. The money is going to be needed or much in the sense of the income tax income increase. It's a problem for

all of the people of Illinois.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, my name was used in debate, and I might tell the former speaker from the other side that he's right, I was a cosponsor of that bill and I also stated on the Floor the other day, when a similar amendment was attempted to be put on Senator Welch's House Bill 1257, that I had been in error. Now, I'll tell you why I'm opposed to this amendment, because the very people who operate the landfills, their lobbyists lobbied me to be sure to put the like...like amendment, to support it because they felt that the deep well people should pay money too, and they're in a different type of field entirely. A deep well is a sophisticated pipe within a pipe arrangement extending down to a mile or so below the surface sealed from each rock stratum it penetrates, and it's...and it's...and it's instrumented, regulated and monitored to insure that injection is only to the intended deep stratum. Now, in 1983 installation cost would be in the order of three million dollars per well. They're not the same as the landfill companies that pollute our land and our water and then some of them are not very responsible about cleaning it up. I still oppose this amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Bock may close.

SENATOR BOCK:

Thank you, Mr. President. Again, I would urge adoption of the amendment. I certainly don't claim to be an expert but it seems to me a fair and equitable way to at least get the discussion rolling. If we're charging everybody involved in this business the same rate, I think we're better off. I

urge adoption of Amendment No. 3.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall Amendment...No. 3 be adopted. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all vote...Senator...Senator...have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 26, the Nays are 31. Amendment No. 3 having failed to receive a majority vote is declared lost. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. On the Order of House Bills...House Bill 1371 is on the Agreed Bill List. Senator Carroll seeks leave...no. Senator Carroll withdraws his request for recall on House Bill 1371. On...Senator Carroll.

SENATOR CARROLL:

And that it stays on the Agreed Bill List at that point.

PRESIDING OFFICER: (SENATOR SAVICKAS)

And it stays on the Agreed Bill List. Right. On the Order of...House Bills, House Bill 1382. Senator Luft seeks leave to bring House Bill 1382 back to the 2nd reading for purpose of amendment. Is leave granted? Leave is granted.

SECRETARY:

...Amendment No. 1 offered by Senator Luft.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. Amendment No. 1 is a clarifying amendment was just...when we were referring to physicians or surgeons, we have them licensed under the Medical Practice Act, and I would ask for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, the question is, shall

Amendment No. 1 be adopted. Those in favor will indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. On the Order of House Bills, House Bill 1409. Senator Grotberg seeks leave to bring it back to the Order of 2nd Reading for purpose of amendment. Leave granted? Leave is granted.

SECRETARY:

Amendment No. 1, by Senator Grotberg.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Grotberg.

SENATOR GROTBORG:

Thank you, Mr. President and fellow members. Very quickly, there's an anachronism in the Chicago...law that puts the Secretary of State as a member of the Liquor Appeal...License Appeal Commission, and our present Secretary of State, I think being a teetotaler, probably doesn't enjoy the process of serving on that have...should he be called, and I'm not sure I'd want him on there; therefore, this amendment substitutes Walter Kozubowski or the City Clerk of Chicago to carry on that role, and I don't know of any objection, and removes the Secretary of State from the Chicago Liquor Appeals Commission. I move the adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Grotberg moves the adoption of Amendment No. 1 to House Bill 1409. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. On the Order of House Bills 3rd...3rd Reading, House Bill 1410, Senator Lemke. 1414, Senator D'Arco. 1413, Senator Lechowicz. Senator Lechowicz seeks leave of the Body to bring it back it the Order of 2nd Reading of purpose of amendment. Is leave granted? Leave is granted.

SECRETARY:

Amendment No. 1, by Senator Lechowicz.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke...Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This amendment will take care of the concerns that were brought about by the membership on the Floor yesterday when the police wrongful death bill was being presented, and basically, I want to thank Senator D'Arco and Senator Joyce and Netsch for their input on the amendment. Basically, what there...was as you recall, we wanted to limit the scope of the bill. Amendment...No. 1 does that by placing the words "intentional and wrongful death," and then also the follow-through as far as the person's pension. I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz moves the adoption of Amendment No. 1 to House Bill 1413. Is there any discussion? Senator Buzbee.

SENATOR BUZBEE:

Yes, just a question of the sponsor. How...how have you limited that, Senator, with...what's the language say?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

On line 17, by deleting the phrase "the wrongful death" and inserting the phrase "the intentional and wrongful

death," and I discussed it with...you yesterday afternoon, and on lines 18 by deleting and inserting in lieu...thereof the following, "through whom such a person should become...should become eligible to receive or is receiving an annuity under this article," and this was the language I had discussed with you, Senator Netsch and Senator D'Arco.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator D'Arco. Further discussion? Senator Lechowicz moves the adoption of Amendment No. 1 to House Bill 1413. Is there any further discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1414, Senator D'Arco. Senator D'Arco seeks leave of the Body to return House Bill 1414 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted? Mr. Secretary.

SECRETARY:

Amendment No. 3 offered by Senator D'Arco.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco.

SENATOR D'ARCO:

Mr. President, I've got to Table 1 and 2, so I move to reconsider the vote by which 1 was adopted.

SECRETARY:

You....you have Tabled Amendment No. 1 already.

SENATOR D'ARCO"

Oh, we have? All right, then...

SECRETARY:

You have No. 2.

SENATOR D'ARCO:

...let's Table...Table Amendment 2.

HB 1144
Recall

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco moves to Table Amendment No. 2...having voted on the prevailing side, moves to Table Amendment No. 2 to House Bill 1414. All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is Tabled. All the...the motion is to reconsider. Now, Senator D'Arco moves to Table Amendment No. 2 to House Bill 1414. All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. No. 2 is Tabled.

SECRETARY:

Amendment No. 3 offered by Senator D'Arco.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco.

SENATOR D'ARCO:

All right, Amendment No. 3 is the same provision in the police article that we have in the firemen's article and that would provide for fifty percent annuity after twenty years of service. Identical to the firemen's. It was twenty-three, we're lowering it to twenty. I would ask for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco has moved adoption. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senator Savickas was presiding and asked leave to return to House Bill 1144. Is leave granted? Leave is granted. On the Order of Recall List, 1144, Senator Savickas seeks leave to return House Bill 1144 to 2nd reading for the purpose of an amendment. Is leave granted? Leave is granted. 1144, Mr. Secretary.

SECRETARY:

AB 1470
Recalled

Amendment No. 2 offered by Senator Degnan.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Degnan.

SENATOR DEGNAN:

Thank you, Mr. President. Amendment No. 2 to House Bill 1144 is essentially old House Bill 2243 which was Tabled in the House because it did not...the deadline had passed, and House Bill 2267, which I was sponsoring, and did not know a committee time had changed and didn't get to it, therefore, it was left in committee. The bill itself and the amendments deal with the Chicago Municipal Employees' Annuity Fund and the Chicago Laborers' Fund. Essentially the amendment increases the automatic increase from two percent to three percent to bring those funds in line with other public funds.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Degnan has moved the adoption of Amendment No. 2 to House Bill 1144. Is there any discussion? If not, the...all those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1470. Senator Davidson seeks leave of the Body to return House Bill 1470 to the Order of 2nd Reading for the purpose of amendment. Is leave granted? Leave is granted. Mr. Secretary.

SECRETARY:

Amendment No. 1 offered by Senator Philip.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. It's merely a technical amendment just to get it

back into a Conference Committee. Moving its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip moves the adoption of Amendment No. 1 to House Bill 1470. Is there any discussion? Any discussion? Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

Amendment No. 2 offered by Senator Netsch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Thank you, I have three amendments filed to this bill. I...I would like to identify each and I am then willing to withdraw them. I understand the game plan, also, but I want to make sure that each is identified so that the record shows what they were. Amendment No. 2 is a provision which attempted to make the property tax deduction, which was part of Senator Philip's package, available to renters by saying that twenty-five percent of your rent is considered to be attributable to the property tax as we do in the circuit breaker. That is Amendment No. 2. I now withdraw Amendment No. 2.

SECRETARY:

Amendment No. 2, then, offered by Senator Netsch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senate does...

SENATOR NETSCH:

It is withdrawn...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Request leave of the Body to...

SENATOR NETSCH:

...oh, I'm sorry that was...okay. Now the next amendment.

SECRETARY:

No. 2.

SENATOR NETSCH:

Is now No. 2? All right.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch. Senator Netsch.

SENATOR NETSCH:

Yes, I...I was just trying to get our numbering...the technical amendment was put on, that was Amendment No. 1. The one I just described would have been Amendment No. 2 withdrawn. We are now on the next Amendment No. 2, which is about to be withdrawn. That would increase the distributive fund from one-twelfth to one-tenth to make available to local governments, most of whom are in desperate shape in part because of the reduction of the corporate personal property replacement tax fund and other reasons they need additional money; and my feeling was if we are going to increase the income tax, we ought to share it with our local governments. So, I...increased that share to one-tenth. Having said that, I now withdraw the new Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch withdraws the new Amendment No. 2. Is leave granted? Leave is granted. Further amendments?

SECRETARY:

Amendment No. 2 offered by Senator Netsch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch, it would not be necessary for you to run us through the procedure on the amendment numbering...proceed.

SENATOR NETSCH:

Yes. I...I...no, I understand. Thank you, very much, Senator Demuzio, Mr. President. My third version of Amendment No. 2 is an increase in the personal exemption from one thousand to twelve hundred on the assumption that there was to have been a fairly substantial increase in the income tax,

and I'm trying to find a way to help those people who are in the lower income brackets. I now will withdraw my...the third version of Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch...seeks leave to withdraw Amendment No. 2. Is leave granted? Leave is granted. The amendment was withdrawn. Any further amendments?

SECRETARY:

Amendment No. 2 offered by Senator Macdonald.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I, too, would like to say that I regret that this bill is now not technically correct. What...what my amendment would have done would have been to put out as a referendum to the people whether or not they would like to accept an income tax of the magnitude that we are talking about in whatever form, but because it is technically now incorrect, I will have to withdraw the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Macdonald seeks leave to withdraw Amendment No. 2. Is leave granted? Leave is granted. The amendment is withdrawn. Senator Hall, do you wish...

SENATOR HALL:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator Hall, she...she's withdrawn her amendment. It's no longer before us. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the...3rd reading. An additional...second page, page 2, House Bill 1651, Senator

Lechowicz seeks...seeks leave of the Body to return House Bill 1651 from the Order of the Agreed Bill List to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. Mr. Secretary.

END OF REEL

REEL #3

SECRETARY:

Amendment No. 2 offered by Senator Lechowicz.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and members of the Senate. Having voted on the prevailing side, I move to reconsider the vote by which Amendment No. 1 was adopted.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz moves to reconsider the vote by which Amendment No. 1 was adopted to 1651. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is reconsidered. Senator Lechowicz now moves to Table Amendment No. 1 to House Bill 1651. All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY:

...Amendment No. 2 offered by Senator Lechowicz.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 2 is strictly a technical amendment. Basically, what it does is changes just two...two items, one is a line number and the other is a section number, and I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz...

SENATOR LECHOWICZ:

It's identical to Amendment No. 1 and every other aspect

that was adopted unanimously by this Senate.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...Senator Lechowicz moves the adoption of Amendment No. 2 to House Bill 1651. Is there any discussion? If not, the question...all those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 1780, Senator Nedza. Well, Senator Nedza seeks leave of the...Body to return House Bill 1780 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of 2nd Reading, 1780, Mr. Secretary.

SECRETARY:

Amendment No. 1 offered by Senator Nedza.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Nedza.

SENATOR NEDZA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. What this amendment does is it removes the unlimited rate or amount of taxes or what have you and it puts a cap on the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Nedza moves...

SENATOR NEDZA:

I move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...moves the adoption of Amendment No. 1 to House Bill 1780. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 1735, Senator Sommer seeks leave of the Body to return House Bill 1835 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of 2nd Reading, House Bill 1835, Mr. Secretary.

SECRETARY:

Amendment No. 1 offered by Senator Sommer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

SENATOR SOMMER:

Mr. President and members, a...purely a technical amendment. Cleans up language error and a numbering error.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer moves the adoption of Amendment No. 1 to House Bill 1835. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1890. Senator Mahar seeks leave of the Body to return House Bill 1890 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of 2nd Reading, House Bill 1890, Mr. Secretary.

SECRETARY:

Amendment No. 2 offered by Senator Mahar.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President and members of the Senate. Amendment No. 2 deals with appointments to the County Board

of Health for DuPage County. It just simply...simply clarifies the number of members that can be appointed by the county board chairman, and I ask for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar moves the adoption of Amendment No. 2 to House Bill 1890. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1941, Senator Schuneman seeks leave of the Body to return House Bill 1941 to the Order of 2nd Reading...to the Order of 2nd Reading for the purpose of...of an amendment. I am told that House Bill 1941 was on the Agreed Bill List. Is that correct? Alright. Senator Schuneman seeks leave to return House Bill 1941 from the Order of the Agreed Bill List to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of 2nd Reading, House Bill 1941, Mr. Secretary.

SECRETARY:

Amendment No. 3 offered by Senator D'Arco.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco.

SENATOR D'ARCO:

Yes, Mr. President, I think...I withdrew Amendment No. 3, didn't I, yesterday? What...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Mr. Secretary.

SENATOR D'ARCO:

...I replaced Amendment No. 3 with another amendment?

SECRETARY:

Yes...yes.

SENATOR D'ARCO:

Okay. We have to move to reconsider the vote by which Amendment No. 2 was adopted, and then Table Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco moves to reconsider the vote by which Amendment No. 2 was adopted to House Bill 1941. Is there any discussion? Having voted on the prevailing side, Senator D'Arco moves to...to reconsider the vote by which House Bill...which Amendment No. 2 to House Bill 1941 passed. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The...amendment is now reconsidered. Senator D'Arco now moves to Table Amendment No. 2 to House Bill 1941. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is...is Tabled. Further amendments?

SECRETARY:

Amendment No. 3, by Senator D'Arco.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco, Amendment No. 3.

SENATOR D'ARCO:

Okay, Amendment No. 3 contains the substantive provisions of Amendment No. 2 only with the correct language, and it also contains other provisions that were...that the department felt should be in the bill. One provided that psychiatric coverage for out-patients would be limited to twenty covered visits per year instead of the unlimited number of visits that an individual can sustain today under the Group Health Insurance Act. The other provision would apply to the Toll Highway Authority, and right now in...retired employees under...under the authority do qualify under the system, and this would provide that the Toll Highway Authority would pay for their contributions to the system. I don't know of any opposition to it. Senator Schuneman was gracious enough to bring the bill back, and I would ask for the adoption of

Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco moves the adoption of Amendment No. 3 to House Bill 1941. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2000, Senator Hall. Senator Hall seeks leave of the Body to return House Bill 2000 from the Agreed Bill...take it out of the record. House Bill 2031, Senator Dawson. Senator Dawson seeks leave of the Body to return House Bill 2031 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of 2nd Reading, Mr. Secretary, 2031.

SECRETARY:

Amendment No. 1 offered by Senator Hall.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

It's offered by Senator Dawson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dawson.

SENATOR DAWSON:

Thanks, Senator Hall. This is an agreed amendment by the House sponsor, Senator Hall and myself and everyone else. There is a concern that the funding of House Bill 2031 would result in the reduction of the funding to already existing health care programs and, specifically, the programs aimed at the reduction of infant mortality. With the amendment, we now...adds language that funding for grants in Fiscal Year '84 is solely from supplemental Federal...Maternal and Child Health Block Grants recently awarded in Illinois. It also

adds the language to indicate that if there are competing requests for grants for the same areas, that funding preferences be given to those organizations that received the grant funding from the department in Fiscal Year '83. It also provides a certain technical changes involved with the bill...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dawson moves the adoption of Amendment No. 1 to House Bill 2031. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 2251. Senator Netsch seeks leave of the Body to return 2251 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of 2nd Reading, House Bill 2251, Mr. Secretary.

SECRETARY:

Amendment No. 2 offered by Senator Netsch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Mr. President, my understanding is that there was a motion filed with respect to the first amendment. It was not my motion, it was Senator Bloom's motion.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator, you've been here for twelve years, let's get it right. Senator Bloom.

SENATOR BLOOM:

Yeah, well, I guess either one of us can do it. What we want to do is take the first amendment off, and so I did a motion having voted on the prevailing side to...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom moves to reconsider the vote by which Amendment No. 1 was adopted. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The Amendment No. 1 vote is reconsidered and Senator Bloom now moves to Table Amendment No. 1. Those...Senator...Senator Bloom. Oh, Senator Bloom moves to Table Amendment No. 1 to House Bill 2251. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is Tabled. Any further amendments?

SECRETARY:

Amendment No. 2, by Senator Netsch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Alright. Thank you, Mr. President. Let's see, Amendment No. 2 is a cleanup amendment that was prepared by the same people who had initially prepared this provision of the bill. It deals with the unitary tax and with offset provisions. The amendment does two things, it covers estimated taxes which were not covered in the bill as...in that part of the bill as it came over, and it eliminates the multiple year offset. I would move the adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there any discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Well, I...I was coming in off the Floor on the Tabling of Dawson and my's amendment which was done rather generously. But the understanding, and, Glen, correct me if I'm wrong on this, we didn't want the amendment Tabled, but if it were necessary to leave the bill that it was...the way it was, then we probably wouldn't fight it. However, now we're going to go back on and put some other amendments which means the bill is not going to be the way it was. So, therefore, I oppose the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Dawson.

SENATOR DAWSON:

I concur with Senator DeAngelis that we didn't want to have the amendment...removed. But to keep the bill in the right posture, we agreed to let them remove it and not change the bill itself if possible.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Netsch moves the...Senator Netsch, do you wish to close. Senator Netsch.

SENATOR NETSCH:

Yeah, well, somebody else may have thought they knew how they wanted the bill, but that is not how I wanted it and...let me just explain something. There are so many people who are in this ballgame and they cannot get their act together and I, for one, am getting a little bit tired of the whole thing. The three amendments that I have to offer now were prepared and, I thought, agreed on yesterday although, obviously, not everybody agreed to them. They deal with cleaning up the unitary offset provisions. As far as I'm concerned, if the bill is going to go out of here, it ought to have these amendments on it. One, as a matter of fact, the third one is one of the...in...a company's own proposals, John Deere's own amendment. So, I am going to offer them. As far as I am concerned, if I can get permission of the House sponsor, I'll probably never call the bill for 3rd reading because I am kind of...I've had it up to here, with all of the monkey business with respect to this bill. But in the meantime, I would like an opportunity to put those provisions in a form in which I think they are acceptable and in which the Department of Revenue would consider them acceptable.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator DeAngelis, she was closing. Senator

DeAngelis.

SENATOR DeANGELIS:

Well...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis, the Chair would like to point out that I asked if there was any discussion on the amendment that was Tabled and no one wished to discuss it, so the Chair did not see any lights and, therefore, proceeded in that manner. Senator DeAngelis is recognized.

SENATOR DeANGELIS:

Well, I...I said I was coming in off the Floor and I don't hold the Chair responsible. Just as a point of personal privilege, I am up to here with it too, Senator Netsch, because let me tell you, I have good friends in the Department of Revenue. If they think everything...something is so darned important, why don't they put it on as a bill like the rest of us put them on. They come in with these amendments later on, try to glob them on in committee or on the Floor and they say it's earthshaking...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator...Senator Netsch, for what purpose do you arise?

SENATOR NETSCH:

This is not a Department of Revenue amendment. This amendment was prepared by Garland Alandt and the others, the ISBACBA people who prepared this section of the bill initially.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator DeAngelis.

SENATOR DeANGELIS:

Well, right, the next amendment is the Department of Revenue's amendment. But I would say the same thing to those who think it's so significant, it's so important, at least have the decency to introduce a bill on that and let's dis-

cuss it that way rather than mickey-mouse in a committee that's overloaded already, that a lot of people have difficulty comprehending what's going on and then do this kind of process on it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Netsch has moved the adoption of Amendment No. 2 to House Bill 2251. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No...there's been a roll call requested. Alright, the question is on the adoption of Amendment No. 2. 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? Have all voted who wish? Take the record. On that question, the Ayes are 18, the Nays are 34, none voting Present. Amendment No. 2 to House Bill 2251 is declared lost. Further amendments?

SECRETARY:

Amendment No. 3, by Senator Netsch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Hold on just a minute, we have to make sure they're in...which one is in the right...the...the amendment that...you need to check a number on this one. It is LBB8305425GLPKAM.

SECRETARY:

...this is the one that deletes everything after the enacting clause.

SENATOR NETSCH:

They both do. One...one was on...was prepared on the basis that that first amendment, the United Airlines amendment, would be withdrawn, and the other was prepared on the basis that it would not. And so, I am trying to give you now the...the correct amendment. The other one will be with-

drawn.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator, do you wish this...

SENATOR NETSCH:

We'll have...we'll have the staff person come up and identify the right one.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Thank...thank you. I think we have the right amendment now, right? Oh, first of all, I need to withdraw whichever one it is you have there, No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch seeks leave of the Body to withdraw Amendment No. 3 to House Bill 2251. Is leave granted? Leave is granted. The amendment is withdrawn. Further amendments?

SECRETARY:

Amendment No. 3 offered by Senator Netsch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Senator DeAngelis, this is an amendment requested by the Department of Revenue. If there are to be offset provisions, which is what the basic bill does, then the department needs to have the provisions that are in this bill in order to make it work effectively in their judgement. That seems to me like a perfectly reasonable request. This also would permit members of a unitary group to file combined returns, which is precisely what they have all wanted to do. Now, if you don't want this unitary provision to be in good shape, that is your judgement.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Senator Netsch, I think that's a little bit of a posthope fallacy. I do want unitary in good shape, but this is not a way...good way to do it. Now, you indicated at the beginning of your discussion that you had hoped that this bill would be held for later on. So, it appears to me that it's not eminent that we do what you're asking us to do. I got to tell you, I am darned confused by the whole thing and everybody else is too. Yes, Senator Netsch, I have talked to some people on this, alright? Now, I have a question of the Chair before I...question of the Chair.

PRESIDING OFFICER: (SENATOR DEMUZIO)

State your point.

SENATOR DeANGELIS:

The previous amendment was defeated, does this amendment track to the previous amendment or is this an amendment that stands on its own?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis, I'm told by my Parliamentarian that it indeed does track. Senator DeAngelis.

SENATOR DeANGELIS:

It does track even though the last amendment was not adopted?

PRESIDING OFFICER: (SENATOR DEMUZIO)

That is correct, because this amendment struck everything after the enacting clause and is by reference to section and not pages.

SENATOR DeANGELIS:

Well, this amendment would then have destroyed the previous amendment?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom, for what purpose do you arise?

SENATOR BLOOM:

Well, I...on a...on a point of inquiry and...and at this stage, because there are representations made by the Tax-

payers' Federation, perhaps because the Body is at sixes and sevens we ought to take this out of the record and consult with the House sponsor as well as the affected parties and perhaps come back to it again. Because I have a feeling that after we finally get through with our discussion that the result will probably be the same as the vote on the last amendment. That's my recommendation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Further discussion? Senator Netsch.

SENATOR NETSCH:

I would have no problem with that, Senator Bloom, so long as I know that there would be an opportunity to come back. You see the...the posture that I am in at the moment is that with no amendments on the bill it is in a condition which I think is unacceptable, and I just want to make sure that if we could ever get all of these people who are playing games with this bill together so that they could speak with something other than forked tongue, that I have an opportunity to do again. Will I...I address that question to the Chair.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator, this is the last day for amendments, the deadline is tomorrow. I don't know if we're going to get back to this or not. We've been on this bill now for twenty-five minutes, it's a quarter to two. My suggestion would be that either you proceed with it now or we'll...get back to it.

SENATOR NETSCH:

Alright. I think I'll just move to recommit the bill to the Committee on Revenue.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch moves to recommit House Bill 2251 to the Revenue Committee. Is leave granted? Leave is granted. The bill is recommitted. House Bill 1228, Senator Rock. On the Order of...alright, Senator Demuzio...seeks leave of the Body

to return House Bill 1228 to the Order of...of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of 2nd Reading, House Bill 1228. On the Order of 2nd Reading.

SECRETARY:

Amendment No. 1 offered by Senator Rock.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I'd ask particularly Senator DeAngelis and others to pay attention to Amendment No. 1. House Bill 1228 is that that has subjected, I believe, each and every one of us to some inordinate pressure from those unfortunate who are both...who are blind and deaf. It sets up separate bureaus for the deaf and for the blind under the auspices of the Department of Rehabilitation Services. There is some question as yet apparently unanswered formally whether or not that kind of administrative structure will in some respect jeopardize Federal funding, and I suggest that's a question that can be adequately addressed, or hopefully will be adequately addressed on 3rd reading. What I am doing by virtue of Amendment No. 1 is recognizing a larger constituency. This would also establish a bureau of mental retardation disability. As I went over the list of those constituents that are served by this department, it became apparent to me that there are six thousand or less who are blind and deaf. There are, however, some ten thousand in the category of mental retardation disability that are served, ably I might add, by this department, and it seems to me that if we are to have separate bureaus for each of the constituencies, we certainly ought to have a separate bureau for the largest constituency served by this department. It tracks exactly the provisions of the bureaus for the deaf and the blind. It addresses

itself, however, to this different constituency, and I would urge the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there any discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Well, thank you, Mr. President. Ladies and Gentlemen of the Senate, I think that Senator Rock may be doing already precisely what many of us were afraid would happen if this bill were adopted. The bill simply would require the Department of Rehabilitative Services to establish separate bureaus for the blind and the deaf. Now, it's pretty hard to turn those folks down, and sometimes we don't have a whole lot of courage here. But the argument I think was very forcefully made in committee that the Department of Rehabilitative Services is trying to service people with a wide variety of disabilities and not only those who are blind and deaf; and that if the blind and the deaf want their own bureau, then surely the argument could later be made that some other group suffering a different disability might also want their bureau, and then we would have within that department the various disabled persons trying to lobby for their own particular bureau. Now, I'm not exactly sure, Senator Rock, why you're offering this particular amendment, but certainly those with mental...retardation are equally deserving of other people with serious disabilities. I'm particular...I have a particular interest in those with...with physical disabilities who are confined to wheelchair...wheelchairs with spinal column injuries and so forth. And I'd simply point out to the membership that before the bill even gets to 3rd reading, we now have an amendment seeking to broaden this effort to give everybody a separate bureau within the department that was created specifically to deal with everybody that has physical disabilities and...so, it's on that basis, Senator Rock, that...if I understand your amendment cor-

rectly, that I would oppose your amendment, believing that the better course is not to set up all these separate bureaus and to, in fact, defeat this bill on 3rd reading.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Further discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. I rise in support of this amendment, and Senator Rock I think is trying to make a point that is well taken. The effort that's currently being made to separate these two departments...or these two disabilities within a department is ill-conceived. Now, it's very difficult in that committee to vote this bill down. I did vote No, because there's about twelve rows of people there that are disabled who present a very strong case. But the point I think that Senator Rock is making is that if, in fact, disabled groups think they are better served by being fragmented within a department, then we ought to serve all of them equally as well. Now, the two groups that are covered under this bill currently without the amendment, as Senator Rock said, represent about six thousand clients. That represents a total of about fifteen percent of the client population of this agency. They are dissatisfied with the manner in which they are being treated. They are currently receiving about twenty-four percent of the funding. The problem that rests within the department for...and there might be some other ones too, but basically, all the affected groups are basically underfunded. And what would happen if this bill passed would be that somebody is going to get some money that belongs to somebody else, and all that Senator Rock is trying to do is cover the money for that group so that they don't get the short end of the stick if this bill passes. So, I stand in support of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Further discussion? Senator Schaffer.

SENATOR SCHAPFER:

I'm just happy to note that Senator Rock's efforts to improve members' legislation is not a partisan thing, it's obviously a...bipartisan program he has, and just wanted to let him know that we appreciate his efforts to improve our legislation.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Further discussion? Senator Rock may close.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I, again, urge your favorable consideration of Amendment No. 1. I was one who voted No in committee, and that bill, as you know, got out of committee 9 to 8, and if we're to pass it, and it appears that there are some as Senator...Senator Schuneman alluded to who are...are less than willing to stand up for the department and would prefer to fragment it; and what I'm saying by Amendment No. 1 is, okay, if it's a fait accompli, if it's going to be done, I have at least in my legislative district a number of shelter care workshops for the mentally retarded, and I certainly want them to be protected. The constituency served by the department, the client number...numbers in excess of ten thousand. So, if we're going to do this, I want to make sure that those that I wish to protect are also equally protected. I move the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Senator Rock moves the adoption of Amendment No. 1 to House Bill 1228. Is there any...further discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

3rd reading. Is there leave to return to...we have two

additional bills, 1890, Senator Mahar has an amendment that he wishes to offer. Is there leave to return to the Order of...the Recalls, 1890? Leave is granted. Senator Mahar seeks leave to return House Bill 1890 from the Order of 3rd Reading to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of 2nd Reading, House Bill 1890. Senator Mahar, I am told you Tabled Amendment No. 1 and you did not...you wished...you wished to...to offer another amendment and you did not at the time, is that correct? Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President and members of the Senate. Senate Amendment No. 2 contains Senate Amendment No. 1, so Senate Amendment No. 1 needs to be taken off and...needs to be...so, having voted on the prevailing side, I move to reconsider the vote by which Amendment No. 1 was adopted.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Mahar moves to reconsider the vote by which Amendment No. 1 was adopted. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is...is reconsidered. Senator Mahar now moves to...to...to Table Amendment No. 1 to House Bill 1890. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 626, Senator Berman. Okay, at the top of the page on recalls, House Bill 626. Read the bill, Mr. Secretary, please. Okay. Senator Berman seeks leave of the Body to return House Bill 626 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of 2nd Reading,

House Bill 626. Mr. Secretary, read the bill.

SECRETARY:

...Amendment No. 1 offered by Senators Maitland and Berman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 to House Bill 626 allows twelve school districts which have a part or all of their district lying outside of a community college district to levy a tax for the purpose of paying community college charge-back tuition. As you may well recall, a number of years ago this provision was available to...to school districts who...who lived...whose districts resided outside of a community college district. What is happening now, we are paying that...tuition out of the...out of the Education Fund, and that's...that's a substantial drain on that fund, so this particular amendment would allow those school districts, if the board desired, to levy for that tuition, and there is a backdoor referendum proviso. I move for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there any discussion? Is there any discussion? Senator Maitland moves the adoption of Amendment No. 1 to House Bill 626. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Okay, we have completed the recalls. I am told there's an additional amendment that has been filed. I am told that we will get to that a little later. Is there leave to go to the Order of 2nd Reading? Leave is granted.

HB 321
2nd Reading

On the Order of 2nd Reading, page 25...Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. We had indicated that we were going to attempt to adjourn at two o'clock, obviously, that's not possible. Unfortunately, we were not in a position to foresee so many recalls, but as you know, under the rules, tomorrow is the last day for 3rd reading bills...House bills in the Senate. So, obviously, we'll make one run through 2nd reading and if it's not moved, it's going to stay on 2nd reading.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Okay, the middle of page 25, on the Order of 2nd Reading, House Bill 207, Senator Smith. Senator Smith on the Floor? House Bill 321, Senator Netsch. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 321.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senators Netsch and Etheredge.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. This amendment reflects an agreement that has been made among all interested parties that the so-called triplicate procedure...the triplicate prescription procedure will be transferred to the Dangerous Drugs Commission from the Department of Registration and Education. The bill allows the commission a year to get its computer program and all in shape, so that in a sense it is a delayed effective date, but it will take place July 1, 1984.

HB 519
2nd Reading

I would move the adoption of Amendment No. 1 to House Bill 321.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch moves adoption of Amendment No. 1 to House Bill 321. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

Amendment No. 2, by Senator Netsch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. The basic bill which changes all of the fines for various drug offenses did initially remove the so-called mandatory fine provision. There were some in the police department and state's attorney's office particularly in Cook County who felt that that was a value to them, although it is not generally used. So, a compromise was worked out. This does meet the request of the State's Attorney of Cook County that the mandatory fine provision in terms of street value be retained, and it makes certain other changes which were necessary to clean up those provisions. I would move the adoption of Amendment No. 2 to House Bill 321.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch moves the adoption of House...Amendment No. 2 to House Bill 321. Is there any discussion? Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 519, Senator Bruce. Read the bill, Mr. Secretary, please.

AB 531
2nd Reading

SECRETARY:

House Bill 519.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Schuneman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Mr. President, I ask leave to withdraw that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman seeks leave of the Body to withdraw Amendment No. 1. Is leave granted? Leave is granted. The amendment is withdrawn. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. On the top of page 26, on the Order of 2nd Reading, House Bill 531, Senator Carroll. Read the bill, Mr. Secretary, please. Top of page 26.

SECRETARY:

House Bill 531.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Schaffer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

SECRETARY:

No, I'm sorry...I'm sorry, Senator Schaffer. No...no committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the...

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

No Floor amendments on 531...any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 541, Senator Maitland. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill...541.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations II offers three amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. What...what these amendments do is we add in the Department of Conservation, the Department of Energy and Natural Resources, the Department of Corrections, the Prisoner Review Board, the State Board of Education Operations and Grants and the State Board of Education formula money. In each case we...in each case we put them back at the level as originally introduced in the House of Representatives with the following exceptions: Conservation, we deleted overbudgeted personal service dollars one hundred and eighty-seven thousand three hundred dollars and add them back for game propagation and forest wildlife program and make transfers and additions as requested by the department information-education division as placed under the

deputy director. That's a five hundred twenty thousand dollar transfer. Transfer of forty-seven thousand eight hundred dollars for increased funding of Outdoor Highlights and 1.62 million is added for the funds coming from the Federal jobs bill. In the Energy and Natural resources it adds 1.45 million in petroleum violation funds for programs within E and R for grants to DCCA, BOB and the Governor's Office. The Prisoner Review Board adds back twenty-one thousand dollars cut from personal services by BOB, and the State Board of Education reduces GRF operations by 1.2 million for cost of living increases and eighteen vacancies, cost of living increases in Federal operations and driver's education operations eliminated, special education grants reallocated, the new initiative of education for technology...one million dollars is cut. School Finance Study cut forty-seven thousand, adds nine hundred thousand for regional programs for low instant handicapped pupils and seven hundred thousand for development of in-State residential programs. 1.5 million is added to State aid, and summer school is one hundred percent funded, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee moves the adoption of Amendment No. 1 to House Bill...541. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, a point of personal privilege. At tonight's gathering, as you know, is going to have much...Greek pastry. Two of the people responsible for delivering it from Zion, Illinois and from Oak Brook are my associate...my young associate, Attorney Christa Johns and her husband Ronald Johns from Patton Lake, and they're up in the audience there in the...the gen-

eral...the Speaker's gallery. I'd like you to...rather the President's gallery. I would like you to welcome them.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Would our guests in the gallery please rise and be recognized by the Senate. Welcome to Springfield. On the Order of...of 2nd Reading, House Bill 541, further amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee.

SENATOR BUZBEE:

I might add that this was an amendment which was offered by the Republicans. I did not stand in support of it but it was a...it was added on. It reduces appropriations for teachers' retirement by eighty million one hundred sixty-five thousand from three hundred fifty-six million two hundred eighty-nine thousand one hundred dollars to two hundred seventy-six million one hundred twenty-four thousand one hundred dollars. The reduction provides for funding of the Teachers' Retirement System at seventy-seven and a half percent as outline in the FY '84 budget book, and Senator Schaffer moves its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Buzbee moves the adoption of Amendment No. 2 to House Bill 541. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted...further amendments?

SECRETARY:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee.

SENATOR BUZBEE:

Thank you. Just to correct the record, Senator Schaffer moved the adoption of Committee Amendment No. 2, not Senator

Buzbee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Okay, the record will so indicate that Senator Schaffer moved the adoption.

SENATOR BUZBEE:

Thank you. Amendment No. 3 adds four hundred ninety-six thousand GRF and reappropriations to the Department of Corrections for capital projects. I beg your pardon, Amendment No. 3 was offered by Senator Bloom, and I would have...let Senator Bloom explain this, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

Thank you. Reduces State spending by one dollar. No, this is the annual discussion on the Rock Island Trail. We...last year, I acceded to Senator Netsch's request that we have one dollar in there to show that this Body stood in favor of linear parks. The department took that one dollar authorization and gave some volunteers about twenty thousand dollars worth of equipment and they're proceeding to develop it. This time we'll go back to the prior formula and say don't spend any money. This is the sections of a abandoned railway embankment that they're divided by thirty township roads, three highways, two railroads and that all three communities therein are opposed, and their actions in the last twelve months...the Department of Conservation's actions in the last twelve months have kind of ripped the scab off the sore. Seek its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...Senator Bloom moves the adoption of Amendment No. 3 to House Bill 541. Is there any discussion? There is discussion. Before the discussion, Channel 20 has requested permission to videotape the proceedings. Is leave granted? Leave is granted. Senator Buzbee.

SENATOR HUZBEE:

Well,...only to say that when the proper time comes, I would request a roll call on this amendment. That's the only discussion I have.

PRESIDING OFFICER: (SENATOR DENUZIO)

Alright. Further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Well, thank you, Mr. President. Ladies and Gentlemen of the Senate, for those of you who have been in the Legislature for any time at all, I'm sure you're aware of the long-time controversy about the Rock Island Trail. I simply want to point out to you that those of us who are elected by people in our district and sent to Springfield to represent them are supposed to have the right to appropriate money or not appropriate money as we choose for projects. It was the decision of this Legislature, and has been for several years, that we not appropriate any money for this project. In spite of that clear legislative intent, the Department of Conservation has proceeded by a rather devious means in my...in my way of thinking, of using equipment of the State of Illinois and using some funds of the State of Illinois to proceed to do what the bureaucrats in the department want to do regardless of what you and I, as legislators, might think they should do. And I simply want to point out to you that...that this is a good amendment, it should be supported, and that in conversations with the Department of Conservation, I think we should point out to them that they really shouldn't be embarking upon projects that this Legislature has not approved. This is one of them, and we should ask them to be a little bit more responsible with the use of public money when it comes to deciding what it will...what it is they will approve, whether or not the Legislature has acted on it, and I think that this is a case that certainly we should support this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Further discussion? The Secretary informs me there are about fifty or so amendments to be adopted on 2nd reading and, Ladies and Gentlemen, it is past two so we better proceed quickly. Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. I rise in opposition to the amendment. I am sorry we are back fighting our virtually annual Rock Island Trail battle again, but I don't feel that...that by supporting the continuation and increase of the Rock Island Trail I am intervening in a local matter. I have been through that area on the trail, as Senator Bloom knows. It is an asset that extends beyond the interest of just those who live immediately in the area, and I strongly disagree, Senator Schuneman, with your suggestion that the Legislature has consistently said this should not continue. There was strong support for it in some past years, and last year, despite a...a real battle to...to get rid of it entirely, the whole point of leaving the one dollar appropriation in was to indicate that it was still a State project and to make it possible for the people who have worked so hard on it in that area to be able to continue. My understanding is that they've put in about...the equivalent of about twenty thousand dollars of their own in materials and time and other things. There is a devotion to it...it is an asset to the entire State of Illinois and to all of our constituents, and I would strongly oppose the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Further discussion? Senator Bloom may close.

SENATOR BLOOM:

Alright. Thank you, Mr. President. First, there were some misstatements on this. Transcript of the debates clearly shows last year that after much hassle and wrangle,

'cause we don't like to fight like this amongst each other as colleagues, we said, alright, we'll leave a dollar in to show that we're for linear parks and that the agreement was not that these people would go up and do that or that the department would expend monies. These people have not expended their own monies, they are calculating the time volunteers have spent, but that...that begs the whole question. The real question is, is it a dumb idea or not a dumb idea. And the fact of the matter is, this goes through corn fields for communities, it's not a linear park as any sensible person would so define it. It's pieces of an abandoned railway embankment. This thing has been a thorn in our side and in the State's side and, yes, this legislative Body has said consistently over and over again, don't spend money on it. Last year it said, you can spend one dollar on it, and the department promulgated about twenty thousand dollars worth of equipment that they...put it there. The point of the whole issue is; one, local control; two, to take pieces of an abandoned railway embankment, that isn't a trail, and for seven years I've stood on this Floor, I've gone to the department and said to them I will do anything, anything to help you people develop a linear park along the river from Chillicothe north to the Illinois-Michigan Canal. It's a natural, it's logical. I would finally say that there are bills that have passed out of this Body on a daily basis, there's...there's one that I'm aware of now that says, thou shalt not spend money on certain projects, and Rend Lake is one. There's one that...this is the same thing we've had with coastal zone management, but the bottom line is, the bottom line is, by giving the department this loophole, they've gone ahead, they've ripped the scab off, your local officials up there are madder than hornets, and it's another loophole and another end around. I would appreciate an affirmative vote from everyone in this Chamber. Thank you, very much.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. A roll call has been requested. Senator...Bloom moves the adoption of...of amendment...Committee Amendment No. 3. Those in favor will 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 36, the Nays are 16, none voting Present. Amendment No. 3 having received the required vote is declared...adopted. Further amendments?
SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

Amendment No. 4 offered by Senator Schaffer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

SENATOR SCHAFFER:

Mr. President, this reappropriates some capital projects within the Department of Corrections for the Bowen Correctional Facility, and several...is the major one, and several miscellaneous items. I'm not aware of any controversy.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer has moved the adoption of Amendment No. 4 to House Bill 541. Is there any discussion? Any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 4 is adopted. Any further amendments?

SECRETARY:

Amendment No. 5 offered by Senator Buzbee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee.

SENATOR BUZBEE:

Thank you. This is a 3.5 million dollar reappropriation

in the Conservation and Federal Projects Fund, the Department of Conservation's FY '84 budget. These are Federal funds which the State will receive from the recent Federal jobs bill for rehabilitation, development of public parks and recreation areas. Over the...the department's objections, the General Assembly appropriated the funds for FY '83 in Senate Bill 328 which has now become law, and they must be reappropriated in FY '84 so that the department is able to utilize them, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee moves the adoption of Amendment No. 5 to House Bill 541. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 5...Amendment No. 5 is adopted. Any further amendments?

SECRETARY:

Amendment No. 6, by Senator Buzbee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee.

SENATOR BUZBEE:

Thank you. This amendment adds five hundred thousand dollars GRF to E and R's budget for operations and research of the Coal Research Board. The Coal Research Board was created in Senate Bill 899 which was signed into law on September the 23rd, 1981. According to the legislation, the board is to be established within ER...E and R, and is to be composed of the director of the department, the director of DCCA, the director of the Department of Mines and Minerals, the chairman of the Energy Resources Commission, and five persons including representatives of Illinois coal industries appointed by the Governor and subject to confirmation by the Senate. No funding was provided by...for the board in FY '82. Five hundred thousand dollar puff fund was appropriated to E and R for coal research projects approved by the board

in FY '83, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee moves the adoption. Is there any discussion? Senator Schaffer.

SENATOR SCHAFFER:

Senator Buzbee, we note that the Commerce Commission budget in the House has five hundred thousand of puff money on it for this project. Is this...this is a...five hundred thousand of GRF on top of the five hundred thousand of puff?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee.

SENATOR BUZBEE:

You betch 'um.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Schaffer.

SENATOR SCHAFFER:

That's called, hit the till a little hard, isn't it?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee.

SENATOR BUZBEE:

I got five thousand coal miners in my area that are out of work, Senator, and we're trying to find some way to take the sulfur out of that stuff so we can burn it and put those folks back to work. It's a very cheap, very small amount of money to spend.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Buzbee moves the adoption of Amendment No. 6 to House Bill 541. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 6 is adopted. Any further amendments?

SECRETARY:

Amendment No. 7, by Senator Weaver.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. This is a hundred and thirty-five thousand dollars to construct an economic ecological model as it relates to...environmental systems. I have a fifteen page report that would substantiate the value of this to the State of Illinois in many departments, but the limitations on time, I would just appreciate a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator Weaver moves the adoption of Amendment No. 7. Is there any discussion? Any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 7 is adopted. Any further amendments?

SECRETARY:

Amendment No. 8, by Senator Buzbee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This is the...a total of four million one hundred twenty-five thousand four hundred dollars to the State Board of Education. It adds that in Federal funds to the operations and grants of the State Board of Education in FY '84. The...it adds seventy-five thousand in Federal operations funds in the areas of Chapter I Administration and Research in Decision Making from the National Institute of Education. It also adds four million fifty thousand dollars in Federal grant monies, primarily the areas of removing architectural barriers for the handicapped under public law 98-9, and increased CETA funding. The amendment also reduces certain Federal line items by 1.9 million to reflect the SBE's most recent Federal grant estimates. The amendment also corrects errors in various Federal line items in Senate Amendment No. 1 to House Bill 541. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee moves the adoption of...Amendment No. 8 to House Bill 541. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 8 is adopted. Any further amendments?

SECRETARY:

Amendment No. 9, by Senator Bruce.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bruce.

SENATOR BRUCE:

Thank you, Mr. President and members of the Senate. This amendment does two things, it reduces the Common School Fund line item down to the amount requested by the State Board of Education for Fiscal Year '84, and it adds back in a million dollars to fund a one-year payment to unit districts whose qualifying tax rates fell below the levels specified in the formula. As you'll recall, in Senate Bill 668 we passed it out of here, there were three districts that did not levy the appropriate amount, Edwards County, Mulberry Grove and Madison No. 12. I would ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bruce moves the adoption of Amendment No. 9 to House Bill 541. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 9 is adopted. Any further amendments?

SECRETARY:

Amendment No. 10 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. This amendment will add one million dollars in General Revenue Funds to the...to the State Board of Education's budget for an education for technology employment program in local education agencies. That's a new initiative recommended by the State Board of

Elections.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch moves the adoption of Amendment No. 10 to House Bill 541. Is there any discussion? Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 10 is adopted. Any further amendments?

SECRETARY:

Amendment No. 11, by Senator Berman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

Which one is this, nine hundred and seventy-five? Okay, this adds nine hundred and seventy-five thousand in General Revenue Funds to the State Board of Education's FY '84 budget for the new gifted education programs that were passed out of the Senate by...under Senate Bill 886 and weren't...was not heard in the House Appropriations Committee. Move the adoption of Committee Amendment No. 11.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Berman moves the adoption of Amendment No. 11 to House Bill 541. Is there any discussion? Senator Schaffer.

SENATOR SCHAPPER:

Well, I'd just like to point out to the members of the Body that these last few amendments, we're just rolling through here, we're spending money like we have it, and the last time I checked, we don't. I know this is not final passage and we're going to be sitting in the Conference Committee, or I'd probably be a little more upset, but several of these things I don't think will survive even with a tax increase, and...well, you know, let the Governor veto it out, I guess, but it's still not good government.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Berman has moved the adoption of Amendment No. 11 to House Bill 541. All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment...Amendment No. 11 is adopted. Any further amendments?

SECRETARY:

Amendment No. 12, by Senator Berman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

Thank you. This is one million one hundred and sixty-eight thousand dollars to set up the joint operation between the State Board of Education and Department of Mental Health for the Henry Horner project for severely disturbed adolescents. It was passed out of here by...under Senate Bill 674. I move the adoption of Amendment No. 12.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman moves the adoption of Amendment No. 12 to House Bill 541. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 12 is adopted. Any further amendments?

SECRETARY:

Amendment No. 13, by Senator Buzbee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee, Amendment No. 13.

SENATOR BUZBEE:

Thank you, Mr. President. This adds five thousand dollars, or so much as...as be necessary appropriated from the Illinois Forestry Development Fund to meet the ordinary and contingent expenses of the Illinois Commission of Forestry Development created by the 83rd General Assembly, and I move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee moves the adoption of Amendment No. 13 to

House Bill 541. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 13 is adopted. Any further amendments?

SECRETARY:

No...oh, Amendment No. 14, by Senator Watson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. Amendment 14 takes a hundred and seventy-five thousand dollars new appropriation out of the Fire Protection Fund to the Department of Conservation for administering Senate Bill 1156, which we passed here unanimously for purchasing of local fire protection districts for fire equipment. Move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson moves the adoption of Amendment No. 14 to House Bill 541. Is there any discussion? Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 14 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 542, Senator Sommer. Read the bill, Mr. Secretary, please.

END OF REEL

HB 542
2nd Reading

REEL #4

SECRETARY:

House Bill 542.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriation I offers two amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This, too, is now a vehicle type bill. We have...delineated and eliminated the emergency services supplemental which we took care of in another bill, and we have added the following constitutional officers: Comptroller, Secretary of State, including its replating, Governor, Lieutenant Governor, the General Assembly, the Attorney General, the General Assembly District Office and the Supreme Court. Following the guidelines set by the committee as to no pay raises in knocking out the normal of lump sum vacations, contractual if they did not have their two percent turnover in hiring, et cetera. I would move adoption of Committee Amendment No. 1 and answer any questions anyone has. It's a specific dollar amount.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 542. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Mr. President and Ladies and Gentlemen of the Senate, Committee Amendment No. 2 is a technical error correction in the court...area, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 2 to House Bill 542. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 3 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is an add-back to the Comptroller where we had taken too much out of contractual. I would move its adoption. It's forty-eight thou.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 3 to House Bill 542. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Any further amendments?

SECRETARY:

Amendment No. 4 offered by Senator Sommer and Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Mr. President, for speed and ease, with the approval of my joint sponsor, this is an add-back and Personal Services in the Secretary of State. We had overtaken in the lag areas and in retirement and social security. I would move back...I would move adoption of Amendment No. 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 4 to House Bill 542. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 4 is adopted. Any further amendments? Oh, whoops, Senator Lechowicz, did you wish...Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. A question on the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll. Yeah, well, we'll leave...will yield. Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. The add-back for Personal Services in the Secretary of State's Office, how many jobs is that?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

No jobs are added back, Senator Lechowicz. What, in fact, we had done was taken the two percent reduction for turnover in hiring lag assuming they had not when we recalculated the figures. They had already taken them back. This does not amount to any pay raise or any additional employment positions. This is just...we had double taken the two percent turnover in hiring lag.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

At a hundred and ninety-two thousand?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

That is correct, sir.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Amendment No. 4 was...was adopted.

Any further amendments?

SECRETARY:

Amendment No. 5, by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. When they first submitted to us their detail on cars, it seemed like many of them did not have to be replaced when they showed us the mileage use. They would clearly met the limitations in most but not all of the cars. Those that would meet the limitations, we have added back by Amendment No. 5, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 5 to House Bill 542. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have. Amendment No. 5 is adopted. Any further amendments?

SECRETARY:

Amendment No. 6, by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Yes, thank you, Mr. President and Ladies and Gentlemen of the Senate. In the area of courts this is a court reporting fees add-back. We...they generally lapse a significant amount in that area, so we had taken all that they had lapsed

last year. They've established by some additional reporting necessary, they will need a modest increase and this gives back part of what we had taken in that area, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 6 to House Bill 542. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 6 is adopted. Any further amendments?

SECRETARY:

Amendment No. 7, by Senator Sommer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is to reduce the supplement for the additional clerks that we added to the level set by the substantive legislation. The...had originally thought to be thirty, it is now twenty-five per, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 7 to House Bill 542. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 7 is adopted. Any further amendments?

SECRETARY:

Amendment No. 8, by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is some new Federal funds that will be allowed for local library improvements, not brick and mortar but inside usages, and I would move its adoption for Secretary of State.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 8 to House Bill 542. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 8 is adopted. Any further amendments?

SECRETARY:

Amendment No. 9, by Senator Hall.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a modest amount of one hundred thousand dollars or so much thereof as may be necessary is appropriated to the Lieutenant Governor's for the purpose of paying start-up costs for the Illinois Community Development Finance Corporation, and this would...is authorized to sell stocks to private businesses. These funds will be available for loans to small businesses that need venture, capital and operating expense loans. This amendment will make available to the Lieutenant Governor's Office the sum of one hundred thousand dollars to initiate the new corporation. This amendment is need to bring about a much needed expansion of the Illinois' economy. I'd ask for your most favorable...consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves adoption of Amendment No. 9 to House Bill 542. Is there any discussion? Senator Sommer.

SENATOR SOMMER:

Mr. President and members, I remember this as a Wyvetter Younge...Representative Wyvetter Younge project, and Senator Hall, are you sure the Lieutenant Governor wants Wyvetter Younge?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Well, I...I think he'd be very happy.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Sommer.

SENATOR SOMMER:

Well, I don't think he would be, so could we have roll call on this?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall...is there further discussion? Further discussion? Senator Hall has moved the adoption of Amendment No. 9 to House Bill 542. 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? Have all voted who wish? Will somebody get Senator Netsch? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 23, the Nays are 28, none voting Present. Amendment No. 9 having failed to receive the required vote is declared lost. Any further amendments?

SECRETARY:

Amendment No. 10, by Senator Welch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. This is an amendment which will add two hundred thousand dollars for Contractual Services relating to litigation concerning the establishment of a hazardous waste disposal site in LaSalle County. This is the same amendment that we put on Senate Bill 1251 which passed out of the Senate, but when the House got...got a hold of it, they did what they usually do and laid it on the Table, and I would move adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch has moved the adoption of Amendment No. 10 to House Bill 542. Is there any discussion? Senator Sommer.

SENATOR SOMMER:

Mr. President and members, the same argument that we had before on this will prevail here. If we provide public money in this situation, we're ultimately going to provide it in every situation, and since we're suing the EPA, we're suing ourselves in a...in a form that we're financing also, so we're financing all three sides of the thing and, therefore, I would ask for a roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any further discussion? Question is on the adoption of Amendment No. 10 to House Bill 542. 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? Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 27, the Nays are 25. Amendment No. 10 having received the required vote is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 543, Senator Kent. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 543.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Appropriations I offers fourteen amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll, we're all looking forward.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate, I will try and move quickly through these. The reason for so many is that this picks up all the operating side of

government that the House committee had not dealt with and, therefore, in the first amendment incorporates the Departments of Commerce and Community Affairs, Financial Institutions, Labor, Mines and Minerals, R and E, BOB, CDB's operations, '84 Capital and Reappropriations, Liquor Control, Racing Board, Savings and Loan, General Assembly Retirement, Judges...Retirement, State Employees Retirement, Public School Teachers Retirement, Downstate Teachers Retirement, the Human Rights Commission, the Human Rights Authority, the Historical Library, the Medical Center Commission, Emergency Services Disasters, State Appellate Defender, all at the guidelines set by our committee; and I would move adoption of Amendment No. 1 and answer all your questions if you'd like.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves adoption of Amendment No. 1 to House Bill 543. Any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Committee Amendment No. 2 is the Department of Commerce reappropriation of their project funds, and I would move adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 2 to House Bill 543. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Committee Amendment No. 3 is the funding of the Enterprise Zone Administration within the Department of Commerce and Community Affairs. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 3 to House Bill 543. Is there any discussion? If not, all those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 3 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Committee Amendment No. 4, Senator Carroll.

SENATOR CARROLL:

Committee Amendment No. 4 is the payment for county reimbursement for medical health facilities in that area pursuant to law, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 4 to House Bill 543. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 4 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 5.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. Committee Amendment No. 5 is a...tourism promotion fund for a school going to the Rose Bowl as we have done in the past, and I would move its adop-

tion.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 5 to House Bill 543. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No...No. 5 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 6.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. Committee Amendment No. 6 is the...funding from promotion and tourism for Ethnic Heritage Commission for the festival at the State Fair as we have done in prior years with the agreement of the department. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 6 to House Bill 543. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 6 is adopted. Any further committee committee amendments?

SECRETARY:

Committee Amendment No. 7.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is for the Manteno Veterans' facility, and I would its adoption...CDB funds.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 7 to House Bill 543. Is there any discussion? All those in favor

signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 7 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 8.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is for two...this is in CDB funds, two projects at SIU and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 8 to House Bill 543. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 8 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 9.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is for technical language changes and for the Ag. building repairs out of CDB funds. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 9 to House Bill 543. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it and Amendment No...9 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 10.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a technical correction in the reappropriation portion of CDB, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 10 to House Bill 543. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 10 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 11.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the continuation funding for Food for Century Three. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 11 to House Bill 543. Is there any discussion? If not, all those in favor signify by saying Aye. Opposed Nay. The Ayes it. Amendment No. 11 is adopted. Further committee amendments?

SECRETARY:

Committee Amendment No. 12.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. At the request of Senator Bloom in committee, this for Galesburg certification and the committee moved its adop-

tion.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 12 to House Bill 543. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 12 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 13.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. In committee this was a request of Senator Mahar for the Marine Valley Community College on a fifty-fifty match. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 13 to House Bill 543. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 13 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 14.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

And the last of the committee amendments, Mr....President and Ladies and Gentlemen of the Senate, this was for Voc. Ed. project in Beardstown, I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 14 to House Bill 543. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes

have it. Committee Amendment No. 14 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No. 15 by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Now that the Governor has indicated there will be a director for CDB, this adds back that salary. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No...Amendment No. 15 to House Bill 543. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it...Committee...or Amendment No. 15 is adopted. Any further amendments?

SECRETARY:

Amendment No. 16 by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendment No. 16, Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Pursuant to the legislation we had passed on pay back to the retirement systems of the borrowing with interest, we had made a calculation error. This corrects that calculation error and adds back the required amount. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 16 to

House Bill 543. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 16 is adopted. Any further amendments?

SECRETARY:

Amendment No. 17, by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is for the Human Rights Commission adding back a position of legal counsel. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 17 to House Bill 543. Is there any discussion. If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have. Amendment No. 17 is adopted. Any further amendments?

SECRETARY:

Amendment No. 18, by Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. In the Human Rights Department we had had some problems figuring out their head count. Now that that has been calculated, we did take three people who they did have approval for, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 18 to House Bill 543. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 18 is adopted. Any further amendments?

SECRETARY:

Amendment No. 19, by Senator Weaver.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. This is an appropriation of eleven million dollars for the purchase of 2020 Ogden Avenue, High Tech School in Chicago.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver moves the adoption of Amendment No. 19 to House Bill 543. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 19 is adopted. Any further amendments?

SECRETARY:

Amendment No. 20, by Senator Sommer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

SENATOR SOMMER:

Mr. President and members, this a reapprop. for the...Medical Center Commission to renovate a building up there.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer moves the adoption of Amendment No. 20 to House Bill 543. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 20 is adopted. Any further amendments?

SECRETARY:

Amendment No. 21, by Senator Sommer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

SENATOR SOMMER:

Mr. President and members, this is an ESDA reappropriation of Federal funds for...for emergency disasters not yet paid out.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer moves the adoption of Amendment No. 21 to House Bill 543. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 21 is adopted. Any further amendments?

SECRETARY:

Amendment No. 22, by Senator Sommer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

SENATOR SOMMER:

This is a...an addition for the Department of Labor of twenty-five thousand dollars in legal fees that they were ordered to pay.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer moves the adoption of...Amendment No. 22 to House Bill 543. Is there any discussion?...if not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 22 is adopted. Any further amendments?

SECRETARY:

Amendment No. 23, by Senator Sommer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

SENATOR SOMMER:

This for payment on interest from the Unemployment Trust Fund.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer moves the adoption of Amendment No. 23 to House Bill 543. Is there any discussion? Senator Carroll.

SENATOR CARROLL:

Yeah, this one gets to be a little bit different. This is where we're taking fifty million dollars of general revenue funds that are not needed this year to pay back. If we don't pay it back, we can go for about three or four years, possibly longer, without any interest on the interest. This would be using general revenue funds that might be otherwise available for a lot of other things after Senator Rock and others in our congressional...delegation had worked on an agreement with the Feds to postpone the impact of the pay back. I think this is a bad amendment because it would

eat up fifty million dollars of general revenue that we need not pay now, and there's no penalty for not paying. I would urge defeat of Amendment No. 23.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Sommer may close.

SENATOR SOMMER:

Mr. President and members, this is so important to the Governor it's included in the doomsday budget. So, therefore, I would urge that we support this and would ask for a roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer has requested a roll call on the adoption of Amendment No. 23. 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? Have all voted who wish? Take the record. On that question, the Ayes are 22, the Nays are 31, none voting Present. Amendment No. 23 is declared lost. Further amendments?

SECRETARY:

Amendment No. 24, by Senator Sommer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

SENATOR SOMMER:

Now, this...this is deletion. This is six hundred and fifty thousand dollars less because we appropriated these funds to another agency.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Sommer moves the adoption of Amendment No. 24 to House Bill 543. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 24 is adopted. Any further amendments?

SECRETARY:

Amendment No. 25, by Senator Sommer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendment No. 25, Senator Sommer.

SENATOR SOMMER:

Mr. President and members, these are grants within the Department of Community...whatever they call themselves now, these are Federal funds appropriated to the State Governments, they're here and we ask that we be allowed to spend them.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer moves the adoption of Amendment No. 25 to House Bill 543. Is there any discussion? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in opposition to this amendment for very simple reasons. First of all, we're not sure what they've gotten yet, and we have always required that the Department of Commerce and Community Affairs identify for us where this funding will go to the small communities of Illinois. They are attempting, therefore, not to give us such a list but rather to have a block amount of money so that they can later decide after we're out of here where they want to spend it. We've never done that before. I don't think this is good time now. If they can get that list together, we can show it to all the members on both sides of the aisle and deal with it either in conference on this bill or some other. I would urge defeat of this amendment at this time. I think it would be silly for us to let them have that total flexibility on thirty-three million five hundred thousand for the first time in history, when I think each and every one of us on either side of the aisle would like to know which communities are getting what. I would urge defeat of Amendment No. 25.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Sommer may close.

SENATOR SOMMER:

Mr. President and members, these are not only small cities grants, these all Federal grants that flow through DCCA. They go...these are grants for the large metropolitan areas in the...in the State also. In fact, probably the bulk of this money is ticketed right now to go to the cities like Chicago, Peoria, Rockford, what have you and the projects are on line and ready to go. So, it is not only the small item that small cities, but it's all of the Federal...Federal monies flowing into the cities. Senator Carroll is suggesting we take all of this money out. It's here. It's available. We ought...we ought to appropriate it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee, he was closing. Senator Buzbee.

SENATOR BUZBEE:

On a point of personal privilege. I am the chairman of the Joint Oversight Committee on...on the Block Grants, and that committee unanimously voted,...bipartisan support, that we wanted these kinds of grants broken out by line item from DCCA so we know where the money is going. It had unanimous support, the public members, the legislative members, Republicans and Democrats. DCCA simply wants to play games. They want to be the king makers and they don't want legislative input, and we think that that's what we got elected for is for legislative input. So, I would suggest, along with Senator Carroll, that we defeat this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Sommer, do you wish to close again?

SENATOR SOMMER:

Is that true, Senator...DeAngelis? You were on that committee, I...I am not on it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Senator Buzbee, I'm trying to recall now. I don't think

it's delineated as far as you indicated. We were breaking out the energy assistance and so forth and...but not, and I'm sorry that I was off the Floor when Senator Sommer was explaining his amendment, so, I...I...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Ladies and Gentlemen, Senator Sommer had closed. Senator Schaffer.

SENATOR SCHAPPER:

Well, frankly, I'm on the...Senator Buzbee's committee, too, and I...you know, I have the same feeling he does, we should break this out. Now, if I understand some of these grants, they get down to five hundred dollars for Pawnee Junction to replace the street light on the corner of East and Main because it serves something...some of this stuff gets pretty trivial. I think we do want it broken it out, Senator Carroll, but there's an ongoing program and those twenty-two page forms they have to fill out to get the ninety-five page form mailed to them and all that other stuff takes a period of time; and many of these little towns, you know, have to be spoon...fed through the whole thing. I...I don't have any problem asking DCCA to give us more information, but I think if we just say we want to know if they're going to give Pawnee Junction four hundred and eight dollars to replace the street light, I think we're pushing a little bit. I just would have no problem with asking for more information, but I'd hate to see the process as it affects the little towns shot down because I know that's a goofy system, I guess it always will be too, so...let's not shoot ourselves in the foot either.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator Carroll, for the second time.

SENATOR CARROLL:

Yes, also, because the name has been used extensively on

that side of the aisle in debate. Not living in Pawnee Junction, I'm not sure what a light would cost nor have we every required them to go that far, Senator Schaffer, as you well know. Thirty-three million five hundred eight-eighty thousand four hundred dollars is not quite the same as four hundred dollars for a light. The thirty-three million should be identified. We've always allowed a catch-all category for the small ones and would again, but I think it would be illogical for us to just give them thirty-three million and say spend it wherever you want. We've never done it before. Let them itemize the biggies like they have always done in the past. I'm really surprised at their reluctance this time. Let them identify them for us. Give us the list as the Fed funds come in. We can spend them. I have no problem with that, and anywhere along the process we're available to discuss it with them and they've always had catch-all categories and they would again. I think this is a silly way to go this way. I think we should ask them to identify it like we have in the past and defeat the amendment that would give them thirty-three million five hundred eighty-eight thousand. That's an awful lot of little stoplights.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Sommer may close for the second time.

SENATOR SOMMER:

The big grants involving the large cities are already known to those cities, they know how much they will receive; I don't think that's any particular problem. You can check with your city administrations if you're from the big city, and I would request a roll call on the adoption of this...this amendment. Ask...ask you to vote Yes to preserve the monies that are coming into your community.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Sommer has moved for a roll call on

the adoption of Amendment No. 25. 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? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 24, the Nays are 28, none voting Present. Amendment No. 25 is declared lost. Further amendments?

SECRETARY:

Amendment No. 26, by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a corrective amendment language change; no dollar impact for the Department of Commerce and Community Affairs. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 26 to House Bill 543. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 26 is adopted. Any further amendments?

SECRETARY:

Amendment No. 27, by Senator Hall.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This adds a million dollar appropriation to the Illinois Industrial Development Authority for industrial park development loans. It would provide for the authority to...these funds would be available for developers of industrial parks to buy land or to develop infrastructures on sites suitable for industrial park development. This amendment would assist in the modernization of business in special

districts call industrial parks and, therefore, would help to expand the Illinois economy. Now, you know, we are always saying that we need to expand and find some jobs, and that's what my counterpart over in the House has been working on for years. Remember, Gentlemen, I have to go home, too. So, let's get one of these out of here because you know if I...if I resign, Representative Young is going to come over here and be looking right at all of you. So, I tell you what, you better get this amendment out of here, and I'd ask your most favorable support for this.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Amendment No. 27 to House Bill 543. Is there any discussion? Senator Sommer.

SENATOR SOMMER:

Mr. President and members, this should have the same fate as the...the amendment on the previous bill. We've considered it...this year after year and somehow it is never quite successful. I don't think this authority even has the power to make a loan like this but the amendment has been offered. I would urge you to defeat it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hall may close.

SENATOR HALL:

Well, I thought we got rid of the Big Four, but I see two of them are...and I'm certainly going to...watch your vote very careful but, Gentlemen, we need this. And I would ask, put some green lights up here and give us this small amount. When I listen to the twenty millions, thirty millions, and all, we're asking for something. We're trying to get some people jobs. I ask your most favorable support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Hall moves the adoption of Amendment No. 27. 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? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 24, the Nays are 26, none voting Present. Amendment No. 27 is declared lost. Further amendments?

SECRETARY:

Amendment No. 28, by Senator Hall.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I think this is only a five hundred thousand dollars. We talk around here in so much big money, and what this does is that it provides for the establishment of family resource development program for the City of East St. Louis. Gainful employment can increase through identifying and establishing this and so people can earn money. The purpose of this program is to work with families in target areas to strengthen their ability to serve in delivery systems for improving their own quality of life. This purpose should be carried out through programs, training, research, communication, a pilot program. Now I look at all this money that's been sent around for every place else. Let's go where that one person out of every two is either on general assistance, public aid or some Federal program. Unemployment is the highest in the nation there, it's fifty percent and in young...young adults, it's close to seventy percent. Now, we all scream and yell that we got to do something, we have to cut down on all these things, and I would ask your most favorable support for this. We're only asking for five hundred thousand dollars.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Amendment No. 28 to House Bill 543. Is there any discussion? Senator Sommer.

SENATOR SOMMER:

Thank you, Mr. President. A question of the sponsor. What is a family resource center?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Hall.

SENATOR HALL:

Senator, that's a...pilot project that's for targeted areas which where there are no such programs exist; which if successful would serve as a model to demonstrate to the State of Illinois procedures which may be used to focus effectively on the problems of disadvantaged persons. This project shall utilize the service of trained paraprofessionals to teach and work with families in targeted areas. A multiplier effect shall be achieved by requesting each family here to share the information with two other families. The program should have a steering committee and an advisory board. It's very important. It's a new innovation and that's what we're all about, and this, as a result, will get many people off the public aid and general assistant rolls and get them to where they are able to make gainful living.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

SENATOR SOMMER:

Mr. President, I would suggest that this is in the category of the previous amendment and is unclear as to what we're doing, and perhaps we should vote against it at this time.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Hall has moved the adoption of Amendment No. 28 to House Bill 543. All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. There's been a roll call requested. On the adoption of Amendment 28, 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? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 18, the Nays are 29, none voting Present. Amendment No. 28 is declared lost. Further amendments?

SECRETARY:

Amendment No. 29, by Senator Davidson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

I'll tell you, timing is sure not good, I can tell that. This is not a Wyvetter...amendment or any other pilot program. This...this amendment is for eleven million dollars to the Capital Development Board for the construction of laboratory facility to be used jointly by the Department of Public Health, the EPA, and Southern Illinois University School of Medicine, and this is in here on the roll that if we do have an income tax revenue increase, whatever, that this project which has been on board for two years can get moving where we have three very vital departments in the State able to get a facility built where they can share employees and technology to the betterment and protection of we, the people. It would...that Department of Public Health and Environmental Protection Agency and the University of Illinois...excuse me, Southern Illinois University School of Medicine have an up-to-date facility and safe surroundings. Some of the labs they are working in today is not really in the safest condition for the employees, and this is based on if there is a increase in our revenue this would come about if it's...do not get an increase in revenue, I'm sure the Governor will remove this and I would not fight for the removal. I'd appreciate the adoption of this amendment for eleven million dollars for this facility.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there any discussion? Senator Carroll.

SENATOR CARROLL:

Well, I may be echoing Senator Schaffer's remarks but, you know, maybe the cart should not be before the horse. As he has indicated in the past, we are in opposition to this. This is not on anybody's listings; as we all know, higher ed. has listings that they sit down and work out, so do the various departments for priorities. This is nowhere there...this was tried a few years ago. At one time there was a smaller one allowed for the City of Springfield that for some reason they never went forward with. This is just eleven million that was unbudgeted. There is no money for it at this time nor does it meet any priorities, and I would urge its defeat.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Geo-Karis, I think, wants to keep us updated on the Greek party tonight. Senator Geo-Karis.

SENATOR GEO-KARIS:

Not now. I just want...I'm just curious, if I may ask the sponsor a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will...he will yield.

SENATOR GEO-KARIS:

Are you saying that you want a eleven...million dollars to...to build a laboratory?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

It is a laboratory facility, Senator Geo-Karis, which will be used jointly by the Department of Public Health, and Environmental Protection Agency, and Southern Illinois University of Medicine. If you're aware of the criteria and the

safety which must be built into a laboratory that's going to do testing materials and specimens either by the Department of Public Health or the hazardous wastes by EPA, as well as those for experimental uses within the school of medicine, there is a high cost per square foot to build such a laboratory and that's why the appropriation of eleven million dollars. When we first brought this on line and the funds were frozen two years ago, it was eight million; the cost has gone up three million from inflation in that intervening time.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and...Gentlemen of the Senate, I'm sure that the maker of the...amendment is the most honorable gentleman, but I am a rather provincial person, and eleven million dollars for a lavatory or a laboratory, whatever it is, is a little too much at this time.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Further discussion? Senator Davidson may close.

SENATOR DAVIDSON:

It's a laboratory. A laboratory, or not a lab, not a bathroom. Anyway...that's right, Senator Carroll, it's not on part of higher ed's priority list because it's a joint effort between Public Health, EPA and SIU School of Medicine; and the Board of Higher Education is, I guess, like all protecting their turf don't always get enamored about where you're going share something with someone else. This is a good opportunity and if the revenues are increased to get something on board, get started for the protection of the people of the State of Illinois, and I'd appreciate a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

7/15/83
2nd Reading

All right, Senator Davidson has requested a roll call. On the adoption of Amendment No. 29 to House Bill...543, 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? Have all voted who wish? Take the record. On that question, the...the Ayes are 8, the Nays are 41, none voting Present. Amendment No. 29 is declared lost. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 557, Senator Philip. Read the bill, Mr. Secretary, please. Senator Vadalabene, for what purpose do you arise?

SENATOR VADALABENE:

Yes. I just wanted to make a comment after that vote of 8 to 41, that's about as close to a laboratory as you can get.

PRESIDING OFFICER: (SENATOR DEMUZIO)

On the Order of 2nd Reading, House Bill 557, Mr. Secretary.

SECRETARY:

House Bill 557.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1, Senator Philip.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the Chapman-Cutler amendment resulting from the State of Washington's Supreme Court...decision. It pro-

*HB 643
2nd reading*

vides for the collection of taxes, also provides when a large municipality sells to another municipality you couldn't charge any more than a wholesale price. Move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip moves the adoption of Amendment No. 1 to House Bill 557. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

Amendment No. 2, by Senator Barkhausen.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Barkhausen. All right, Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. What this does is when a municipal water department sells water outside of the...municipality's limits that the Illinois Commerce Commission would end up settling the rate. Move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip moves the adoption of Amendment No. 2 to House Bill 557. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 643, Senator D'Arco. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 643.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco.

SENATOR D'ARCO:

No, the Committee on Insurance offers one amendment. All right. I..wait a minute, we're going to have to reconsider the vote by which that amendment was adopted.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco moves to...Senator, it's never been adopted. You want to just withdraw it?

SENATOR D'ARCO:

I'm sorry. Let's withdraw that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco...all right, Senator D'Arco moves to Table Committee Amendment No. 1. Is there any discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Not on this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is Tabled. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator D'Arco.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco.

SENATOR D'ARCO:

All right, Amendment No. 2 is the recodification of the Private Detectives and Private Security Act. They spent many long hours on this bill. Greg Busch of the Sunset Committee...Director Clayton was involved in this personally, spending many long hours on this. The...employees of the...my

committee spent many long hours on this and...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco moves the adoption of Amendment No. 2 to 643. Is there any...further discussion? All those in favor signify...Senator Netsch.

SENATOR NETSCH:

One question, Senator D'Arco. Did you say that this has been reviewed by Sunset?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'ARCO.

SENATOR D'ARCO:

Greg Busch was involved in the negotiations that led to this amendment. There were some questions about the alarm contractors and whether or not a written exam would have been given to them. We took that provision out of it. There were some problems about disciplinary procedures between the board and the department and who had the authority to do what in that respect. Those problems were ironed out and other problems were ironed out...in the bill, so Greg was involved in all of the negotiations and...and he responded favorably to this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Bloom.

SENATOR BLOOM:

Yeah, I just wanted to echo my understanding of what Senator D'Arco said. The only controversy before that Sunset Committee was the burglar alarm issue and that's been resolved, as I understand it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator D'Arco may close.

SENATOR D'ARCO:

Ask for a favorable vote on the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco moves the adoption of Amendment No. 2 to

House Bill 643. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 717, Senator Rigney. Whoops, Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, a point of personal privilege. I must remind the membership that tonight's affair does not start till 6:30 p.m. even if we finish here earlier. 6:30 p.m. No one will be allowed in unless they have their invitation. They're strict on security because of the auto show, and I will be at the gate watching all of you and greeting you if you need any help.

PRESIDING OFFICER: (SENATOR DEMUZIO)

On the Order of 2nd Reading, House Bill 717. Senator Rigney, you wish...all right, Senator. Read the bill, Mr. Secretary, please. Take it out of the record. House Bill 888, Senator Sommer. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 888.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Appropriations I offers three amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...

SECRETARY:

It...it shows here it was in II and was rereferred to I. Okay.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...Senator Buzbee.

SENATOR BUZBEE:

First of all, it was in Appropriations I, it was rereferred to II; and secondly, the title of the bill is longer than the bill. No, it's really not, but this is...Amendment No. 1 is adding in Department of Mental Health and Developmental Disabilities, Public Health and Dangerous Drugs Commission. It reallocates three hundred and fifty-nine thousand dollars from the central office to regional offices in mental health. Block Grant administration is broken it out and decreased by eighty thousand. It adds 1.1 million Block Grant from 1983. Federal emergency appropriations does not include anticipated Block Grant funding revision. Public lab...Public Health rather, breaks...breaks out the labs...SIDS is funded at last year's level. Problem Pregnancy Grants restored and adds BOB add-ons. It does not include Federal Grant dollars to the department because the department's open received but our Washington D. C. office does not think it is very likely. Dangerous Drugs, it adds the triplicate prescription program. No statutory authorization. Four hundred and sixty-two thousand dollars for triage in Chicago Deflection Program, sixty-six thousand for Edgewater Uptown Project Block Grant and fifty thousand dollars for study of a mental health center in Rock Island County, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee moves the adoption of Amendment No. 1 to House Bill 888. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee.

SENATOR BUZBEE:

We need to Table Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee moves to Table Committee Amendment No. 2. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is Tabled. Further committee amendments?

SECRETARY:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee.

SENATOR BUZBEE:

Thank you. This adds two hundred and sixty thousand dollars GRF for thirteen public health nurses in the department's regional offices, one each in Rockford, Peoria, Springfield, Edwardsville and Marion, two in Champaign, two in West Chicago and five at Cook County, and it corrects an error in Senate...in Senate Amendment No. 1 by adding sixty thousand dollars from Maternal and Health...Child Health Block Grants for grants to local programs. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee moves the adoption of Amendment No. 3 to House Bill 888. Those...all those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 4, by Senator Schaffer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

SENATOR SCHAFFER:

Mr. President and members of the Senate, Amendment No. 4

is the Department of Mental Health and Disabilities...Developmental Disabilities budget that replaces Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer moves the adoption of Amendment No. 4 to House Bill 888. Is there any discussion? Senator Lechowicz. Whoops...

SENATOR LECHOWICZ:

I believe he has to Table an Amendment No. 2 first, and then move for the adoption of 4. Oh, he did. I didn't hear him, I'm sorry.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator Buzbee.

SENATOR BUZBEE:

Wait just a minute.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee.

SENATOR BUZBEE:

Okay. I stand corrected. This is the Department of Mental Health's budget.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Schaffer moves the adoption of Amendment No. 4 to House Bill 888. Is there any further discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 4 is adopted. Any further amendments?

SECRETARY:

Amendment No. 5, by Senator D'Arco.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco.

SENATOR D'ARCO:

Thank you, Mr. President. Amendment No. 5 adds four hundred thousand to the Personal Service line item for the Institute of Juvenile Research. Mr. President, according to

the Executive Order that change...changed around the functions of DMH, the Institute for Juvenile Research was given tremendous responsibility. They were given the responsibility to run Henry Horner and Madden. They were also given the responsibility to coordinate all of the youth related functions within the Department of Mental Health. They had to absorb four coordinators in the Department of Mental Health. They laid off seventeen people in the institute while absorbing those four coordinators from the Department of Mental Health. The point is, Mr. President, there today...today in this 1983 Fiscal Year budget they are two hundred and twelve thousand dollars in the hole today. There is a task force report coming out and being sent to the Governor. The Commission on Children indicate in that task force report that the agency designated to do all the coordinating and planning to determine what happens to emotionally disturbed children and how they're pigeonholed in the system is the Institute for Juvenile Research. That agency cannot function today, Mr. President, under the constraints of the budget that have been imposed upon them. There's no question, we talk about corrections, we talk about how we've got to stop crime in this State, and Director Lane, today, is under the gun. He doesn't know where he's coming from today. Is it his problem? No, it's not his problem. It's our problem, and he's under the constraints of a court order that possibly can hold him in contempt of court because he's forced to release prisoners out of jail early. It's a very strange situation we're living under. Emotionally...disturbed children wind up in jail, Mr. President. There's two...two...two sides to every coin. There's corrections and there's prevention. We've got to look at prevention. We've got to know what happens to a child when he's put into this system. Is he given proper residential care? Is he given proper community case care? What happens to a child when he's an outpatient in a com-

munity health facility? Absolutely nothing in a lot of instances. These children have to be guided and sought after in order to coordinate the planning in...in the system itself. We're not doing that today, and that's what has to be done, and that's what the Institute on Juvenile Research is designed to do. Well, we've got to give them the money to do it with, and this is the four hundred thousand that would allow them to do that. Ask for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco moves the adoption of Amendment No. 5 to House Bill 888. Is there discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 5 is adopted. Further amendments?

SECRETARY:

Amendment...Amendment No. 6 offered by Senator Davidson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

I'm sorry, it's not often you get the Speaker of the House on his knees in front of you, so let me relish it while I can. What Amendment No. 7 does is nine hundred and seventy...twenty-five thousand dollars to continue the Family Practice Residency Program which has been done by SIU Med School throughout the State of Illinois which helps put family practice residence people in different areas of the State where there is a low number or an understaffed number of medical doctors, and this works very successful. What this will do is continue the program that has programs in place in Belleville, Chicago, Rockford, Decatur and Quincy, and excuse me, that would...the new programs and would maintain the program that's going on in Berwyn, two programs in Chicago, Danville and Peoria. This is to have a opportunity to put a family practice residency in a medically underserved area in Illinois and it's worked very well since 1977. Eighty

percent of the doctors we put in this program have been, when they finish their residencies, have stayed to practice in the area where we had supported them. I would appreciate a favorable support for this nine hundred and twenty-five thousand dollars additional money to the Public Health budget.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson, had the Chair recognized the Speaker was kneeling at your desk, he would have instructed the Senate photographer to take a picture and have it distributed to all the members. Senator Davidson has moved the adoption of Amendment No. 6 to House Bill 888. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 6 is adopted. Any further amendments?

SECRETARY:

Amendment No. 7, by Senator Newhouse.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Newhouse.

SENATOR NEWHOUSE:

Thank you, Mr. President. This...this adds a million dollars to the budget for the purpose of scholarships on the Family Practice Residency Act. What it does is provide practitioners for underserved areas. They agree when they take the scholarships that they'll go back into underserved areas, and I will move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Newhouse moves adoption of Amendment No. 7 to House Bill 888. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 7 is adopted. Any further amendments?

SECRETARY:

Amendment No. 8, by Senator Egan.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Egan.

SENATOR EGAN:

Thank you, Mr. President and members of the Senate. At the request of the Department of Public Health, the request is being made for a fifty thousand dollar appropriation to administer the Hearing Aid Consumer Protection Act for the certificates that have to be gathered from the...dealers. I understand though that...that the department will get fees sufficient enough to pay; consequently, they repay this amount. So, at worst it's only a...interest free loan, and I move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Egan moves the adoption of Amendment No. 8 to House Bill 888. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 8 is adopted. Any further amendments?

SECRETARY:

Amendment No. 9, by Senator Buzbee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee.

SENATOR BUZBEE:

This adds back the triplicate prescription program, and I'd move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee moves the adoption of Amendment No. 9 to House Bill 888. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 9 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 932, Senator Newhouse. Senator Newhouse on the Floor? Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 932.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Elementary and Secondary Education offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Newhouse. Senator Newhouse.

SENATOR NEWHOUSE:

Thank you, Mr. President. Amendment No. 1 to House Bill 932 deletes reference to the State Board of Education administering grants for community education programs. Opposition to the...to the original bill was expressed because the committee was funding...because of the funding implication, and those have been removed. Amendment No. 1 deletes references to the State Board. It also permits the State Board of Education to work with such groups cooperatively and permits the SB to promulgate rules and regulations to implement the Act. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Newhouse moves the adoption of Amendment No. 1 to House Bill 932. Is there any discussion? Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Newhouse.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Newhouse. Senator Newhouse.

SENATOR NEWHOUSE:

I don't have an Amendment No. 2 here, Mr...Mr. President. Ah, yes, Amendment No. 2 provides the following language. It makes the bill including but not limited to the Illinois Com-

munity Education Association and the Illinois Park and Recreation Association which...which provides for inclusion of some other units. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Newhouse moves the adoption of Amendment No. 2 to House Bill 932. Is there any discussion? If not, all those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 1029, Senator Buzbee. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1029.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Buzbee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This deletes everything after the enacting clause and adds Section 18-8 of the School Code. It amends the School Aid Formula by decreasing the minimum Title I weight count and the formula from .53 to .45. Senate Amendment No. 4 to House Bill 1182 this morning, reduced the maximum weighting factor from....625 to .60. The effect of my amendment is it will redistribute school aid funds from those districts with less than the State average low income pupils to those with the State average of greater than...of low income pupils. It helps to offset Senate Amend-

ment No. 1 to House Bill 1182. The State Board of Education has been requested to provide a printout showing the effects of this amendment to House Bill 1029, and I would just like to give the Body an opportunity to look at this printout and see what the redistribution does with...with this, and I would ask for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Senator Buzbee moves the adoption of Amendment No. 1 to House Bill 1029. Is there any discussion? Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

END OF REEL

REEL #5

PRESIDING OFFICER: (SENATOR DEMUZIO)

On the Order of 2nd Reading, bottom of Page 26, House Bill 1305.

SECRETARY:

House Bill 1305.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Lechowicz.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

I thought we were going to have a conference on this bill before we went to this matter of business.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz, Amendment No. 1.

SENATOR LECHOWICZ:

I said, I thought we were supposed to have a conference on this bill before we went to it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, the...the Chair is not prepared to answer that question. Senator Dawson.

SENATOR LECHOWICZ:

Well, I asked for a conference.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright, that is in order. Senator Rock.

SENATOR ROCK:

Let's go ahead.

PRESIDING OFFICER: (SENATOR DEMUZIO)

HB 1305
2nd Reading

Be a fifteen...fifteen minute Recess in the President's Office for a Democratic caucus. Is Senator Johns on the Floor? Senate...Senate will stand in Recess for fifteen minutes.

RECESS

AFTER RECESS

PRESIDENT:

On the Order of House Bills 2nd Reading, House Bill 1305. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 1305.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Lechowicz.

PRESIDENT:

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 would amend the House Bill 1305 so when the sales tax transfers from General Revenue Fund to the Motor Fuel Tax Fund and the Road Fund it would restore Regional Transportation Authority subsidy. Instead of using transportation crisis of 1979 to deal with a lasting long-term solution of the State's transportation problem, Thompson settled for a temporary solution and brought highway road funds relief at the expense of the RTA region taxpayers. The package approved in the Special Session of September 4th through the 6th gave the RTA the power to impose a sales tax on all items in the six-county area. The tax would have to be imposed at more than...at no more than one percent of the county, and no more than one-quarter percent in Lake, Kane,

Will, DuPage and McHenry Counties. For this power, to impose a special transit sales tax on the subs the RTA region gave up the following: its five percent on gasoline; its State subsidy, or three-thirty-second share of the sales tax, the region pays to the State per year approximately a hundred and forty to a hundred and fifty million dollars annually; its fourteen dollar vehicle registration subsidy, and a deobligation of the cross-town was reached, making available an additional 1.3 billion dollars to the highway and road program. Much of these revenues have been spent on downstate roads and highways in the suburban area. The RTA State subsidy three-thirty-seconds return was returned to the General Assembly Fund. This is...this, in fact, turned out to be the RTA's hundred and thirty million dollar subsidy to the State's GRF. In turn, the State expended five and a half percent of the State tax receipts to the Road Fund, or approximately a hundred and twenty to a hundred and thirty million dollars. The RTA's fourteen dollar vehicle registration subsidy return providing highways and roads with an additional fifteen million dollars. Transportation compromise was a major miscalculation intending to bail out the highway and road program with revenues formerly going to the RTA and allowing the RTA to bail themselves out with a sales tax increase. The compromise failed to accomplish either purpose. Both highway and road programs in the RTA region find themselves in worse financial conditions today than they were in 1979. This amendment would restore the RTA's subsidy at the same time it ends GRF sales tax transfer to the Motor Fuel Tax Fund and Road Fund, therefore, insuring...minimal loss or revenues to the GRF as a result of the restored RTA subsidy. Ending the sales tax transfers to the Motor Fuel Tax Fund and Road Fund will cost the roads an average of a hundred and forty-three million dollars...per year over the...Fiscal Years of '84 to '87. However, it is important

to remember that House Bill 1305 will generate an average of three hundred...three hundred and ninety-three million dollars per year in new highway revenues over Fiscal '84 through '87. From the proposed increases in motor fuel tax and licenses, registration fees restoring the RTA subsidy will provide the authority with approximately a hundred and thirty-five million dollars. An RTA subsidy is justified in light, what our Illinois Mass Transit System receives from State and from the matter, and for the dollar amount that is also spent down in metropolitan transit systems and other portions of the State. Let me just give you some facts and figures as far as the revenue sources in the fare box, the regional...and local subsidy...the State subsidy and the...UMTA dollar amounts generated. The RTA receives approximately forty-eight million dollars out of the fare box; out of the regional local subsidy another forty;...State subsidy none, not one penny; the UMTA twelve million dollars. Bi-State receives approximately twenty-four million from the fare box; 20.9 million from the regional local subsidy; 37.4 million in State subsidy; seventeen million dollars in Federal UMTA. Major downstate areas, fare box, 17.4 million; regional seventeen; State subsidy thirty-one; Federal UMTA 34.4. Major downstate carriers percentage of funding from the State: Champaign-...Urbana, thirty-two percent; Springfield, thirty-three percent; Rockford, twenty-eight percent; Peoria, thirty-one percent; RTA region, zero percent. That's what the equity is about. And may I point out to you, if the subsidy would have continued, we, at this juncture, would not be asking for an additional RTA subsidy; because according to the formula of three thirty-seconds, we'd be receiving approximately, in Fiscal '83, a hundred and thirty-two million dollars, which is exactly how much the RTA is short at this time. That's why I think this amendment is just and proper. That's why I'm asking for you support to be compat-

ible with the other portions of the Mass Transit districts in this State in saying, yes, RTA, CTA, we do understand that there is inequity that has been generated since 1979. We do understand that the revenues have been reallocated to other portions in this State. We do understand there is a new revenue funding for the road program in this State in House Bill 1305, and, yes, it's time to rectify a past error and provide three thirty-seconds for the RTA region for the money that's long overdue, that they should have had since 1979 as well. I move for the adoption of Amendment No. 1.

PRESIDENT:

Senator Lechowicz has moved the adoption of Amendment No.

1. Discussion? Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. I was just questioning, Mr. President, the germaneness of this Amendment No. 1 to House Bill 1305. Evidently, Senator Lechowicz is amending Chapter 111 and two-thirds. I see nothing in the title of the bill that refers to that chapter nor the subject matter.

PRESIDENT:

We will address that point. Further discussion in the meantime? Senator Nedza.

SENATOR NEDZA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I reluctantly stand in opposition to the amendment. Many of the things that the Senator has brought out are true in nature, but my understanding is that...and I and Senator Chew, Senator Grothberg, Senator Keats, have worked some weeks ago on a transportation subsidy which was to...in the separate comprehensive transit legislation which was based on the Transit Task Force that the...the leadership of both of the Houses had us work on. This is still in the formulative stages, and I think at this time it would be ill-advised by us to try to amend the bill with any other thing until

we...at such time as we get some report back from that transit study report and the Governor and the legislative leaders work out some compromise in order to subsidize the...the transit systems throughout this entire United States, including the RTA and CTA and what have you. So, therefore,...there was a similar amendment to this that was proposed in the House, it was defeated in the House, and I would ask the same be accorded to this amendment.

PRESIDENT:

Further discussion? Senator Chew.

SENATOR CHEW:

Thank you, Mr. President. I think we spent long hours and many, many conferences. The conclusion that we reached with other extenuating circumstances on what this Legislature is attempting to do, that is to find monies for the upkeep of our highways and to build new ones, plus to have subsidies for mass transit throughout the State of Illinois, including northeastern Illinois. That we agreed in committee, that agreement is still outstanding, I've heard nothing to the contrary, that bill would come out of the committee without any amendments, and at the time...and if it were going to be amended, that it would go back into a conference and then we'd know what to do with it. I have not heard of any conference being held pertaining to anything agreed on 1305. Senator Nedza and I served on the task force that was assembled by the leadership and the Governor, and as far as I'm concerned, I will oppose any amendment that's attempted to be attached to this bill.

PRESIDENT:

Further discussion? Senator Savickas.

SENATOR SAVICKAS:

Yes, well, the previous Senator has left the floor, but my question was, they talked about the task force that was put together to study mass transportation. I'm wondering if

that's the report that was written by Kramer to just put all the controls under his own department. And if that's the kind of input that we're going to be working with, I think that we ought to support Senator Lechowicz's proposal at this point.

PRESIDENT:

Further discussion? Further discussion? The Chair will rule that because of the subject matter this amendment is germane. Senator Lechowicz may close.

SENATOR LECHOWICZ:

Thank you, Mr. President. Ladies and Gentlemen of the Senate, and to the distinguished chairman of the Transportation Committee and its vice-chairman, and I believe both of these gentlemen were here in 1979, and you probably also worked very...diligently on the transportation package, and we all probably made the best judgement possible at the time with the facts and figures that we had before us. Under House Bill 1305 you're changing, quite substantially, the amount of revenue coming into the Road Fund of this State for two purposes. One, we need it. Two, in order to make the matching funds so for every dollar that is generated by the State of Illinois, you get a dollar sixty-five back from the Federal Government for your road programs. But I'm appealing to the membership of this Body, because I am quite fearful of the dollar amount that's going to be allocated under any type of a report generated by the Department of Transportation as far as the amount of money to be allocated to the RTA region and the CTA. And my fears are based upon fact and history of what transpired in the 1979 agreement. And believe me when I tell you that the money that was originally allocated for the cross-town was sent to suburban and downstate areas, but I was happy to see that happen because I didn't want to see that money lost, lost to the State of Illinois. Now, to state that I'm going to be concerned about the reallocation

of the amount of Federal...highway dollars in the United States, it is a concern; but our primary concern is, how much money is generated in 1305 and how that money is going to be allocated to the various portions of the State. In House...in...in Senate Amendment No. 1 the allocations for three thirty-seconds to the RTA region is a very, very important goal for many of us. In fact, it should be an important goal for all of us, because that is the dollar amount. One thirty-second generates approximately fifty million dollars. We're talking about the RTA being in the deficit, in the red, of approximately a hundred and thirty, a hundred and thirty-five million today. If this amendment was part of the existing law now, you wouldn't have that problem. And we're talking about a magnitude of increasing the user fees, license fees, gasoline tax, highest in the nation, and you're saying you don't have any money for the RTA in your largest six-county area? Very capricious, totally unacceptable. And the amount in the reports that I've seen is a very unacceptable dollar amount that they're talking about of allocating to the RTA region. Ladies and Gentlemen, I know this bill is greased. Many people have worked very hard to eliminate all amendments. May I also point out to you, if this bill passes without amendments, there will not be any possibility of anything of a Conference Committee. And I'm telling you right now, that as I see it, that's what's going to happen. And each and every one of you is going to suffer. And to the people from Chicago in the six-county metropolitan area, where the RTA region is a lifeblood of transportation of moving people to and from work, this amendment is critical. And for that reason, I ask that you reconsider your position and adopt Amendment No. 1.

PRESIDENT:

The question is the adoption of Amendment No. 1 to House Bill 1305. 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 16, the Nays are 32. Amendment No. 1 fails. Further amendments?

SECRETARY:

Amendment No. 2 by Senator Bruce.

PRESIDENT:

Senator Bruce. Further amendments?

SECRETARY:

Amendment No. 2 by Senator Luft.

PRESIDENT:

Senator Luft.

SENATOR LUFT:

I'd ask leave, Mr. President, to withdraw that amendment, please.

PRESIDENT:

Withdraw. Further amendments?

SECRETARY:

Amendment No. 2 by Senator Luft.

SENATOR LUFT:

Same request, Mr. President.

PRESIDENT:

Withdraw, Mr. Secretary.

SECRETARY:

Amendment No. 2 by Senator Jeremiah Joyce.

PRESIDENT:

Senator Joyce.

SENATOR JEREMIAH JOYCE:

Well, we have just debated the substance of what is now Amendment No. 2, but I would like to put something in the record, and I hope I'm wrong. I...I don't...I wouldn't have any problem voting for this...this gas tax increase, but I do have a problem the way it's postured now, because as I see this, what I think the Governor is trying to do, he wants to

pass the gas tax out of here with nothing for mass transit in it. He wants to...he wants to permit the Chicago Board of Education to levy a fifty-cent increase on property owners in the City of Chicago, and then we will be left with the only chit on the table, the income tax before us and no money for mass transit; and then they will say, okay, vote for this tax and we'll help you out with mass transit. We, in the City of Chicago, we particularly on the northwest side and the southwest side in Cook County, will be getting the short end of this. I hope this isn't what is going to happen, but I have a very, very bad feeling that that's where we're going. I withdraw Amendment No. 2 because we have already considered and voted on it.

PRESIDENT:

Further amendments?

SECRETARY:

Amendment No. 2, by Senator Hall.

PRESIDENT:

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 2 reduces the ultimate registration fee in House Bill 1305 from forty-eight dollars annually to thirty-six annually for the following vehicles: one passenger vehicles of the first division, automobiles and vans; all recreation vehicles weighing less than eight thousand pounds gross weight; all pickup trucks and vans used for hauling freight or in service and operation where a material necessary to the service to be performed is carried. Now, the reason I'm introducing this bill, to make a jump of forty-eight dollars on people today is just too much at one time; and all that I'm simply asking is that we would bring it in line, move it to where it will be thirty-six dollars for all license plates. You can see right now, some people are

paying eighteen, you're putting a thirty dollars increase on it, and then you're putting on the other people now...we have a lot of people who are not working, who have no means of support except some way to get back and forth. Now, we've got too many things that we're putting on them; and this, at this time, is just too much. I'm not asking anything that I think that isn't the right way to go at this time. Forty-eight dollars for a license plate is too much, so I would move for the adoption of Amendment No. 2.

PRESIDENT:

Senator Hall has moved the adoption of Amendment No. 2 to House Bill 1305. Discussion? Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. I rise in favor of a Senate Amendment No. 2 to...or Senate Amendment No. 2 to House Bill 1305 also. I agree with Senator Hall that I think the...the change in registration fees is too drastic. We had proposed earlier the same concept that Senator Hall has got before us now to raise eighteen dollar registration fees to thirty-six dollars and the thirty-dollar registration fee to thirty-six dollar. I think that's adequate. I think it's already been clear here why there has been an attempt to raise more money in the Road Fund than what we thought necessary earlier, and that it because...that there is a move for a subsidy of the Mass Transit System; and if that's to be done, that ought to be done out of the General Revenue Fund, and that's the way we should handle that. And I would ask that we accept his amendment, and I would also ask that we have a roll call on this amendment.

PRESIDENT:

Further discussion? Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. I think that we should point

out that today Illinois is forty-third out of the fifty states in registration fees. We're the lowest in the thirty-third...forty-third position of the fifty states. And I think it also, for many of you downstaters, it should be understood that this money goes to those State highways who do not participate in the Federal match, it's State only. It can be used for State only road construction, resurfacing, et cetera, and I think we've not had any increase in registration fees since '69...I think this amendment should be defeated.

PRESIDENT:

Further discussion? Senator Rigney.

SENATOR RIGNEY:

Well, Mr. President, I suppose one of the things I'm going to have to do is resist my temptation to speak on each amendment, and I've...made that decision. But I do want to get my little soapbox out at this time and make some comments about this amendment and then...because what I have to say about this amendment I think will probably apply to all of them. First of all, let's admit that a number of these amendments are rather tempting. The one that Senator Hall is proposing, for instance, however, would cost our Road Fund about two hundred and ninety million dollars over a five-year span. There are other good things in here, amendmentwise. There's a small car amendment that would cost us a hundred and forty-eight million, or there's one for the senior citizens that would cost forty-six million; then there's the one to give the...the local governments a bigger slice of the pie at two hundred and fifteen million. We had the potential when we started the debate here, to give away about four hundred million dollars a year had we seen fit to adopt all of these amendments. We not only would not have had an increase for our Road Fund, we actually would have been doing some backsliding. And I think it's rather important to point out

whose money it is that we're giving away. First of all, we're not giving away the money for Route 51; we're not giving away the money for the north Peoria Bypass; we're not giving away any of our interstate money. Our friends in Congress took good care of those projects. They said to Illinois, here's about two hundred and fifty million dollars, the only catch is, we're going to tell you how to spend it and we're going to require that you go out there and raise the matching money so that these projects can go forward, and...they're all good and important projects and they will march forward. But let's keep in mind that the interstate system for a number of years virtually kept us broke till we matched all of that good money that came from the Federal Government, there really wasn't much left over for a...a State only program. Now, there's about five thousand miles out there that's either not eligible for Federal funds, or because we are going to be spending our Federal funds in other locations, we simply are not going to have any of the Federal bucks to spend on some of those kind of roads. There wasn't much interest in Congress, for instance, in the plight of the Argo Pay Road in Carroll County. And I rather suspect there's a few folks around here that have never been to Argo Pay on a Saturday night, but I'll assure you, if you do, you're not going to get run over there because the traffic isn't that heavy. It's very simple, when we're short of money, it's those more...remote rural roads that are always the very first ones to suffer, our State-only projects. When we don't have State-only money, we have no State-only projects. You couldn't make it any simpler than that. So, when we're talking about giving any relief, under any one of these amendments, we're taking it directly out of the hide of the State-only projects. I was asked here a number of times, isn't it rather difficult to vote for a five and a half cent increase in the gas tax? Well, yes, it is, but the...the

only thing that's good about that is, it would have been more difficult to vote for a three and a half cent increase, because those extra two pennies that are going to raise that extra hundred million dollars for the most part are going to find their way onto that State-only system that's so important to all of us. And if I could just close with this one little illustration here that perhaps would make the point for me, to give you some kind of down-home country advice from a farmboy, I would say this, that if you came out to my farm and you went out to help me feed the pigs, and you took a bucket of slop out for the pigs and you poured that bucket into that trough, you would very quickly learn your first lesson about farming. The only pigs that you would have fed would be the big pigs, the runts still wouldn't have anything to eat. Now, I'm one of those runt pigs. I represent one of those districts that stepped up to an empty trough for years, and, frankly, we're getting a little tired of it. I'm going to vote for 1305, I'm going to be one of the people that's going to have to bite the bullet, as they say, and...and vote this package out of here; but I want to make sure that when I get back to northwestern Illinois, that there's at least a little slop in the trough for our area, and that's why I'm going to resist this amendment and I'm going to resist every other amendment that's proposed on this bill. Thank you.

PRESIDENT:

Further discussion? Senator Chew.

SENATOR CHEW:

Thank you, Mr. President. The amendment that's proposed by the distinguished Senator from East St. Louis, in my opinion, is an attempt to draw some attention to his efforts back in his home district. I don't believe that the distinguished Senator has looked at the figures and compared the damage that his roads in those areas have sustained, and to know that to reduce the proposal would, in fact, eliminate many of

the projects that he needs so badly in his district. I assume, at this point, the news media has recorded his attempt to produce this amendment, and maybe his true sense has been served. I rise in opposition to it, and I would hope that it's defeated.

PRESIDENT:

Further discussion? Senator Lemke.

SENATOR LEMKE:

I just want to make a comment. I wonder if Charlie Chew looked at the roads in his district?

PRESIDENT:

Further discussion? Senator Nedza.

SENATOR NEDZA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I won't belabor the...the rhetoric in which we have. The same amendment was attempted in the House and it was defeated, and I stand in...in opposition of this amendment here also.

PRESIDENT:

Further discussion? Senator Hall may close.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I'm not asking for a handout, I'm asking for a less dramatic increase. If you wanted to raise more funds, you could have gone the rate distance route, they're the ones who cause most of the damage to this highways. But to the imminent Senator, Senator Charlie Chew, candidate for Congress, you got a short memory. You're the one that told me you could support this kind of amendment, and now I'm listening to you with another tale. I just want to tell you that this is the thing, the way we should go. People today are just in such a bind that many of them cannot afford such a large increase at one time. That's all I'm simply asking. You're reading figures here and you're reading a five-year period.

I listened to the Governor talk, and what he's telling us is that now that the recession is behind us, now we're doing all these things. Now you're coming around talking about five years. What we...if we listen to him, we won't need this. So, what I'm simply saying is this, this is too drastic at one time to put on the poor people of this State and many people who cannot afford to take this at this time. And I'll tell you something else, I know what I'd do if I was Secretary of State, I'd send a letter around to everybody saying, look, I did not raise your license plate, it was the Legislature, I'll tell you that. And I'm telling you, I know that that's exactly what I would do. I'll ask that you give us an affirmative vote and adopt this amendment.

PRESIDENT:

The question is the adoption of Amendment No. 2. A roll call has been requested. Those in favor of the amendment 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 20, the Nays are 29. Amendment No. 2 fails. Further amendments?

SECRETARY:

Amendment No. 3 offered by Senator Dawson.

PRESIDENT:

Senator Dawson.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, Amendment No. 3 would divide the gas tax up geographically on a one mile...

PRESIDENT:

Senator Dawson.

SENATOR DAWSON:

...okay. This abatement will be adjusted to reflect the...incremental increase in the motor fuel tax scheduled

for '85 and '86. The intent of this amendment is to protect those gas station dealers which must compete against dealers across the State lines which are more price competitive because of the overall lower State and local motor fuel taxes. And it's broken down into a one, two and three mile and over three mile ratio. For '84 it would be seven and a half cents within a mile; in '85 it would be eight cents; in '86 it'd be eight and a half cents; over where as in the three mile area, it would be eleven, twelve and thirteen. This would give a break to all the different service stations who, throughout the whole State of Illinois, have competition with the adjoining states which would, with the new tax, would make Illinois the highest one.

PRESIDENT:

Senator Dawson has moved the adoption of Amendment No. 3 to House Bill 1305. Any discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President and members of the Senate. I rise in support of Amendment No. 3 on House Bill 1305. If we're going to increase the gas tax, we ought to increase it, and you don't increase it by losing revenue. As someone whose district is along the eastern border of Illinois and adjacent to Indiana, I am tired of the residents of my district buying their groceries in Indiana; I am tired of my residents buying their food in Indiana; I am tired of my residents buying their liquor in Indiana. Now we're going to force them to buy more of their gasoline, and I think Indiana is, in fact, going to advertise that they're a one-stop service for all residents of the State of Illinois. Now, what we're doing with this tax...and I have to remind everybody here that Cook County has an additional three cents imposed by the county, and we're thinking now also of doing a sales tax instead of an income tax which is going to further increase that tax; and what we're going to end up doing is

destroying the tax base by the high level of taxes but, more importantly, destroying the businesses along our corridors which are very vital to our revenue base as well. I urge support for this amendment.

PRESIDENT:

Further discussion? Senator Weaver.

SENATOR WEAVER:

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

PRESIDENT:

Indicates he'll yield, Senator Weaver.

SENATOR WEAVER:

Senator Dawson, I just wondered, under the home rule powers, of course, the County of Cook can add or make an unequal taxation, but throughout the State of Illinois I just am concerned about the constitutionality of unequal taxation throughout the rest of the State. Is there any constitutional expert, Senator Netsch?

PRESIDENT:

Further discussion? Senator Lechowicz.

SENATOR LECHOWICZ:

Well, thank you, Mr. President. I stand in support of this amendment...in response to the last question, I believe there's an inequity right now State-wide. You just pointed out, as far as in Cook County, it's an additional tax imposed by home rule, which is their right. But I believe what Senator Dawson is trying to do it to say, yes, any districts along the borders of Wisconsin, Indiana, Tennessee, Missouri, Iowa, there is a slight difference in the amount of tax that is being paid on gasoline. And with the imposition of 1305 it won't be slight, it will be major. And what he is saying is that as you move in from your outlying, surrounding areas, your tax gets higher. So, it's from a zero base, it would go up to a...an increase of approximately six cents or more, depending upon what local you're living in, it would be a

zone system. We have that zone system incorporated in many taxes, and I believe this is a good amendment and should be adopted, especially for any downstate colleagues who intend on coming back here, I would seriously consider this amendment.

PRESIDENT:

Further discussion? Senator Nedza.

SENATOR NEDZA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Unfortunately, I can laud the Senator for his interest in these...this...this amendment. Unfortunately, because of the fact that his legislative district abutts the Indiana border, that you would probably find most of the gas stations, or the retail outlets for fuel, moved from the State to the regions within the confines of the borders of...our surrounding states, because they would have an abatement far and above any other retail outlet in the State of Illinois. And as Senator Weaver had made mention to, I don't know if that's constitutional or not, and it would probably be in the courts. So, therefore, again, I stand in opposition to the amendment.

PRESIDENT:

Further discussion? Senator Davidson.

SENATOR DAVIDSON:

Mr. President and members of the Senate, I rise in opposition to this amendment for a very simple little item, the thing no one has talked about. You all forget the motor fuel tax is collected from the distributor; the distributor pays the motor fuel tax to the State and then passes it...collects it back from the gas station. Now, are you trying to tell me that each one of these distributors, any major distributor, is going to be able to tell whether the gas station they deliver that fuel to is one mile, two miles or three miles from the border? You're going to give the

greatest opportunity for profiteering or attempt someone to profiteer by saying, this gas station is one mile and they get all the reduction of three and a half cent when they may be two, three or even five miles. The motor fuel tax is...collected... paid by the distributor to the State and then collected back from the retail level. Now, I urge a No vote on this for that part alone of giving someone an opportunity to get himself in trouble. We've got enough people getting in trouble on their own without tempting them another way.

PRESIDENT:

Further discussion? Further discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Well, I'm the hyphenated sponsor, I'd like to address my answer to Senator Davidson's question. There are differentials that occur right now, Senator Davidson. There's differentials within my district...Will County pays one kind of tax, Cook County pays another one. Those differentials exist all over Illinois. The prepayment that we voted out of here the other day is the three cents on the sales tax, that could be collected in any area. The filing would still have to recur by the retailer has...the retailer has to file right now. And one of the problems that we're addressing here is that differential. So, the problem of collection would exit with or without this.

PRESIDENT:

Further discussion? Senator Dawson may close. Senator Davidson.

SENATOR DAVIDSON:

Well, there's a slight misunderstanding in what Senator DeAngelis explained where the differential is in the sales tax, and the sales tax is collected at the retail level and not by the distributor. We're talking about the motor fuel

tax, not the sales tax.

PRESIDENT:

Alright. Senator Dawson may close.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, I don't feel it's going to be that great of a problem to measure off the distances for any station throughout the whole State of Illinois, and I feel that the loss of revenue on the taxes would be increased by the volume that they would be doing being able to be competitive with their...opposition right across the State line. I ask for a favorable roll call on this amendment.

PRESIDENT:

The question is the adoption of Amendment No. 3 to House Bill 1305. 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 17, the Nays are 30, 1 voting Present. Amendment No. 3 fails. Further amendments?

SECRETARY:

Amendment No. 4 offered by Senator Jones.

PRESIDENT:

Senator Jones.

SENATOR JONES:

Leave to draw...withdraw the amendment.

PRESIDENT:

Amendment is withdrawn. Further amendments?

SECRETARY:

Amendment No. 4 offered by Senator Darrow and Jones.

PRESIDENT:

Senator Jones.

SENATOR JONES:

Leave to withdraw the amendment.

PRESIDENT:

Asks that it be withdrawn. Further amendments?

SECRETARY:

Amendment No. 4 offered by Senator Bloom.

PRESIDENT:

Senator Bloom.

SENATOR BLOOM:

Well, thank you, Mr. President and fellow Senators. I think you all received this letter from the Taxpayers' Federation, and to a degree the debate on the various amendments that have been before us up to now have kind of skirted around the question of who should be paying for using our roads in Illinois. Amendment No. 4 is basically what you'd call an equity amendment to House Bill 1305, 'cause it addresses the question of how and how much should be paid by the highway users and in what proportion. Essentially, right now as 1305 in its unamended fashion stands, the motoring public's share...the auto motoring public's share would be raised to sixty-three percent of the revenues generated, and by FY '86, it would be up to eighty percent; whereas, your commercial trucks between sixty and eighty thousand pounds, under this, are reduced to twelve percent and would remain that way. Now, basically, this amendment does four things, Senator Hall. It takes the sting out of the license registrations; it reduces the small car registration fees from the forty-eight to thirty-six, and your large cars and pickups from forty-eight down to forty-four. It also reduces the flat weight fees for the trucks in the higher weight classes by fifteen percent from the levels proposed in 1305, and it picks it up by imposing a weight distance tax and rates of one, 1.5, two and three cents per mile on trucks in the fifty-nine thousand to eighty thousand pounds, and it eliminates the diesel surcharge. One of the inequities that hasn't been touched on is the fact that people who drive Gen-

eral Motors cars or VW Rabbits are treated the same way as your double bottoms or your eighty thousand pound trucks. The bottom line is, yes, it...it...yes, it does produce less revenue, it produces about thirty-two millions in less revenue. However, over the life of the proposal, without this amendment, 1305 would yield about four hundred and seventy-one million dollars. With this amendment, it would yield around four hundred and thirty-nine. I'd answer any questions; otherwise, I'd seek your support.

PRESIDENT:

Any discussion? Senator Bloom has moved the adoption of Amendment No. 4. Discussion? Senator Chew.

SENATOR CHEW:

Mr. President, this is a bowl of soup all warmed over. The amendment that the Senator is attempting to attach to 1305 was defeated in the House, it was tried over here, it has not worked. The forming of the Federal Bridge Formula with this...this amendment is related to has been worked out. Industry is satisfied at what the bill does, industry does not want the amendment, the administration does not want the amendment. I've had conversations with the leadership. The bill as passed could not be amended in committee, it could not be amended here. This is another attempt to dilute 1305. 1305 should be brought out of this Senate as it was brought in, that's minus the amendments. Several things may happen to 1305, but 1305, as it stands, should stand when the attempts are made, Mr. President. I would strongly urge this amendment be defeated.

PRESIDENT:

Alright. Any further discussion? Further discussion? Senator Bloom, do you wish to close?

SENATOR BLOOM:

Well, I'd seek your support on this. I think this is about as fair an allocation as we can make. Let those who

inflict the most damage pay the most, take the sting out of the license fees, and certainly get rid of the diesel surcharge. Thank you, very much.

PRESIDENT:

The question is the adoption of House...Amendment No. 4 to House Bill 1305. Those in favor indicate by voting Aye. Those opposed vote Nay. The voting is open. All voted who wish? Have all voted who wish? All voted who wish? Take the record. On that question, the Ayes are 25, the Nays are 24, none voting Present. Amendment No. 4 is adopted. Further amendments, Mr. Secretary?

SECRETARY:

Amendment No. 5 offered by Senator Coffey.

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. Would you give me that LRB number so I'll know which amendment we're...

SECRETARY:

...LRB...8304818SJM1AM08.

PRESIDENT:

Senator Coffey on Amendment No. 5.

SENATOR COFFEY:

Thank you, again, Mr. President. This amendment is a...is a simple amendment. Actually, what it...it does two things. It moves the motor fuel tax increase that has been proposed in this bill back to three and half cents increase rather than the three and a half cents plus one, plus one. The second thing it does, the allocation in the distribution of those dollars on the motor fuel tax, it puts it back into the present law, in the present formula on the sixty-fourty distribution. Presently, the local government receives sixty percent of the motor fuel tax and forty percent goes to the

State; and that's what this amendment clarifies, to put that back into that position rather than the...some twenty percent to the local government and eighty percent to the State. I'd be glad to answer any questions, just ask for a favorable roll call.

PRESIDENT:

Alright. Senator Coffey has moved the adoption of Amendment No. 5 to House Bill 1304. Discussion? Senator Buzbee.
SENATOR BUZBEE:

Yes, Mr. President, thank you. On our little poop sheet that we've got, Senator Coffey, you have about four amendments and...and my understanding is, the one that was to come next in order is not the one you just described. I wonder if we're for sure talking about the proper amendment. Our poop sheet indicates that your next...the one you were going to offer first was the removes forest preserves and park districts from the Motor Fuel Tax Formula, and I'm wondering which one we're really actually talking about here.

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

I'm sorry, Mr. President and members of the Senate. There's two LRB numbers ends in 08 and I had the wrong one, and you are correct. So, if...if I could...

PRESIDENT:

Senator Coffey on the real Amendment 5.

SENATOR COFFEY:

If I could on this amendment...this does deal with the...it repeals the park district and forest preserve conservation areas. In...what...in the amendment that was added over in the House in this legislation...actually, what they did, they're using to compute the amount of motor fuel tax that a township can use on their levy, they're including the miles of roads that are in their park districts, forest

preserves and other conservation areas. What that does, in reality, it takes additional dollars out of some of the other townships and is going to be able to use in their computation of those dollars in those areas increases for those...those townships that have a lot of miles of roads with park districts and forest preserves. I think it's a...a...a bad amendment that the House had, this takes that out and clarifies it, puts it back in its present form. I just ask for a favorable roll call on this issue.

PRESIDENT:

Further discussion on Amendment No. 5? Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. A question of the Chair. I think Senator Bloom's amendment struck out everything after the enacting clause, and I'm wondering if these other amendments are going to track...is that not correct, Senator Bloom? If these other amendments are going to track.

PRESIDENT:

Well, we'll have to check. The point is well...well-taken. The amendment appears to be germane. Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Will the...will the sponsor yield for a question?

PRESIDENT:

Indicates he'll yield, Senator Geo-Karis.

SENATOR GEO-KARIS:

Are you saying under your amendment, then, whatever breaks the...the park districts got in the Senate...House Bill 1305, your amendment removes?

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

There was an amendment entered over in the House saying,

presently, before this legislation, that park districts, conservation roads and others were not used in the township to compute their mileage of roads for their receiving of the motor fuel tax. They put an amendment in saying they can use those roads to compute that. In other words, what it'll do, it'll take away from the townships. My amendment, what it does, it just takes out the House amendment saying that they cannot use the miles of roads and the conservation park districts and others to compute the amount of motor fuel tax they receive. Puts it back the way it was prior to the House amendment.

PRESIDENT:

Senator Geo-Karis.

SENATOR GEO-KARIS:

My understanding is that the park districts have to maintain quite a few miles of road, so why not give them the same break?

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

Well, I guess that's the question here. If you want them to use...in your township, if you want them to use the...the miles of roads that is in your conservation areas, your parks and...and others, if you want them to use that to compute the amount of motor fuel tax that they'll receive, then I guess you would not want to accept this amendment. But remember, it comes from the township motor fuel tax part that they will be receiving, so it could make less dollars available for those roads that you already have.

PRESIDENT:

Senator Geo-Karis.

SENATOR GEO-KARIS:

Well, Mr. President and Ladies and Gentlemen of the Senate, it's not that I'm so crazy about the entire bill; but

I think since the amendment was put in the House to protect the park districts which have to pay to maintain the roads, and they get the money from the same source that...all the other units of government, and that is the taxpayers, I think the House amendment should stay in the way it is and, therefore, I speak against this amendment.

PRESIDENT:

Further discussion? Senator Davidson.

SENATOR DAVIDSON:

Question of the sponsor.

PRESIDENT:

Indicates he'll yield, Senator Davidson.

SENATOR DAVIDSON:

Does not the conservation or the park districts have to maintain their roads on...with the local tax road and oil tax now, and if what they put on the House amendment will give these districts an opportunity to share in the motor fuel tax by the motoring public to maintain those roads?

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

Well, of course, they have the taxing authority in...in those conservation area, they already have the taxing authority or the dollars to maintain those roads. If you're talking about just a State park, of course, they get their revenue and...it comes through their appropriations. In the forest preserves and some of the others, they have the taxing authority to already raise the monies to take care of those necessary repairs to those roads.

PRESIDENT:

Further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Well, as I understand your amendment, Senator, you're going to delete the share of the motor fuel tax that park

districts would receive, is that...okay, I'm sorry.

PRESIDENT:

Senator Coffey.

SENATOR SCHUNEMAN:

Could I have...could I have an explanation then, please.

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

...presently, before this bill ever seen the light of day in the House, it was not used at that time. To compute those numbers you did not use your parks and forest preserve roads and others to compute, and they were not able to use the motor fuel tax. The House put an amendment on saying they could use those roads to compute their motor fuel tax. In other words, that gives them more miles of road and it's based on the miles of road. That...that...two things that can do. First of all, it spreads the money in your township thinner. The other thing it does, if you don't have very many miles of...of those types of roads, it gives them an opportunity over the total dollars that goes to townships in this State, it allows them to receive more dollars into those townships 'cause they're going to use those miles of roads to compute the dollars they're going to receive. So, you could, very likely, in your townships lose money; and in the ones that does receive it, it's going to spread it thinner on more roads. And they already have the authority to raise their taxes for those projects.

PRESIDENT:

Further discussion? Senator Buzbee.

SENATOR BUZBEE:

Question of the sponsor. Senator, what...

PRESIDENT:

Indicates he'll yield, Senator Buzbee.

SENATOR BUZBEE:

...what about those...what about State parks that are in...within a township? State parks included in your...the roads in State parks?

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

They're not excluded from it; presently, they are not.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Okay, but you're trying...you're trying to exclude the roads in...in park districts and...and in forest preserves from the computation for a township. Your amendment would...would have that effect, but it would not effect State parks that are within a township, because the State parks are presently not included anyhow, is that correct?

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

Yes, as I understand from staff, that is correct. Now, bear in mind, forest preserves, conservation areas are not presently used to compute those dollars. By amendment in the House it is, that's on the bill now.

PRESIDENT:

Further discussion? Senator Nedza. Any further discussion? Further discussion? Senator Coffey may close.

SENATOR COFFEY:

Well, thank you, Mr. President and members of the Senate. I'll be very brief. I think this is a...this is an amendment that we should accept. I don't think we need to use park districts and forest preserve roads to compute the miles of roads necessary to receive motor fuel tax in the townships. I think it's a good amendment. I think we ought to eliminate what the House has done, this will put it back to the way it

is today, before the amendment was added in the House, and I'd ask for a favorable roll call.

PRESIDENT:

The question is the adoption of Amendment No. 5 to House Bill 1305. 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...the Ayes are 15, the Nays are 29, none voting Present. Amendment No. 5 fails. Further amendments?

SECRETARY:

Amendment No. 6 offered by Senator Coffey.

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

Mr. President and members of the Senate, I'd like to Table that amendment.

PRESIDENT:

Alright, that's withdrawn, we...leave to withdraw? Leave is granted. Further amendments?

SECRETARY:

Amendment No. 6 offered by Senator Coffey.

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

I'd like to withdraw that one also.

PRESIDENT:

Senator Coffey moves to withdraw. Further amendments?

SECRETARY:

Amendment No. 6 offered by Senator Coffey.

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. Now

we're back to the amendment we explained earlier, that we were...that I was confused about. This deals with the...the motor fuel tax increase. Presently, as this bill is...but I'm not sure presently how this bill has been drafted because of the amendment that was offered earlier; and was accepted, but under the proposal, as the bill was introduced, there was a three and a half cent motor fuel tax increase the first year, one cent the second and another cent the third, for a total of five and a half cents. This will remove and only increase the motor fuel tax at three and a half cents. In the second part of the bill we'll change the distribution. Under the bill, we'll actually give about twenty percent of the total new dollars that this bill generates; twenty percent of it will go to the local government and about eighty percent will go to the State.

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

This will put it back in its present formula of distribution with sixty percent going to the local and forty percent to the State.

PRESIDENT:

Senator Coffey has moved the adoption of Amendment No. 6 to House Bill 1305. Discussion? Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. It's rather difficult trying to go through these amendments. Would the clerk just read the LRB number of the amendment, I want to make sure I have the right one.

PRESIDENT:

Mr. Secretary.

SECRETARY:

LRB8304818SJSBAN08.

SENATOR LECHOWICZ:

Fine. Now, to the sponsor, if I may, Mr. President, may I ask a question?

PRESIDENT:

Sponsor indicates he'll yield, Senator Lechowicz.

SENATOR LECHOWICZ:

From what I see happening on this Floor, probably there's going to be a motion to reconsider on Senate Amendment No. 4 which was adopted. I would like to know...and that was the taxpayers' amendment offered by...Senator Bloom. Yours is a similar version, is that correct?

PRESIDENT:

Senator Coffey.

SENATOR COFFEY:

No, my amendment is, I guess, maybe you could say similar but really different. I think his dealt with three and a half cents, mine deals with three and a half cents rather than five cent motor fuel tax; and mine also, the distribution, puts it back to the sixty-forty, sixty local, forty to the State. Just does those two things.

PRESIDENT:

Senator Lechowicz.

SENATOR LECHOWICZ:

But your bill would also provide compliance with the new Federal law on trucks, including increases in truck length, width and length and the limits, is that correct? How does your bill comply with the Federal new law?

PRESIDENT:

Senator Coffey.

SENATOR LECHOWICZ:

...your amendment.

SENATOR COFFEY:

It...it does not comply with that whatsoever, it does not address that.

PRESIDENT:

Senator Friedland...I mean, Senator Lechowicz.

SENATOR LECHOWICZ:

Well, Mr. President, I believe that we should probably adopt this amendment as well. In a sense, this amendment would eliminate all provisions of the bill except the gas tax increases and the increases in the license plate fees. Those eliminated include the two and a half cent extra diesel fuel increase, all truck fee increases, all...provisions in compliance with new Federal law and all increases in fees for off-the-road farm vehicles. And I...since...I believe what I see on the Floor is a movement to reconsider on Amendment No. 4, I would strongly encourage Amendment No. 6 to be adopted.

END OF REEL

REEL #6

PRESIDENT:

Further discussion on Amendment No. 6? Senator Buzbee.

SENATOR BUZBEE:

Yes, well, Senator, it's...it's my understanding that under the current tax that's being collected right today, sixty percent goes to the locals and forty percent to the State. Under the Governor's proposal on that portion on the increase, starting after the seven and a half cents, that portion of the increase, seventy percent of the new money would go to the State and thirty percent to the locals. Now, your proposal is to take the increase and make it distributed the same way that the present law is so that, overall, the State would receive forty percent of all of the eventual thirteen cents gasoline tax and locals would get sixty percent; the State forty, locals sixty. Okay, I...I am going to oppose your amendment because Senator Johns is going to offer an amendment which will take seventy percent...leave the current...I'm getting confused...leave the current sixty percent going to locals, and forty percent to the State, and then take the new portion of the tax and split it fifty/fifty. And so, I'm going to oppose your...your amendment on the basis of supporting his which will give the locals some more money than they would get under the Governor's proposal, but not as much money as your amendment would...would give them. So, I'm...I'm just explaining my vote here.

PRESIDENT:

Further discussion? Further discussion? Senator Coffey may close.

SENATOR COFFEY:

Well, thank you, Mr. President and members of the Senate.

I would just like to point out a couple of things in closing. Number one, with the increase that we proposed on motor fuel tax with the bill that we had before us with the five and a half cents after...and the five cent Federal tax and all the other taxes that we've included...in the Federal Government here in the State Legislature, we're going to make Illinois number one in tax...in the cost of taxes and the motor fuel tax in this State. Every neighboring state that surrounds us will have less taxes and probably we'll have higher taxes than anywhere in the nation. And I think that we're...we're too going far with that. Another...number two, the other part of this bill which addresses where the money will be spent, the department of...the State has in its care seventeen thousand six hundred miles of road to maintain, including the interstate system; and counties, townships and municipalities have a hundred and seventeen thousand miles...of road to take care of. I think we're being a little unfair in the distribution and the way we're wanting to distribute the money and leaving the locals out and to address the local needs, and I'd ask for a favorable roll call on this amendment, and I'd...I'd like for a roll call on it, please.

PRESIDENT:

Question is the adoption of Amendment No. 6 to House Bill 1305. 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 22, the Nays are 26. Amendment No. 6 fails. Further amendments, Mr. Secretary?

SECRETARY:

Amendment No. 7 offered by Senator Maitland.

PRESIDENT:

Senator Maitland. Senator Buzbee, for what purpose do you arise?

SENATOR BUZBEE:

On a point of personal privilege, Mr. President. I...I was in the posture of having telling Senator Coffey why I was going to vote...against his amendment, then I got the...the proverbial phone call from...from city hall in Makanda, and...and so I voted the other way after I...after...after it was explained to me. Thank you.

PRESIDENT:

Mr. Secretary.

SECRETARY:

Amendment No. 7 offered by Senator Maitland.

PRESIDENT:

Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. I believe that...that this amendment now would be out of order, given the fact that Senator Bloom's amendment which addressed...diesel differential was..was adopted. This addresses only that issue and I think it would be out of order at this point, so I would...must move to withdraw it.

PRESIDENT:

All right. Withdrawn. Further amendments?

SECRETARY:

Amendment No. 7 offered by Senator Johns.

PRESIDENT:

Senator Johns.

SENATOR JOHNS:

Mr. President and members of the Senate, I think we've discussed this thoroughly. All I'm saying is that all the new motor fuel taxes collected under this bill, fifty percent would go to local, fifty percent would go to State and that's very self-explanatory and I ask for approval by all this Body.

PRESIDENT:

Any discussion? Any discussion? Senator Coffey on Amendment No. 7.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. I rise in favor of this amendment. While we've been unsuccessful with the other measures to try to attempt to give more money to the locals, I would certainly agree to accept the fifty/fifty distribution on all new dollars that would generate, whatever we generate here. I think they need the money. We...they have many more miles of road to take care of, they have to match and they have problems just like we do. We do get totally all the money of the registration fees goes and all of the license fee increases, the eighty thousand pound increase, all of those goes to the State and we also receive several...Federal dollars, and I think we ought to accept this amendment.

PRESIDENT:

All right. Question is the adoption of amendment No. 7 to House Bill 1305. 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 22, the Nays are 26. Amendment No. 7 fails. Further amendments? No further amendments. The Chair has been advised and a motion has been filed...Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and members, having voted on the prevailing side on Amendment No. 4, I move to...I move to reconsider the vote by which Amendment No. 4 was adopted.

PRESIDENT:

Senator Barkhausen has moved to reconsider the vote by which Amendment No. 4 to House Bill 1305 was adopted. Discussion? Senator Joyce.

SENATOR JEREMIAH JOYCE:

Is...is that motion in writing?

PRESIDENT:

It is in writing.

SENATOR JEREMIAH JOYCE:

I move to adjourn.

PRESIDENT:

Senator Joyce has moved to adjourn. All in favor signify by saying Aye. All opposed. The Ayes have it. The motion fails. Senator Berman.

SENATOR BERMAN:

Move that motion lie upon the Table.

PRESIDENT:

All right, Senator Berman has moved to Table the motion to reconsider. You'll get a roll call, you can be sure. All right. That motion is nondebatable. The question is Tableing the motion to reconsider the vote by which Amendment No. 4 was adopted. Those in favor of the 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, there are 21 Ayes, 28 Nays. The motion to Table fails. On the main question, all right...all right, relax. Senator Joyce has requested a verification of the negative vote, I assume. Will the members please be in their seats. Mr. Secretary, will you read the negative roll call.

SECRETARY:

The following voted in...in the negative:...Barkhausen, Becker, Chew, Collins, Davidson, DeAngelis, Egan, Fawell, Friedland, Geo-Karis, Holmberg, Hudson, Jones, Keats, Kelly, Kent, Luft, Macdonald, Mahar, Maitland, Rigney, Schaffer, Schuneman, Sommer, Vadalabene, Watson, Weaver and Welch.

PRESIDENT:

Question the presence of any members? All right, the

roll has been verified. On that...on the motion to Table, there are 21 Ayes, 28 Nays, none voting Present. The motion to Table fails. Main motion, Senator Barkhausen.

SENATOR BARKHAUSEN:

Yes, Mr. President and members, I would...I would again having say...having voted on the prevailing side on Amendment No. 4, I would now ask for a...a vote on my motion to reconsider the vote by which Amendment No. 4 was adopted.

PRESIDENT:

All right. The gentleman has moved to reconsider the vote by which Amendment No. 4 was adopted. Those in favor of the motion to reconsider 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, there are 26 Ayes, 23 Nays, none voting Present. The vote is reconsidered. Question now is the adoption of Amendment No. 4 to House Bill 1305. Senator Bloom.

SENATOR BLOOM:

Well, we can go through this drill again. I think that the point needs to be made that this amendment addresses who should pay how much for using Illinois roads. 1305 without this amendment works a great inequity on the automobile motoring public. By...Fiscal Year '86, your car folks are going to be paying eighty percent of it. Now, it's an matter of simple equity. It's a matter...it's matter of who pays what. This takes out the diesel surcharge. It reduces the license plate increases and it imposes...it imposes a weight distance on the high end of the overweight trucks. I talked about this. May of you in this Chamber don't like...you like the amendment but you don't want to vote for it. Some of you have said, well, the teamsters are opposed to it. I talked to the president of the teamsters when he was down here last month, Louie Pike, a pleasant guy, a nice guy, and asked him

why he did a hundred and eighty degrees, because last time this part was...before us they were very much for it. I didn't get a particularly clear explanation. I think that as we go back to our districts and explain how we came about funding a highway program, they're going to ask us and I think we have to be prepared to say that we attempted to distribute equitably the increase in the user fees, and so I say this amendment reduces the license fee, license plate increases; it gets rid of the surtax on diesels because certainly GM cars and VW Rabbits are not doing the damage to the highways that the overweight trucks are, and brings the trucks...the overweight trucks up from the present posture in this bill where they have a net tax break, Ladies and Gentlemen of this Senate, a net tax break to where they at least are paying a portionable part of the wear and tear inflicted on our highways. I see no reason why every member of this Chamber cannot vote for this. Thank you, very much.

PRESIDENT:

Question is the adoption of Amendment No. 4 to House Bill 1305. Any further discussion? If not, 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, there are 23 Ayes, 25 Nays, none voting Present. Amendment No. 4 fails. Senator Lechowicz.

SENATOR LECHOWICZ:

Like a verification, Mr. President.

PRESIDENT:

All right. That request is in order. Will the members please be in their seats. Senator Lechowicz has requested a verification...Mr. Secretary, please read the negative votes.

SECRETARY:

The following voted in the negative: Barkhausen, Becker, Chev, Davidson, DeAngelis, Demuzio, Egan, Fawell, Friedland,

Geo-Karis, Holmberg, Hudson, Jones, Kelly, Kent, Luft, Macdonald, Maitland, Rigney, Schaffer, Schuneman, Vadalabene, Watson, Weaver, Welch.

SENATOR LECHOWICZ:

Senator Demuzio.

PRESIDENT:

Senator Demuzio in the Floor? He's in his seat.

SENATOR LECHOWICZ:

Senator Egan.

PRESIDENT:

Senator Egan is on the Floor.

SENATOR LECHOWICZ:

Thank you.

PRESIDENT:

All right, the roll has been verified. On that question, the are 23 Ayes, 25 Nays. Amendment No. 4 fails. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. On the Order of House Bills 2nd Reading at the top of page 27, House Bill 1337, Senator Degnan.

SENATOR DEGNAN:

I'd like a caucus, Mr. President.

PRESIDENT:

Well, would it...would it be amenable to go through the balance of 2nd reading and then have a caucus? I mean,...I ve...we needn't tie up everybody.

SENATOR DEGNAN:

Why...well, we can come back to 2nd reading.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Degnan, did your wish to proceed with you bill?

SENATOR DEGNAN:

No, I want to proceed with a caucus.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Is 212 available? All right. There's been a request for a Democratic Caucus. For what purpose does Senator Geo-Karis arise?

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, a point of personal privilege. I certainly don't...object to any caucus, but I think you know that tonight we've spent great preparation for this Legislature and I'm wondering...I'm wondering if we couldn't adjourn after the caucus. I know, I've been working everyday, I haven't missed one in eleven years. I would like to suggest that we adjourn after the caucus.

PRESIDING OFFICER: (SENATOR BRUCE)

Well, Senator, we still have bills on 2nd reading, and we have a long call tomorrow. There's been a request for a Democratic Caucus. I...I really think if we can get out of here...Senator Rigney, for what purpose do you arise?

SENATOR RIGNEY:

Just a procedural...or a procedural question, Mr. President. Is it possible for a bill like 1305 to ever be moved back to 2nd reading today? Is that...is that technically possible?

PRESIDING OFFICER: (SENATOR BRUCE)

Under the rules of the Senate, that...that is a possibility, yes.

SENATOR RIGNEY:

Well, I just point that out to some of my friends on this side of the aisle. I hope we don't get lost in the balance of the afternoon.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Senator Keats.

SENATOR KEATS:

Mr...Mr. President, I...I don't say this nastily, but the

problem seems to be on one side of the aisle and I understand your problems but, hey, all the rest of the bills left are Democrat bills, I just move we adjourn. I mean, there's no point in the Republicans staying. I just move we adjourn.

PRESIDING OFFICER: (SENATOR BRUCE)

Well, Senator, there's a motion that we stand in Recess for a Democratic Caucus. All right, on the motion to stand in Recess, we will stand in Recess for a Democratic Caucus in Room 212 immediately. Senate stands in Recess subject to the call of the Chair.

RECESS

AFTER RECESS

PRESIDING OFFICER: (SENATOR BRUCE)

The Senate will come to order. When we broke for our Recess, we were at the Order of House Bills 2nd Reading and at the Order of House Bill 1337. Senator Degnan, do you wish to recall that bill? Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1337.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Degnan.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Degnan is recognized.

SENATOR DEGNAN:

Thank you, Mr. President. Amendment No. 1 is clarifying language and takes out some objections that Senator Collins and, I think, Senator Schaffer had. I move its adoption.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. On the motion to adopt, those in favor say Aye. Opposed Nay. The Ayes have

*HB 1489
2nd Reading
HB 1526
2nd Reading*

it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1405, Senator D'Arco. House Bill 1489, Senator Lemke. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1489.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 1505, Senator Friedland. House Bill 1526, Senator Jeremiah Joyce. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 1526.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 2014, Senator Rock. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2014.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Rock.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock is recognized.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 merely says that no person serving as a judge of election may be a poll watcher. We passed this out of the Senate unanimously. It got hung up in the House. I would urge the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it and Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. House Bill 2290. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 2290.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Are there amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Rock.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock is recognized.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 2290 is the economic development plan as

proffered by the Speaker of the House. We have a...an...Amendment No. 1 contains some technical clean-up changes and also includes the teachers' retirement system...the Chicago Teachers' Retirement System. In the overall scheme of things, I would move the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it...motion is to adopt. Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

Amendment No. 2 offered by Senator Bruce.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock to explain the amendment.

SENATOR ROCK:

Thank you. With leave of the Body, Senator Bruce,...this is an amendment agreed to. It suggests that such special appropriations shall be in addition to the amount otherwise attributed to the State contribution of the pension fund. I would move the adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt. Those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY:

No further asendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Any further business to come before the Senate? Senator Netsch, for an announcement.

SENATOR NETSCH:

Yes, I think given the hour, the meeting of the Senate Select Committee on Budget and Finance which was to take place immediately following adjournment at two o'clock this

afternoon will be postponed at the call of the Chair.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, the meeting schedule is postponed. Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President, I'd just like to mention that Senator Etheredge is not with us today because of the ordination of his son.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, the...the Journal will reflect the reason for the absence of Senator Etheredge. Senator Keats.

SENATOR KEATS:

Well, thank you, Mr. President. The...we've had an agreement with the President and the chairman of Revenue to tack this amendment on. We might as well do it now after I waited for your wonderful caucus.

PRESIDING OFFICER: (SENATOR BRUCE)

Okay.

SENATOR KEATS:

So, first, I would move that the Senate discharge Senate Bill 423 from Revenue Committee to be placed on 2nd reading. Then, we're going to amend it and then put it back.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to discharge the Committee on Revenue from further consideration of Senate Bill 423 so that it might be amended and rereferred to committee. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. The bill is discharged...placed on the Order of 2nd Reading. Are there amendments, Mr. Secretary?

SECRETARY:

Amendment No. 1 offered by Senator Keats.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Keats on Amendment No. 1.

SENATOR KEATS:

I would move this amendment to my own bill with the chairman's concurrence.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to adopt Amendment No. 1. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

3rd reading. Senator...Senator Keats.

SENATOR KEATS:

I would at this time move to recommit the bill to the Senate Revenue Committee, and I thank the President and the chairman for their cooperation.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, the bill is on the Order of 2nd Reading. The sponsor moves to recommit the bill to the Order...to the Senate Committee on Revenue. On the motion to recommit, those in favor say Aye. Opposed Nay. The Ayes have it and the bill is recommitted. Senator GEO-KARIS.

SENATOR GEO-KARIS:

Again, Ladies and Gentlemen and Mr...Mr...Mr. President, I hope that we will be adjourning because...

PRESIDING OFFICER: (SENATOR BRUCE)

Senator, we will if you keep your comments brief.

SENATOR GEO-KARIS:

...we're honoring the Greek-American community here, and you know they all vote.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Any further business to come before the Senate? Senator Geo-Karis moves that the Senate stands in adjournment till nine o'clock tomorrow. Nine. On the motion to adjourn, those in favor say Aye. Opposed Nay. The Ayes have it. The Senate stands adjourned till 9:00 a.m. Senator

Geo-Karis.

SENATOR GEO-KARIS:

Don't forget it's at the Governor's Mansion and if it rains, you can stand a little water. We hope to stay there; otherwise, it'll be the Transportation Building on...on Dirksen Parkway. Thank you.