

83RD GENERAL ASSEMBLY

REGULAR SESSION

JUNE 29, 1984

PRESIDING OFFICER: (SENATOR BRUCE)

The hour of noon having arrived, the Senate will come to order. The prayer today will be by Babbi Israil Zoberman of the Temple B'rith Shalom of Springfield, Illincis, and will our guests in the galleries please rise.

RABBI ZOBERMAN:

(Prayer given by Rabbi Zoberman)

PRESIDING OFFICER: (SENATOR BRUCE)

Reading of the Journal.

SECRETARY:

Tuesday, June the 19th, 1984.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Johns.

SENATOR JOHNS:

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

PRESIDING OFFICER: (SENATOR BRUCE)

Are there...are there...deleticns or corrections? Hearing none, the motion is to adopt. Those in favor say Aye. Opposed Nay. The Ayes have it. The minutes...the Journal is adopted. Senator Johns.

SENATOR JOHNS:

Mr. President, I move that reading and approval of the Journals of Wednesday, June the 20th; Thursday, June the 21st; Friday, June the 22nd; Monday, June the 25th; Tuesday, June the 26th; Wednesday, June the 27th; Thursday, June the 28th, in the year 1984, be postponed pending arrival of the printed Journal.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SECRETARY:

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

Mr. President - I am directed to inform the Senate the House of Representatives has refused to concur with the Senate in the adoption of their amendment to a bill with the following title:

House Bill 2368 with Senate Amendment No. 1.

A like Message on House Bill 2509 with Senate Amendments 1 and 2.

And a...Message from the House by Mr. O'Brien, Clerk.

I am directed to inform the Senate the House of Representatives has adopted the Amendment No. 1 to House Bill 2395 and refused to concur in Senate Amendment No. 2 to House Bill 2395.

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

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

House Joint Resolution 177. It's congratulatory.

PRESIDING OFFICER: (SENATOR BRUCE)

Consent Calendar. Is there leave to go to the Order of Resolutions? Leave is granted. Resolutions.

SECRETARY:

The following resolutions are all congratulatory:

Senate Resolution 726 offered by Senators Chew, Smith, Collins, Newhouse and Hall.

727, by Senators Vadalabene, Rock and all Senators.

728, by Senator Jerome Joyce.

729, by Senator Demuzio and all Senators.

730, by Senator Demuzio.

731, by Senator Lawson.

732, by Senator Lenke.

733, by Senator Lenke.

734, by Senator Dawson.

735, by Senator Dawson.

And 736,...736 is a death resolution.

PRESIDING OFFICER: (SENATOR BRUCE)

Resolutions Consent Calendar.

SECRETARY:

By Senators Berman, Rock and all Senators.

PRESIDING OFFICER: (SENATOR BRUCE)

Messages from the House.

SECRETARY:

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

Mr. President - I am directed to inform the Senate the House of Representatives refused to recede from their Amendment No. 1 to Senate Bill 1375 and they request the first conference and the Speaker has appointed the members on the part of the House.

We have like Messages on Senate Bills 735, 1924 and 1933.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Berman moves that we accede to the request of the House on the Message that we've received. Is there leave? Leave is..motion prevails. Resolutions.

SECRETARY:

Senate Resolution 737 offered by Senators Lenke, Newhouse, Rock, Jones, Smith and others. It's commendatory.

PRESIDING OFFICER: (SENATOR BRUCE)

Consent Calendar. Is there leave to take Senate Resolution 737 out of the record? Leave is granted. Phil Greer of the Chicago Tribune and WCIA Television requesting permission to videotape today's Senate proceedings. Is there leave? Leave is granted. We have...for what...for what purpose does Senator Philip arise?

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I'd like the record to reflect that Senator Mahar is

still in the hospital convalescing from an operation. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, the Journal will reflect the reason for Senator Mahar's absence. We are honored...if I might have the attention of the Body. We are honored by a special guest today who will be introduced by Senator Margaret Smith.

SENATOR SMITH:

Mr. President and to the members of the Senate, I'm very pleased this morning to present to this august Body the first black Miss Springfield who was crowned on last Saturday night here at the Hilton Hotel in Springfield, Illinois. Her name is Rosa Ann Pin and she is a graduate of Lincoln Land College and she will be attending Western Illinois University at Macomb come September majoring in law enforcement administration, and I'm very proud to present her to you this morning, because in the 1982 Session when I was a member of the House of Representatives, she served as a Page and I was very proud of her at the time. I want to present her to you at this time, but before I present her, I'd like for you to know who her mother is, Mrs. Mary Pin and this is her...and this is her agent, Miss Linda Williams. Now, at this time...and I want you to know who her Senator is, Senator John Davidson. So, at this time, Miss Rosa Ann Pin.

MISS ROSA ANN PIN:

(Remarks made by Miss Pin)

SENATOR SMITH:

Thank you, very kindly.

SENATOR DAVIDSON:

She's also a Young Republican.

PRESIDING OFFICER: (SENATOR BRUCE)

For what purpose Senator Carrow arise?

SENATOR DARROW:

Thank you, Mr. President. I would ask leave to assign

Senate Bill 976 to...Judiciary II Committee. It currently is in Executive Committee.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to discharge Senate Bill 976 from the Senate Committee on...on Executive and have the bill...have you spoken to the chairman of the Executive Committee, Senator Darrow?

SENATOR DARROW:

No, I spoke to the chairman in Judiciary. It's the...it's a...a reapportionment...judicial reapportionment bill...

PRESIDING OFFICER: (SENATOR BRUCE)

All right, take it out of the record. If I might have the attention of the Senate, we have another special group with us today and they are going to be introduced by Senator Newhouse and I think perform for us.

SENATOR NEWHOUSE:

Thank you, very much, Mr. President. Fellow Senators, guests, I'm pleased to welcome to the Podium today two members of an internationally afamed...acclaimed group called the Staple Singers. Mavis and Yvonne Staples, one of whom happens to be a constituent of mine and very good friends, will open the Session with the singing of the National Anthem. I wonder if we'd welcome her at this time. Will you all rise, please.

YVONNE STAPLE:

(National Anthem sung by Yvonne Staple)

SENATOR NEWHOUSE:

I'd just like to inform the Body that the Staple Singers were here courtesy of Senator Lemke's Committee on...the Ethic Heritage Commission. Senator Lemke, would you take the microphone, please.

SENATOR LEMKE:

It's always my pleasure to...to proudly introduce to the

State of Illinois one of the finest families...and some of our finest families and that's the Staple family. Their parents Roebuck and Oceola celebrated their fiftied year in...as...in marriage, but also their fifty...fiftied year in musical harmony as a family. I think it's a privilege for me to read a resolution which is...I believe it's Senate Resolution 737 honoring this great family.

(Senator Lemke reads SR 737)

It's my pleasure to introduce to you and I think they are privileged to be here as being Illinoisians, and I assure they would like to say a few words for the group and in the Senate.

YVONNE STAPLE:

(Remarks made by Yvonne Staple)

PRESIDING OFFICER: (SENATOR ERUCE)

Senator Lemke moves for the suspension of the rules for the immediate consideration and adoption of Senate Resolution 737. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. The rules are suspended. On the...on the adoption, those in favor say Aye. Opposed Nay. The Ayes have it and the resolution is adopted. Is there leave to go to Messages from the House? Messages from the House.

SECRETARY:

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

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

House Joint Resolution 174. Senator Netsch is going to handle it.

PRESIDING OFFICER: (SENATOR ERUCE)

If I might have the attention of the Body, this is not one of our standard resolutions. You may wish to listen to the comments of Senator Netsch. Senator Netsch is recognized

on HJR 174.

SENATOR NETSCH:

Thank you, Mr. President. This resolution would adopt by the House and the Senate the arguments for and against the Constitutional Amendment that will be on the ballot at the November 1984 Election dealing with the exemption of...of veterans' organization property, and it also includes the form in which the proposition will be added...will be presented on the ballot. As some of you recall, we earlier had adopted a resolution which created a joint House-Senate committee as required by our State Statutes to prepare the arguments for and against. That committee has met, gone through a variety of drafts and finally approved a form of ballot and argument for and against which is incorporated in House Joint Resolution 174. The members of that committee, I might mention so that you will see that there was some variety of viewpoint, were Representative Lawrence DiPrima who was chairman, Representative Jeffrey Mays, Representative Carl Hawkinson, Representative Alan Greiman, myself, Senator Sam Vadalabene, Senator James Rupp and Senator Adeline Geokaris. To the best of my knowledge, there was no dissent among the members from the arguments for and against and the form of the ballot that are incorporated in this House joint resolution. Unless there are questions with respect to it, I would move for the...I believe, Mr. President, don't I need to suspend the rules for immediate consideration?

PRESIDING OFFICER: (SENATOR BRUCE)

Well, let's get...Senator Geo-Karis, let's get to that thing so that we can then discuss the resolution. Well, Senator Keats, let's...let's get to it and then we can start debating it. The question is on the...all right, the question is on the suspension of the rules for the immediate consideration and adoption of HJR 174. Is there leave? Leave is granted. Now the rules are suspended. The matter is

before us. Senator Netsch has moved its adoption. Is there discussion? Senator Keats.

SENATOR KEATS:

Thank you, Mr. President. I'm not pro or con. I...has anyone seen a copy of this? I have none on my desk. Is one distributed anywhere? I mean, I don't want them voting on it if I haven't seen it.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, we don't...we do not under Senate rules normally...distribute resolutions. Okay. No...this is...Senator Netsch, is this a Constitutional Amendment? Senator Netsch.

SENATOR NETSCH:

This is the argument on a Constitutional Amendment, the argument for and against. I...I think though, in order to avoid any problems, let's get copies made and run off. Apparently they have not been and then we can come back to it shortly.

PRESIDING OFFICER: (SENATOR BRUCE)

Well, all right, but I...Senator Geo-Karis wished a copy, Senator Keats...requested a copy...all right. Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, Senator Netsch spoke about the arguments and I believe we all signed on that...on the arguments and we did have extensive meetings on them; and if you wish...they wish for a copy, I have no objection, but I just wanted you to know that we were all...we finally resolved it together, both sides of the question.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Copies will be made and we'll get back to this order of business. Is there leave to go to the Order of House Bills 1st Reading? Leave is granted. House Bills 1st

reading, Mr. Secretary.

SECRETARY:

House Bill 2350, Senators Rock and Hall.

(Secretary reads title of bill)

1st reading of the bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock...Rules Committee. Is there leave to go to the Order of Secretary's Desk Concurrences? On the Order of Concurrence on page 7 of your Calendar, Senator Schaffer...Senator...Senate Bill 1399. Is Senator Schaffer on the Floor? Senator Rock, is...is it...your desire to start...to begin the process on the appropriations bills? Senator Rock.

SENATOR ROCK:

I...I think, as opposed to what the House is about, that we ought to move ahead in the orderly government of business and I'm prepared to move to concur with House Amendment No. 1 to Senate Bill 1513.

PRESIDING OFFICER: (SENATOR BRUCE)

The...the motion is to concur with House Amendment No. 1. Is there discussion of the motion? Is there discussion? There's been a request, Senator Rock, for an explanation. Senator Rock.

SENATOR ROCK:

Yes, the only disagreement on the Fiscal '85 appropriation for the Office of the State Treasurer was the level of funding with respect to pensions and I'd...in order to get us moving off the dime, I'm prepared to accept the House's version for this one office. They're going to meet again at three o'clock, but we can stand here forever. I move that we concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion? Senator Grothberg.

SENATOR GROTHBERG:

Only...as we move on, Mr. President and fellow members, as Mr. Rock has just done, one sentence about what things do on each amendment would speed the process, not slow it down.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. Channel 20 is requesting permission to film to proceedings. Is there leave? Leave is granted. All right the question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 1513. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? All right, take the record. On that question, the Ayes are 55, the Nays are none, none voting Present. The Senate does...concur with House Amendment No. 1 to Senate Bill 1513 and the bill having received the required constitutional majority is declared passed. Senate Bill 1534, Senator Demuzio. Is Senator Demuzio...hold. 1541, Senator Rock. Senator Rock is recognized for a motion.

SENATOR ROCK:

Thank you, Mr. President. I would move that we nonconcur with House Amendments 1 and 3. This is the funding for the various commissions and service agencies. The House has amended it in accord with their plan or nonplan, and I do not concur.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to nonconcur. Discussion of the motion? Those in favor say Aye. Opposed Nay. The Ayes have it and the Senate nonconcur with House Amendments 1 and 3 and the Secretary shall so inform the House. 1546 Senate Bill, Senator Carroll. 1547, Senator Rock. Senator Rock is recognized for a motion.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the bill for the ordinary and contingent expenses of the General Assembly. I do not concur with House

Amendment No. 1.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to nonconcur with House Amendment No. 1. On the motion, discussion? Those in favor say Aye. Opposed Nay. The Ayes have it. The Senate nonconcur with House Amendment No. 1. The Secretary shall so inform the House. 1548, Senator Bock.

SENATOR BOCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the FY... '85 appropriation for our district office allowance. The House has, again, attached two unacceptable amendments, and I do not concur.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to nonconcur with House Amendments 1 and 2 to Senate Bill 1548. On the motion, discussion? Those in favor say Aye. Opposed Nay. The Ayes have it...the Senate nonconcur with House Amendments 1 and 2, and the Secretary shall so inform the House. Senate Bill 1549, Senator Rigney. Hold. 1550, Senator Schaffer. All right, do I hear that they're going to hold the whole next page? Could the Chair be advised of the...can we start with 1573? You're holding all of page 8, Senator Euzbee?

SENATOR EUZBEE:

We can move Senate Bill 1592 if Senator Johns were on the Floor.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, Senator Weaver, for what purpose do you arise?

SENATOR WEAVER:

I think 1551 is all right. Senator Carroll.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, there's a hold, Senator. Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President. To my knowledge, Senate Bill 1564 is all right.

PRESIDING OFFICER: (SENATOR BRUCE)

Well,...let the Chair...why don't we just go down the list. I thought we'd save some time, but 1540...1552, Senator Sommer, is a hold. Is that correct, Senator? 1553, Senator Coffey. 1554, Senator Donahue. 1555, Senator Watson. All right,...1556, Senator Coffey. 1557, Senator Mahar. Who's handling that in his absence? Senator Sommer. 1558, Senator Weaver. 1559, Senator Philip. 1564, Senator Philip. Financial institutions. 1565, Senator Watson. 1566, Senator Sommer. Lieutenant Governor, Senator Sommer. 1568, Senator Weaver. Medical Center Commission. 1570, Senator Donahue. Mines and minerals. 1571, Senator Mahar. Who will be handling Senator Mahar's bills in his absence? Senator Sommer, all the appropriations? Do you wish to move that one, Senator? 1573, Senator Watson. 1574, Senator Schaffer. 1575, Senator Maitland. Purchased Care Review Board. 1576, Senator Mahar. 1577, Senator Coffey. 1583, Senator Davidson. Department of Aging. 1586, Senator Carroll. 1592, Senator Buzbee. Senator Buzbee is recognized for a motion.

SENATOR BUZBEE:

Thank you, Mr. President. I would move that we concur with the House Amendment 1 to Senate Bill 1592. That amendment removed the funding from the SIU ordinary and contingent FY '85 budget...removed the amendment that Senator Johns had put on which would add the laborers' cost for...for prevailing wage. The House didn't like that idea and they struck it. So, I would move now to concur with that amendment to Senate Bill 1592.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to concur with Senate Bill...House Amendment No. 1 to Senate Bill 1592. Is there discussion of the motion? Discussion? The question is, shall the Senate concur with House Amendment No...I'm sorry, Senator Johns.

SENATOR JOHNS:

Well, I couldn't go by with this kind of a thing. I'm not going to oppose Senator Buzbee, but I just want to say that it seems to me that for years the maintenance workers have been neglected by SIU. They can do everything down there but be fair. I've set with them in conference after conference, they said, if we'd get the money appropriated on they would accept it. However, I find that...that more money is going to the top down at SIU and...administrative salaries, dog houses and a little bit of everything else, but they don't want to be fair when it comes to treating the maintenance workers to the prevailing wage. Every other union on the...on the campus has a prevailing wage and they continue to use these people as goats and...and browbeat them, threaten them, everything else, and I...what I want to say is that I appreciate Senator Buzbee giving me this privilege, but also when the time came to put the amendment on, he also endorsed it, and when it went over to the House, I was disappointed and that there was no fight by the Representative of that area to retain it. He just accepted whatever was offered...remove it; and yet, he's supposed to represent labor, he's supposed to be a Democrat, and I resent it and I like...I like fighters for people who fight for us and I do just want put that into the record, Mr. President. I couldn't let this time go by without speaking on behalf of that group. Thank you.

PRESIDING OFFICER: (SENATOR EBUCE)

All right. Further discussion of the motion to concur? Senator Buzbee, did you wish to close? All right. The question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 1592. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are 1, none voting

Present. The Senate does concur with House Amendment No. 1 to Senate Bill 1592 and the bill having received the required constitutional majority is declared passed. 1595, hold. 1597, Senator Etheredge. Hold. 1599, Senator Weaver. 1600. 1649, Senator Egan. 1714, Senator Jeremiah Joyce. 1714. Senator Jeremiah Joyce is recognized for a motion.

SENATOR JEREMIAH JOYCE:

Thank you, Mr. President and members of the Senate. I move the House nonconcur...the Senate nonconcur with House Amendment No. 1 to Senate Bill 1714.

PRESIDING OFFICER: (SENATOR BRUCE)

All right. The motion is to nonconcur. Discussion of the motion? Senator Maitland. Senator Maitland.

SENATOR MAITLAND:

Mr. President, first of all, a point of order. This motion was voted on yesterday, twice. Can we continue to bring this back? My question is, should there...should there not be a motion to reconsider or can we...do we continue to bring these back? No. Okay.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Joyce. Senator Jeremiah Joyce, this motion has been twice considered by the Senate and technically under Robert's, in fact, actually under Robert's, after...after consideration of the motion, the only motion will be to reconsider, but if you persist, I...you would persist, but I would advise you of that. Senator Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

Thank you for your kind consideration and your careful analysis, Mr. President. As you know, thirty votes is what it's all about in Robert's or any other rules. You know, it's on the Calendar and we are on that order of business and I ask that the Senate nonconcur with House Amendment No. 1 to Senate Bill 1714.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President. If the...if the gentleman persists, I would once again then urge for a vote of...a red vote on this issue. We have voted it down twice. It's been voted down very substantially by this Body. It seems a bit redundant to continue to consider it. I happen to believe that the amendment is a good one and I think this Body...should concur. So, I would suggest a red vote once again today.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, Senator Grotberg.

SENATOR GROTEBERG:

Thank you, Mr. President. Using your words, you did not issue a preruling but you were going to refer to Robert's now and ask for a reconsideration motion instead of the motion...that's before us. Am I preempting what you are about to say because I would like...lead you in that direction.

PRESIDING OFFICER: (SENATOR BRUCE)

Well, we're...I'm trying to get Senator Jeremiah Joyce to reconsider his motion and so that the Chair is not forced into a ruling that probably would not be beneficial to the Body as a whole, frankly. Senator Grotberg.

SENATOR GROTEBERG:

...I would ask for such a ruling.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Fawell.

SENATOR FAWELL:

...after you make your ruling, I would like to...

PRESIDING OFFICER: (SENATOR BRUCE)

Well, Senator Jeremiah Joyce has made the motion to nonconcur, and I believe the speediest procedure would be to...to dispose of that motion. Senator Fawell...Senator

AB 1743
nonconurrence

Jeremiah Joyce.

SENATOR JEREMIAH JOYCE:

Just leave this on the Calendar, pass over it for a minute, will you?

PRESIDING OFFICER: (SENATOR BRUCE)

Thank you, Senator...Senator Joyce asked leave to...withdraw the motion. Is there leave? Leave is granted. 1743, Senator Hall. Senator Hall is recognized for a motion. Senator Hall.

SENATOR HALL:

Thank you, Mr. President and members of the Senate. I move to nonconcur with Senate Bill 1743, and ask that a Conference Committee be appointed.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to nonconcur with House Amendments 1 and 2 to Senate Bill 1743. Discussion? On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. The motion prevails and the Secretary shall so inform the House. Senate Bill 1811, Senator Luft. Equalized assessed valuation. 1811, page 10. 1841, Senator Degnan. Senator Degnan is recognized for a motion on Senate Bill 1841.

SENATOR DEGNAN:

Thank you, Mr. President. I'd move to concur with House Amendments 2, 3 and 5. Senate Bill 1841, as you will recall, was the prisoner review board reform bill which passed out of here again on Senator Bloom's bill the other day. The House has added three amendments. The first amendment restricts the court from allowing supervision when a defendant is charged with either of two specific motor vehicle offenses. Those offenses include exceeding the twenty mile an hour speed limit in a school zone and driving in connection with the operation of any school, day camp, summer camp or nursery school any vehicle for transporting children to or from the school by a person age twenty-one...under twenty-one

or with less than one year's driving experience. Amendment No. 3 added to Senate Bill 1841 by the House adds an additional factor of aggravation that the defendant was convicted as...as an additional factor of aggravation that the defendant was convicted of a felony why...while released on bail, probation or conditional discharge. House Amendment No. 5 provides when a person is found not guilty by reasons of insanity, the treatment director or state's attorney may petition the court to extend the defendant's conditional discharge for an additional five years. I move to concur with House Amendments 2, 3 and 5 to Senate Bill 1841.

PRESIDING OFFICER: (SENATOR ERUCE)

The motion is to concur with House Amendments 2, 3, and 5. Is there discussion? Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. It's Amendment No. 5 that I think is a...is one of some concern. I fully understand the lack of sympathy generally with people who have pleaded not guilty by reason of insanity, but I...I would ask people to look at what I think this amendment does. It allows the conditional release to be extended every five years, ad infinitum. As far as I can tell, it could go on forever which means that in once sense, the...the person has gotten a longer sentence that would ever be possible under any other conditions. I also think that...at least as I read it, it appears to be retroactive, which means that someone who had pleaded not guilty by reason of insanity before this penalty change had come about, that is the change in the...the extension of the conditional release period, would, in effect, be caught in the middle of it, and I think that raises some very serious questions as well. So...while I don't think I have any problems with the other amendments, it seems to me that this one is a matter of...of very serious concern.

PRESIDING OFFICER: (SENATOR ERUCE)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President, I rise to speak in favor of the concurrence of Amendment 5, because Amendment 5 relates to the conditional release of a person committed to the Department of Mental Health for a not guilty by reason of insanity. All it does, it extends for five more years after the petition of hearing in which to consider the condition of this person. Once a person is adjudicated not guilty by reason of insanity, I think he is suspect to being interested and perhaps misbehaving again, and I...I think it's only proper that we do try to protect the public as much as we can. All we're doing is raising the time for which he can be looked into, and I think it's only right and proper. I speak in favor of the concurrence of Amendment 5.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Netsch.

SENATOR NETSCH:

Well, I just wanted to point out, I don't think it's just one additional period of five years. As...as far as I can see, it could go on forever, and at that point, you do end up giving someone a term longer than they could ever have had under their...under an original conviction if they had been convicted of whatever crime it might have been.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Sangmeister.

END OF REEL

REEL #2

SENATOR SANGMEISTER:

Well, thank you, I was originally shown the terminology that was going to be used but either it escaped me or it wasn't called to my attention. All I thought we were going to do was to extend this for a five-year period, but staff has brought to my attention that on page 8, line 12, that the words "five years after the defendant has been conditionally released is stricken." I was just wondering if...we certainly can get back to this, whose motion is this?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Degnan.

SENATOR DEGNAN:

Can we take it from the record for a moment?

PRESIDING OFFICER: (SENATOR BRUCE)

Absolutely. Is there leave to take it from the record? Leave is granted. Take it from the record. Senate Bill 1845, Senator Jeremiah Joyce. Senator Jeremiah Joyce is recognized on a motion on House Amendments 1, 3 and 4.

SENATOR JEREMIAH JOYCE:

Thank you, Mr. President and members of the Senate. I move that the Senate do concur in House Amendments No. 1, 3 and 4 to Senate Bill 1845. House Amendment No. 1 deals with the State mandate situation that we pledged that we would try to comply with...that we would in fact comply with if the bill were to be called in the House. The other amendments...House Amendment No. 4 is a technical amendment. House Amendment No. 3 limits the coverage in compensation to those situations where a firefighter...a Chicago firefighter is disfigured...noticeably disfigured as a result of burns. While it certainly leaves the Chicago firefighters in a...in a situation where they are treated differently than the rest of the firefighters throughout the State, and while there are those in the fire department, I'm sure, who will question why

they are being treated differently in the fact that they do the same work or...some situations even...have a more active schedule, I nevertheless will take what we can get here today and ask that the Senate do concur in these three amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to concur with House Amendments 1, 3 and 4. Is there discussion of the motion? Discussion? The question is, shall the Senate concur with House Amendments 1, 3 and 4 to Senate Bill 1845. 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 53, the Nays are 4, none voting Present. The Senate does concur with House Amendments 1, 3 and 4 to Senate Bill...1845 and the bill having received the required constitutional majority is declared passed. Senate Bill 1883, Senator Schaffer. 1925, Senator Bloom. Senator Bloom is recognized for a motion on House Amendments 1, 2, 3, 4, 5 and 7.

SENATOR BLOOM:

Thank you, Mr. President and fellow Senators. Senate Bill 1925 was kind of an omnibus bill...addressing statutory authority for regulations. It comes out of the Joint Committee's work and their five-year review process. The agencies have come in and added amendments which I would...move that we concur in...House Amendments 1, 2, 3, 4, 5 and 7. Briefly, explain the bill which amends the Civil Administrative Code. Amendment No. 1 provides statutory authority to the Department of Public Health to adopt certain rules regarding nurses aides, orderlies, technicians and EMS rules. Amendment No. 2 clarifies certain procedures that are done in the Department of Insurance involving books and records and provisions applicable to religious and charitable trusts pooling Trust Act regs. Amendment No. 3 amends the Public Aid Code to authorize a review process that the

department wants to enter into, requires the department to promulgate rules regarding payment conditions and what have you. Amendment No. 4 authorizes the Criminal Justice Information Authority to...establish certain fees and rules to allow individuals to review and correct their criminal history records. Amendment No. 5 allows the director of law enforcement to appoint and set the salary of the Superintendent of the State police as opposed to the Governor. And Amendment No. 7 requires the Department of Public Health to perform long-term care facilities inspection pursuant to Federal Statutes. Those are the amendments. I'll answer any questions that any member may have, but as you can see, they are generally housekeeping amendments for statutory authority to promulgate certain rules and regulations. All done.

PRESIDING OFFICER: (SENATOR BRUCE)

Alright. Thank you. Motion is to concur with the amendments. Discussion? Discussion? The question is, shall the Senate concur with House Amendments 1, 2, 3, 4, 5 and 7 to Senate Bill 1925. Those in favor vote Aye. Opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. The Senate does concur with House Amendments 1, 2, 3, 4, 5 and 7 to Senate Bill...1925 and the bill having received the required constitutional majority is declared passed. Senator Degnan has informed the Chair that they have resolved the differences on 1841. Is there leave to return to that bill? Leave is granted. Senator Degnan is recognized for a motion.

SENATOR DEGNAN:

Thank you, Mr. President. Having discussed with Senator Sangmeister and Professor Netsch House Amendment No. 5, I would like to concur...move to concur in House Amendment 2 and 3 and nonconcur in Amendment 5.

PRESIDING OFFICER: (SENATOR BRUCE)

*SB 1935
Concurrence*

The motion is concur with House Amendments 2 and 3 and nonconcur with House Amendment No. 5. On that motion, is there discussion? Discussion? The question is, shall the Senate concur with House Amendments 2 and 3 to Senate Bill 1841. On that motion, those in favor vote Aye. Opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. Senator...Senator Degnan now moves to nonconcur with House Amendment No. 5. On the motion to nonconcur, discussion? Those in favor say Aye. Opposed Nay. The Ayes have it. The Senate nonconcur and the Secretary shall so inform the House of our action. (Machine cutoff)...Bill 1935, Senator Marovitz. Senator Marovitz is recognized for a motion on House Amendment No. 3.

SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the Senate. I would move that the Senate do concur with House Amendment No. 3 to Senate Bill 1935. This is the Nursing Home Reform Act of 1984, and it is the work of...about five months of comprehensive negotiations between the providers, the advocates, Governor's Office, the Department of Public Health-Public Aid. The bill revises five elements of the formula by which Medicaid reimbursements for group care facilities are determined. It establishes the criminal penalties for patient abuse which would be Class 3 felony and for gross and neglect which would be a Class 4 felony. It adds penalties for owner-licensee gross negligence resulting in patient neglect, that would be a business offense with a fine up to ten thousand dollars, and for neglect, resulting from simple negligence, which would be a petty offense with a fine...subject to a five hundred dollar fine. It outlines the...the content of nursing home admission contracts. It gives the Department of Public Health the power to enter

unlicensed nursing homes. It mandates the State system of disaster or weather emergency alerts. It requires a facility program of physical plant and equipment maintenance. It clarifies the section pertaining to the public...the Department of Public Health's inspection and survey of nursing homes. It qualifies the department's power to grant or review waivers of a facility's compliance with the rule or regulation. It revises and strengthens administrative penalties for Type A, Type B and Type C violations. It mandates public quarterly reports of the Department of Public Health sanctions against facilities when notices of violations have been issued. It makes violation of the Act a business offense punishable by a fine not to exceed ten thousand dollars. It permits the director of Public Health to waive payment for Type B violations and require him or her to consider certain factors in determining whether to waive the penalties for Type B violations. And it creates a toll free, twenty-four hour hotline and essential registry under the Department of Public Health to report patient abuse and neglect. We have heard in the media over the last several months a lot of cases documented about unlicensed homes, nursing home abuse and neglect. This bill is the toughest bill for nursing home reform ever passed in the State of Illinois. It is tough on licensing. It is tough on enforcement. It has tough fines and penalties and it is the result of comprehensive negotiations, and, I might add, agreements on all of these points. It says to the people of the State of Illinois that those of us in the Legislature recognize there's a problem and we have taken a constructive and legitimate response to that problem by the passage of Senate Bill 1935. I also want to commend the Governor's Office for their part in helping to negotiate the provisions of this legislation as well as the reimbursement part of this legislation. There's twenty-six million dollars embodied in the

legislation and the Governor has committed to placing forty-four million dollars of new money on the table for reimbursement of nursing homes. So what we are saying and what the Governor is saying is, we're...is we are going to get tough on those homes, those unlicensed homes and those licensed homes that are not providing the kind of quality of care that the citizens of the State of Illinois deserve and that we have heard about in exposes and stories in the media, and yet, we are going to reward by increasing...

PRESIDING OFFICER: (SENATOR BRUCE)

May we have some order, please. Senator Marovitz.

SENATOR MAROVITZ:

...and yet, we are going to reward by increased reimbursement those homes that do provide the proper quality and standard of care that the citizens of the State of Illinois deserve. Nursing homes are not something that anybody wants to think about. They are a necessary evil in today's society, a necessary one. Nobody wants to place their family, friends, relatives, loved ones in a nursing home but sometimes it becomes necessary, and we want to make sure that those homes provide the very best quality of care that is possible. This bill gets tough on those homes that don't provide that quality of care, and yet, it provides reimbursement for those that do provide the highest quality and standard of care in the State of Illinois. I solicit your Aye vote for this...the Nursing Home Care Reform Act of 1984.

PRESIDING OFFICER: (SENATOR BRUCE)

Discussion? Senator Collins.

SENATOR COLLINS:

Yes. Thank you, Senator Marovitz, you...you were rising for concurrence...on a motion to concur with Ecuse Amendments 2, 3...2 and 3?

PRESIDING OFFICER: (SENATOR BRUCE)

That...only...we only have to consider House Amendment

No. 3. That is the only amendment that has been sent over to us, Senator Collins.

SENATOR COLLINS:

Oh, okay.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Schaffer.

SENATOR SCHAFFER:

Well, I think everybody has signed off on this, but I guess the sponsor said that the total cost is going to be about forty-four million. My guess is, without wanting to get into a big debate on the...on the figures, it will probably end up being closer to sixty million when the smoke clears. That's additional new dollars, but I think the lion's share of them probably are reasonable and responsible. I will say, however, that I take a little bit of something or other at the description of the nursing home industry as a necessary evil. The...nursing home industry is not evil. The vast majority of the people in the nursing home industry are caring, loving people who provide a high level of care and service that was absent a few years ago. It is one of the great assets in the health delivery care system in this State. It has its problems, and those problems are well publicized, but I think it would be unfair to just categorize them as a bunch of evildoers, because the vast majority of the people who own and operate and work in nursing homes are decent people doing a hard job and doing it well.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Marovitz may close.

SENATOR MAROVITZ:

I just want to clarify two things. Number one, the total cost of the package will ultimately be somewhere in the neighborhood of sixty-three million dollars, as Senator Schaffer says; forty-four million dollars of new money has been pledged by the Governor to be on the table, nineteen

million dollars was already in the budget book. So, we're talking about forty-four million dollars of new money that was not originally budgeted for, sixty-three million dollars is the total cost. And when I talk about...nursing homes as a necessary evil, I'm not talking about the operators at all, I want to make that clear. They do a..the vast majority of them do a...a terrific job with a very difficult, difficult industry. I'm talking about the idea, the concept of placing somebody in a nursing home, that is an evil which nobody really likes to think about but which, unfortunately, in today's society becomes a necessity. The operators of the vast majority of homes in this State do a good job and are very conscientious and dedicated in that job, and this will reward them while, hopefully, putting out of business and getting tough, those operators that take advantage both in licensed and unlicensed homes, many of the citizens of the State of Illinois in which we read about all too often on the front pages of the newspapers. This will get tough on those people. I solicit your Aye vote for this concurrent motion and the ultimate passage of the Nursing Home Reform Act of 1984, Senate Bill 1935.

PRESIDING OFFICER: (SENATOR BRUCE)

Alright. The question is, shall the Senate concur with House Amendment No. 3 to Senate Bill 1935. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are 2, none voting Present. The Senate does concur with House Amendment No. 3 to Senate Bill 1935 and the bill having received the required constitutional majority is declared passed. Senate Bill 1940, Senator Demuzic. Hold. 1941, Senator Holmberg. 1943, Senator Welch. (Machine cut-off)...Welch on Senate Bill 1943.

SENATOR WELCH:

Yes. I'm asking the...that we nonconcur in House Amendment No. 3. The purpose of that amendment was to include the methane gas recovery bill in this bill. We've already passed it out on...in, I believe, it was House Bill 2543. So this is redundant; in addition, this bill does not include the compromise worked out among the members of the industry.

PRESIDING OFFICER: (SENATOR BRUCE)

Alright. The motion is to nonconcur with House Amendment No. 3. Senator...Discussion of the motion? Senator Fawell.

SENATOR FAWELL:

Could...could the sponsor tell me what's happened to that other bill. Does he know? Do you know?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Welch.

SENATOR WELCH:

The methane bill is now on the Governor's Desk. It passed both the House...I believe it passed the House and the Senate both.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to nonconcur with House Amendment No. 3. Discussion? All those in favor say Aye. Opposed Nay. The Ayes have it. The Senate nonconcur with House Amendment No. 3. Senator Welch on Amendment No. 5.

SENATOR WELCH:

I would that we nonconcur in that amendment as well.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is...to nonconcur with House Amendment No. 5. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. The Senate nonconcur with Amendment No. 5 and the Secretary shall so inform the House. Senator Luft on Senate Bill 1946. Is Senator Luft on the Floor? Before we leave this order of business, I am told that...that on page 7 of the Calendar, Senate Bill 1399. Senator Schaffer was called off the Floor and he would like to present a motion on Senate

Bill 1399 with House Amendment No. 1.

SENATOR SCHAFFER:

Mr. President, this was a...a bill that I pulled from the record yesterday at the request of Senator Rock and I'd kind of like to do it while he's on the Floor. Unfortunately, Senator Rock, now I don't see Senator Luft and what we're...talking about is his district. Oh, you are here,...just like the Marines. House Amendment No. 1 authorizes the Department of Conservation to provide for a piece of property commonly known as the Alpha Park Library to be rented or leased for commercial purposes. Senator Luft can correct me if I'm wrong, it's my understanding that sometime ago the State granted this particular piece of property to that particular municipality as used as a library or for park and recreational use and...but the caveat it had to be used for one of those things. Well, evidently, they're building a new library, it's an old schoolhouse, and they don't have any immediate need for it as a park or recreational area and they...I guess, they'd like to rent it out to someone who wants to run an antique store, as I understand it, with the thought that sometime in the future they may need it for governmental purpose again; but in the meantime, the proceeds would be used as originally stipulated...by the State for park and recreational purposes thereby complying with the original intent. Senator Rock had suggested we get a letter from the Department of Conservation stating that this was all on the square and up...on the up and up. That letter has been delivered. I don't know that it has convinced Senator Rock, but I would propose to concur in this and accept this amendment and move forward.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to concur. Discussion? The question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 1399. Those in favor vote Aye. Those opposed vote Nay. The

voting is open. (Machine cutoff)...voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none, 1 voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 1399 and the bill having having received the required constitutional majority is declared passed. Are there any other members before we leave this order of business that wish to consider concurrence motions? Alright. Is there leave to go to the Order of Secretary's Desk Nonconcurrency on page 11 of your Calendar? Leave is granted. House Bill 243, Senator Vadabalabene. House Bill 1658, Senator Marovitz. Hold. 1704, Senator Davidson...that's okay, sorry, that's subject to Rule 5. House Bill 2513, Senator Etheredge. 2542, Senator Barkhausen. Senator Barkhausen is recognized for a motion on House Bill 2542 on the Order of Nonconcurrency.

SENATOR BARKHAUSEN:

Mr. President and members, I would, again, move that the Senate recede from Senate Amendments 1, 2 and 3 of this bill. This is the debate that we've been through once or twice before and was the subject of a motion last night. I'd be happy to answer any questions, it would be my hope to avoid a Conference Committee with this bill.

PRESIDING OFFICER: (SENATOR BRUCE)

Alright. There's been a request for an explanation of the three amendments, Senator Barkhausen. Senator Barkhausen.

SENATOR BARKHAUSEN:

Well, there were a number of amendments, one of them was mine, that had to do with...annexing land bordered by a municipality and a river or a stream. There were other amendments dealing with the board and fire commissioners, one dealing with a municipal employee taking a leave of absence to serve as a municipal official, and another amendment dealing with collective bargaining by municipalities and appro-

private...and the appropriation ordinances not being contingent upon a collective bargaining agreement.

PRESIDING OFFICER: (SENATOR BRUCE)

Alright. Is there discussion of the motion to...to recede from Senate Amendments 1, 2 and 3? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in strong opposition to the motion to recede, and I think this is one of those pieces of legislation where literally members in both Houses were counting on a Conference Committee; and I think, particularly from what I hear from our friends and colleagues in the House, they are anxiously awaiting its return, and I would hope that we would accommodate them. And I will ask all the members on my side to please accommodate and vote No on the motion to recede.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Keats.

SENATOR KEATS:

Thank you, Mr. President. Could I ask a question not of the sponsor, but if the Senate President is so excited to get this bill back to a conference, could you tell us what gift you will give us in this Conference Committee, so we know what we're being stuck with?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Rock.

SENATOR ROCK:

Well, I...I would if I could but I can't because I don't know...it is an amendment, as you know...it's pretty...pretty limited. It's an amendment to the Municipal Code, as I fondly call the Municipal League, and I don't know that that there's much you can do with the Municipal Code anyway. So, I don't know.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Keats.

SENATOR KEATS:

Just loosely, I would rise in support of Senator Barkhausen's position. I just ask all of you, all of us sitting here, you want another wild cannon rolling around the ship's deck, why don't we just take care of this one. If they had some big issue, why didn't they bring it in front of the committees? Why didn't it go through the Rules Committee? Why didn't you and I get to see it? If it was that important, they might have talked to us before. Somehow I have the feeling we're about to get ump, and I think we'd be better off letting this bill out so we don't get ump.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator D'Arco.

SENATOR D'ARCO:

Thank you. Mr. President, we fought this battle yesterday and I don't know why we're fighting it again. But when this bill came before the Local Government Committee, the representation was made by Senator Barkhausen that the reason they didn't want this property to be disconnected from the municipality was because the owner of the property was going to use it to build track housing on the property which would be a denegation to the municipality. Now, that is a lie, a misstatement and a total misrepresentation of the facts. The owner of that property wasn't in that committee room to defend his position, but a dishonest representation like that allowed the bill to get through the committee without the knowledge of the Democratic Senators on that committee, and that's how this bill came before this Body, on this Floor of the Senate. Now, we fought the battle, the battle is over and let's get on with the business of this Senate.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Further discussion? Senator Barkhausen may close.

SENATOR BARKHAUSEN:

Well, Mr. President and members, I...I certainly have to take strong objection to the gentleman's statement that there was misrepresentation in connection with this bill. This is a question that affects a municipality in my district. It would affect any municipality which is not currently levying property taxes and would make it, frankly, more difficult to disconnect from a municipality that is not levying property taxes. The purpose of this bill is...is one that we constantly seek to further around here and that is to allow municipalities...allow municipalities some control, frankly, over their municipal zoning and land use patterns. That's the purpose of it, and...and I would point out, that we constantly in this Body, we allow members to stand up and...and present bills that affect small problems in their district that have...have absolutely no effect on any matter in our district and we usually defer to that member. But it seems to me that in this particular case there happens to be an owner of a property and maybe a lawyer representing that property who was unusually well connected. Has anybody inquired as to who those people are and what they've done around this property? Who is that lawyer? Who is that lawyer? Who is that owner, and why are they coming in at the eleventh hour to...affect the course of this debate? What...what...what are they having to do with this debate? This is...this is not something that the House is particularly interested in. These are Senate amendments. There are other provisions around here dealing with the Municipal Code and it's perfectly possible and quite likely that any amendments on this bill will find their way aboard another vehicle. So I ask that I be afforded the same courtesy that most other members are around here when we have a small problem in our district. I'm asking that this bill pass. I'm...I'm asking that we save the time of...of this Body and of the House by avoiding, as Senator Keats suggested, avoiding

another Conference Committee, and it's...it's a small bill. It's a...a merely bill and I ask your courtesy, quite honestly, in giving me the thirty votes necessary to send this to the Governor. Thank you.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is to recede from...I lost my place on the Calendar...from Senate Amendments 1, 2 and 3 to House Amendment 2542. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. (Machine cutoff)...voted who wish? This...this motion requires thirty affirmative votes. Have all voted who wish? Have all voted who wish? Take the record. Okay. There are 25 Ayes, 32 Nays. Senator Barkhausen asks that further consideration...all right. Senator Rock, for what purpose do you arise?

SENATOR ROCK:

The gentleman put the motion to recede, the Senate has refused to recede. The result is automatic.

PRESIDING OFFICER: (SENATOR BRUCE)

No. No. Senator Rock, it is not automatic if the Senator postpones the consideration. We have put...if a concurrence motion is put and fails, then it is an automatic nonconcurrence; if a...motion to recede motion is placed and fails, then it is in fact, an automatically refusal to recede. However, Senator Barkhausen asks that further consideration be postponed and it will be placed on the postponed consideration. Senator Rock.

SENATOR ROCK:

I agree. I just thought I'd try.

PRESIDING OFFICER: (SENATOR BRUCE)

What is the date today? The...the 29th. All right. All right. On 2837, Senator Rock. Senator Rock is recognized for a motion.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the

Senate. House Bill 2837 is the Local Government Infrastructure Act sent to us by the Speaker. I met with the Speaker this morning. I am convinced that the Senate did the right thing with Senate Amendments 1, 2 and 3, and so I refuse to recede and ask for the appointment of a Conference Committee.

PRESIDING OFFICER: (SENATOR BRUCE)

Rock...Senator Rock has moved to recede from Senate Amendments...not to...to refuse to recede from Senate Amendments 1, 2 and 3, that a Committee of Conference be appointed. On the motion, discussion? Those in favor say Aye. Opposed Nay. The Ayes have it. The motion prevails and the Secretary shall so inform the House. House Bill 2952, Senator Schuneman. Senator Schuneman is recognized for a motion.

SENATOR SCHUNEMAN:

Thank you...thank you, Mr. President. I move that the Senate recede from Senate Amendment No. 1 to House Bill 2952. This is the exit polling bill. Senator Philip had asked that an amendment be attached to this bill dealing with the oath of precinct committeemen to become registrars. That issue will be dealt with in...on another bill in a Conference Committee. I brought this up yesterday. There was some question about it. I think we've worked out all the problems, and so I would persist in my motion.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to recede, is that correct, Senator Schuneman? All right. Is there discussion? Senator Rock.
SENATOR ROCK:

This...if the motion prevails, this is final action. I would just like to alert the members that this is a subject of some interest. It does, in fact, prohibit to a certain extent exit polling, and I would just hope they would be aware of that.

PRESIDING OFFICER: (SENATOR BRUCE)

Further discussion? Senator Schuneman. Further discussion? Senator Schuneman may close.

SENATOR SCHUNEMAN:

Well, Senator Rock is absolutely right. It's the same bill that we've passed out of here at least twice this year, and I would urge a favorable roll call.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, shall the Senate recede from Senate Amendment No. 1 to House Bill 2952. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 36, the Nays are 18, none voting Present. The Senate does recede from Senate Amendment No. 1 to House Bill 2952 and the bill having received the required constitutional majority is declared passed. House Bill 3255, Senator Carroll. Hold. Senator Rock, for what purpose do you arise?

SENATOR ROCK:

Thank you, Mr. President. If I can have the attention of the members, I think we have a schedule worked out for this afternoon's business. This afternoon there are a meeting in...in the Deputy Governor's Office, Jim Beilly's office, at two o'clock with respect to workmen's compensation and at three o'clock, as I understand it, in my office on the appropriations matters, and obviously, some of the Conference Committees, the conferees need to meet this afternoon. What I'd suggest is that when we finish what will be a very brief order of business here, that we will then Recess until the hour of five o'clock to come back to, I hope, some action on the appropriations bills. In the meantime, as you know, with leave of the Body yesterday, we were to go to the Order of Motions, and I would like to relate to the Body that the motion that I had filed was to reduce the requisite number of

JE 1727
Reconsider the Vote

votes on proposed amendments to the Federal Constitution. I have, in fact, taken an informal tally and I do not wish to pursue that motion. There are, however, two motions that have been filed by members that I think are important. Senator Weaver has a motion to reconsider a vote and Senator Collins has a motion with respect to a bill that will be utilized in the event that Jim Reilly and others are able to work out an agreement on workmen's compensation. If we could take those two motions, and then, Senator Vadalabene tells me he's ready with Executive Appointments. We could be out of here in fifteen minutes to return after Recess at the hour of five o'clock.

PRESIDING OFFICER: (SENATOR ERUCE)

Alright. Is there leave to go to...the Order of Motions to handle the motion by Senators Weaver and Collins? Will that order of business...leave is granted. Senator Weaver, we'll take your motion first. Senator Weaver.

SENATOR WEAVER:

Having voted on the prevailing side on Amendment No. 1 to...Senate Bill 1727, I move to reconsider the vote by which Amendment No. 1 lost.

PRESIDING OFFICER: (SENATOR ERUCE)

Senator Weaver, perhaps a brief explanation will speed the process.

SENATOR WEAVER:

I think probably Senator Marovitz could explain the amendment better. It was an amendment put on in the House that was not concurred in.

PRESIDING OFFICER: (SENATOR ERUCE)

Alright. The motion is to reconsider the vote by which the Senate failed to concur in...in House Amendment No. 1 to Senate Bill 1727. On the motion to reconsider...on the motion to reconsider, those in favor say Aye. Opposed Nay. Ayes have it. The vote by which Amendment No. 1...that the

HB 2373
2nd reading

Senate nonconcurrent in House Amendment No. 1 is reconsidered and the bill will be placed back on the Calendar? All right. The bill will reappear on the Calendar. Senator Collins for a motion.

SENATOR COLLINS:

Yes. Thank you, Mr. President. I move to discharge the Labor and Commerce Committee from further consideration of House Bill 2373 and to suspend Rule 5 and all of the appropriate rules for the purpose of consideration of House Bill 2373, and further, that House Bill 2373 be...be read a second time and placed on the Calendar in the Order of 3rd Reading.

PRESIDING OFFICER: (SENATOR ERUCE)

The motion is to discharge the Committee on Labor and Commerce from further consideration of House Bill 2373 so that it might be considered that Rule 5 be suspended and all other appropriate rules be suspended, that the bill be read a second time and advanced to the Order of 3rd Reading on today. On the motion, is there discussion? Those in favor say Aye. Opposed Nay. The Ayes have it. The rules are suspended. The bill is discharged from Labor and Commerce, Rule 5 is suspended and all other appropriate rules. The Secretary will read the bill a second time.

SECRETARY:

House Bill 2373.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR ERUCE)

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR ERUCE)

3rd reading. Senator Rock, was the sponsorship to change on that? All right...it shows Senator Rock and Senator Philip as chief sponsors. Senator Rock.

SENATOR ROCK:

No. I'd like to show Senator Collins and Sangmeister as the chief sponsors.

PRESIDING OFFICER: (SENATOR BRUCE)

Alright. Is there leave for Senator...Senators Collins and Sangmeister to be shown as joint chief cosponsors? Leave is granted. Senator Vadalabene, are you ready to proceed? Committee....is there leave to go to the Order of Committee reports? Leave is granted. Committee reports.

SECRETARY:

Senator Vadalabene, chairman of the Committee on Executive Appointments, Veterans' Affairs and Administration to which was referred the Governor's Message of June the 6th, 1984; June the 26th, 1984 and June the 28th, 1984, reported the same back with the recommendation that the Senate advise and...consent to the following appointments.

Senator Vadalabene, chairman of the Committee on Executive Appointments, Veterans' Affairs and Administration to which was referred the Comptroller's Message of June the 25th, 1984, reported the same back with the recommendation that the Senate advise and consent to the following appointment.

PRESIDING OFFICER: (SENATOR BRUCE)

Alright. Senator Vadalabene is recognized for a motion.

SENATOR VADALABENE:

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

PRESIDING OFFICER: (SENATOR BRUCE)

May we have some order, please. If we can break up the caucus. Senator Vadalabene.

SENATOR VADALABENE:

I move that the Senate resolve itself into Executive Session for the purpose of acting on the Governor's appointments, set forth in the Governor's Message of February 7th, 1984; June 6th, 1984; June 26th, 1984 and June 28th, 1984,

and the Comptroller's Message of June 25th, 1984.

PRESIDING OFFICER: (SENATOR BRUCE)

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

SENATOR VADALABENE:

Yes. Thank you, Mr. President. With respect to the Governor's Message of February 7th, 1984, I will read the salaried appointment to which the Committee on Executive Appointments, Veteran Affairs and Administration recommends that the Senate do advise and consent.

To be Director of the Department of Aging for a term expiring January 21, 1985, Janet S. Otwell of Evanston.

And Mr. President, having read the salaried appointment, will you put the question as...as required by our rules.

PRESIDING OFFICER: (SENATOR BRUCE)

The question...does the Senate advise and consent to the nominations just made. Those in...the question is, shall the Senate advise and consent to the nomination just made. Those in favor vote Aye. Those opposed vote Nay. The voting is open. (Machine cutoff)...voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. The Senate does advise and consent to the appointments just made. Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. Mr. President, with respect to the Governor's Message of June 6th, 1984, I will read the salaried appointments to which the Committee on Executive Appointments, Veteran Affairs and Administration do advise and consent.

To be a member of the Illinois Liquor Control Commission for a term expiring February 1, 1990, John K. Kneafsey of Evanston.

Mr. President, having read the salaried appointment, will you put the question as required by our rules.

PRESIDING OFFICER: (SENATOR BRUCE)

Alright. The question is, does the Senate...question is, does the Senate advise and consent to the nominations just made. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. A majority of Senators elected concurring by record vote, the Senate does advise and consent to the nomination just made. Senator Vadalabene.

SENATOR VADALABENE:

...yes, thank you, Mr. President. With respect to the Governor's Message of June 6th, 1984, I will read the unsalaried appointments to which the Committee on Executive Appointments, Veteran Affairs and Administration recommends that the Senate do advise and consent.

To be chairman and member of the Board of Trustees of the State Community College of East St. Louis for a term expiring June 30, 1989, Morris D. Hunt of East St. Louis.

To be members of the Board of Trustees for...of the State Community College of East St. Louis for a term expiring June 30, 1989, Roland H. Alexander of Fairview Heights, and Sister Kathleen Quinn of East St. Louis.

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

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Vadalabene is seeking leave to consider the nominations on one roll call. Is there objection? Hearing none, that...that shall be the order. Senator Vadalabene.

SENATOR VADALABENE:

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

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, does the Senate advise and consent to the nomination just made. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. The Senate...majority of Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Vadalaene.

SENATOR VADALABENE:

Yes, thank you, Mr. President. With respect to the Governor's Message of June 26th, 1984, I will read the salaried appointments to which the Committee on Executive Appointments, Veteran Affairs and Administration recommends that the Senate do advise and consent.

To be chairman and member of the Illincis State Labor Relations Board for a term expiring January 27, 1986, William M. Brogan of Chicago.

And to be a member of the Illincis Labor Relations Board for a term expiring January 26, 1987, Claire A. Manning of Williamsville.

And to be a member of the Illincis Labor Relations Board for a term expiring January 25th, 1988, Robert J. Hillard of Oak Brook.

And to be a member of the Chicago Regional Port District Board for a term expiring June 1, 1989, John J. Serpico of Lincolnwood.

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

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Vadalabene is seeking leave to consider the nominations on one roll call. Is there objection to that procedure? Hearing none, that shall be the order. Senator Vadalabene,

SENATOR VADALABENE:

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

PRESIDING OFFICER: (SENATOR ERUCE)

The question is, shall...does the Senate advise and consent to the nominations just made. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. A majority of Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Vadalabene.

END OF REEL

REEL #3

SENATOR VADALABENE:

Yes, thank you, Mr. President. With respect to the Governor's Message of June 26th, 1984, I will read the unsalaried appointments to which the Committee on Executive Appointment, Veteran Affairs and Administration recommends that the Senate do advise and consent.

To be a member of the Bi-State Development Agency for a term expiring January 16, 1989, Carl E. Mathias of Granite City.

And to be a member of the Bi-State Development Agency for a term expiring January 18, 1988, Carey J. Cason of East Saint Louis.

To be members of the Commission for Economic Development for terms expiring June 30, 1985, David Hclan of Highland Park; Larry L. Thompson of Glen Ellyn and John R. Trutter of Evanston.

And to be a member of the Illinois Racing Board for a term expiring July 1, 1988, Balph M. Gonzalez of Jacksonville.

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

PRESIDING OFFICER: (SENATOR BRUCE)

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

SENATOR VADALABENE:

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

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, does the Senate advise and consent to the nominations just made. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. A majority of Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President. With respect to the Governor's Message of June 28th, 1984, I will read the salaried appointment to which the Committee on Executive Appointments, Veterans' Affairs and Administration recommends that the Senate do advise and consent.

To be chairman and member of the Illinois Industrial Commission for a term expiring January 21, 1985, Mervin N. Bachman of Chicago.

Mr. President, having read the salaried appointment, will you put the question as required by our rules.

PRESIDING OFFICER: (SENATOR BRUCE)

The question is, does the Senate advise and consent to the nomination just made. Those in favor vote Aye. Those opposed vote Nay. The voting is open. (Machine cut-off)...voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none. A majority of Senators elected concurring by record vote, the Senate does advise and consent to the nomination just made. Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President. With respect to the Comptroller's Message of June 25th, 1984, I will read the unsalaried appointment to which the Committee on Executive Appointments, Veteran Affairs and Administration recommends that the Senate do advise and consent.

To be a member of the Merit Commission for the Office of the Comptroller for a term expiring January 18, 1988, William H. Walker of Centralia.

Mr. President, having read the unsalaried appointment, will you put the question as required by our rules.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, the question is, does the Senate advise and consent to the nomination just made. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. A majority of Senators elected concurring by record vote, the Senate does advise and consent to nomination just made. Senator Vadalabene.

SENATOR VADALABENE:

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

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is that the Senate now do arise from Executive Session. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. The Senate does now arise from Executive Session. Any further business? Senator Rock.

SENATOR ROCK:

Just that we would...given the fact that we will be meeting all day in the building, I'd move we stand in Recess until the hour of five o'clock. With a little cooperation from our four appropriations experts, I expect we should not have to work more than an hour or so when we return. So, I'd ask everybody to return at five o'clock.

PRESIDING OFFICER: (SENATOR BRUCE)

Motion is that the Senate stand in Recess until the hour of five. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. The Senate stands in Recess until the hour of five.

RECESS

AFTER RECESS

PRESIDENT:

The Senate will come to order. Messages from the House.

SECRETARY:

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

Mr. President - I am directed to inform the Senate the House of Representatives has passed a bill with the following title, the veto of the Governor notwithstanding, in the passage of which I am instructed to ask concurrence of the Senate, to-wit:

House Bill 1399 together with the Governor's objections.

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

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

Senate Bill 1733 together with House Amendments 1, 4, 5, 6, 7, 8, 9, 10, 11, 13 and 16.

A like Message on Senate Bill 1893 with House Amendments...16 and 93.

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

Mr. President - I am directed to inform the Senate the House of Representatives has refused to concur with the Senate in the adoption of their amendments to a bill with the following title:

House Bill 1563 together with Senate Amendments 1, 2 and 3.

And a like Message on House Bill 2388 with Senate Amendment No. 1.

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

Mr. President - I am directed to inform the Senate that the House of Representatives has refused to recede from their Amendments 1, 3 and 4 to a bill with the following

title:

Senate Bill 1179 and they request the first Committee of Conference and the Speaker has appointed the members on the part of the House.

I have a like Message on Senate Bill 1524 with House Amendments 3 and 4.

And on Senate Bill 1538 with House Amendments 1, 2, 4 and 5.

And Senate Bill 1794 with House Amendments 1 and 6.

Senate Bill 1870 with House Amendment 1.

And Senate Bill 1911 with House Amendment 1.

PRESIDENT:

All right, Senator Carroll moves that the Senate accede to the request of the House for Conference Committees on those aforementioned bills. All right, is...if you'll turn to the order...turn to page 7 on the Calendar to the Order of Secretary's Desk Concurrence. We will move through the appropriations matters, then we will revert to Supplemental Calendar No. 1 and then we can quit for the evening. If I can have the attention of the membership, it's been suggested in my conversations with the Speaker and with Senator Philip that the Senate will convene at ten o'clock tomorrow morning, as will the House, and then we will immediately Recess for the purpose of Conference Committees. In those committees we are asking the members...and the notices are circulating, we are asking the members to attempt to schedule the Conference Committees between ten-thirty and one o'clock tomorrow. So, that hopefully tomorrow afternoon we can finish our deliberation. All right, page 7 on the Calendar, on the Order of Secretary's Desk Concurrence, Senate Bill 1534, Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President. This is the Comptroller's budget and I would move to concur in House Amendments 2, 3

and 4. Based upon the negotiations that were worked out, I...I think it's acceptable to...to everyone. Amendment No. 2 adds a hundred and eighty-three thousand dollars for...in Operations, it's restoration. Amendment No. 2...House Amendment No. 3 made necessary retirement adjustments and House Amendment No. 4 restored the level of payout to sixty percent. So, I would move for the adoption.

PRESIDENT:

All right, Senator Demuzio has moved to concur with House Amendments 2, 3 and 4 to Senate Bill 1534. Discussion? Senator Carroll.

SENATOR CARROLL:

...thank you, Mr. President and Ladies and Gentlemen of the Senate. If we can maybe by way of explanation to the members on this and...all that will follow, the appropriations people, leadership and all have been meeting, as you know, all day attempting to resolve the differences and move the budget along as swiftly as possible. One of the major differences was the difference in funding a level of payout of pensions. The Senate had said it's time to make a statement that we move back towards full funding, that when the Governor went to sixty percent, it was supposed to have been a one time only. This year, for a...another time, he again was using only sixty percent. We had said two-thirds. The House had been using the Governor's level of sixty. We have agreed to resolve that at five-eighths, which is sixty-two and a half percent, an amount that we feel is available within revenues we know to be available. So that we are, in fact, making that statement that we are moving towards full funding, though moving slowly, we feel movement must be made. We agreed to come back to that level, they've agreed to go up to that level, we've discussed it with the Office of the Governor. For ease of moving bills, we will be moving the...the House version at sixty and then coming in with a bill later

AB 1546
Concurrence

that will put them all at sixty-two and a half. The House will be doing likewise so that we can have them all at sixty-two and a half at the ultimate product, and with that, I would urge that we do concur in these amendments.

PRESIDENT:

Further discussion? Senator Sommer.

SENATOR SOMMER:

Mr. President and members, it's our intent here to remain mute, and if we are mute, that means that we're in agreement.

PRESIDENT:

Question is, shall the Senate concur in House Amendments 2, 3 and 4 to Senate Bill 1534. 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 51, Ayes, 1 Nay, none voting Present. The Senate does concur in House Amendments 2, 3 and 4 to Senate Bill 1534 and the bill having received the required constitutional majority is declared passed. 1546, Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. For speed, we will nonconcur in everything in this Court of Claims awards bill. There's a lot of awards that were not signed off yet. We'll put it in conference and clean it up.

PRESIDENT:

Senator Carroll has moved to nonconcur with House Amendments 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13 and 14. All in favor of the motion to nonconcur indicate by saying Aye. All opposed. The Ayes have it. The motion carries and this...the Secretary shall so inform the House. 1549, Senator Rigney. On the Order of Secretary's Desk Concurrence is Senate Bill 1549. Senator Rigney.

SENATOR RIGNEY:

Mr. President, I move to nonconcur.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. I think...I don't know if it's necessary to make it a substitute motion or if there's some unclarity. It was our intent...I'm sorry, I...we agree...to nonconcur. I'm sorry.

PRESIDENT:

All right, Senator Rigney has moved that the...to nonconcur in House Amendments 2, 3, 5, 7, 9, 10, 12, 13, 14 and 15 to Senate Bill 1549. Further discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and the Secretary shall so inform the House. 1550, Senator Schaffer. On the Order of Secretary's Desk Concurrence is Senate Bill 1550, Senator Schaffer.

SENATOR SCHAFFER:

This bill is in shape to go. I don't think the House Amendments...are anything objectionable. I'd move to concur in the amendments.

PRESIDENT:

All right, Senator Schaffer has moved to concur. Is there any discussion? If not, the question is, shall the Senate concur with House Amendments 1, 2, 3, 4 and 7 to Senate Bill 1550. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 49, the Nays are none, none voting Present. The Senate does concur with House Amendments 1, 2, 3, 4 and 7 to Senate Bill 1550 and the bill having received the required constitutional majority is declared passed. On the Order of Secretary's Desk Concurrence is Senate Bill 1551, Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. I would move that the Senate concur with House Amendment 1. House Amendment 1 is an add-back of twenty thousand three hundred and eighty dollars.

PRESIDENT:

The question is, shall the Senate...any discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1551. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 48, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 1 to Senate Bill 1551 and the bill having received the required constitutional majority is declared passed. On the Order of Secretary's Desk Concurrence is Senate Bill 1552, Mr...Senator Sommer.

SENATOR SOMMER:

Mr. President and members, I move that we concur in all amendments.

PRESIDENT:

Any discussion? Is there any discussion? If not, the question is, shall the Senate concur in House Amendments 1, 2, 4, 6, 7, 8 and 9 to Senate Bill 1552. 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 44 Ayes, 5 Nays, 1 voting Present. The Senate does concur with House Amendments 1, 2, 4, 6, 7, 8 and 9 to Senate Bill 1552 and the bill having received the required constitutional majority is declared passed. On the Order of Secretary's Desk Concurrence is Senate Bill 1553 with House Amendment No. 1. Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. I'd move to concur with Amendment No. 1 to Senate Bill 1553.

PRESIDENT:

All right, Senator Coffey has moved to concur. Is there any discussion? If not, the question is, shall the Senate concur in House Amendment No. 1 to Senate Bill 1553. 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 49 Ayes, no Nays, none voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 1553 and the bill having received the required constitutional majority is declared passed.

PRESIDING OFFICER: (SENATOR BRUCE)

Senate Bill 1554, Senator Donahue is recognized for a motion.

SENATOR DONAHUE:

Thank you, Mr. President. I would move that the Senate nonconcur in House Amendments 1 through 37.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to nonconcur with House Amendments 1, 3, 4, 6, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 34, 35, 36 and 37 to Senate Bill 1554. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it and the Senate nonconcur with the above stated House amendments. Senate Bill 1555, Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. I move to nonconcur with House Amendment No. 5 to Senate Bill 1555. This is the Department of Corrections...Department of Corrections appropriation bill and...and House Amendment No. 5 created new...a new section in the bill to add seven hundred and eighty some thousand dollars for probation challenge program. The substantive language did not pass and, therefore, I would...this amendment is not needed.

PRESIDING OFFICER: (SENATOR ERUCE)

So, you...you wish to concur with all but five, Senator Watson?

SENATOR WATSON:

That's right.

PRESIDING OFFICER: (SENATOR ERUCE)

All right. All right, the motion is to concur with House Amendments 1, 2, 3, 6, 7 and 8 to Senate Bill 1555. Discussion? The question is, shall the Senate concur with House Amendments 1, 2, 3, 6, 7 and 8 to Senate Bill 1555. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 50...the Nays...or 51, the Nays are none, none voting Present. The Senate does concur with House Amendments 1, 2, 3, 6, 7 and 8 to Senate Bill 1555. Senator Watson now moves to nonconcur with Amendment No. 5 to Senate Bill 1555. On the motion, discussion? Those in favor say Aye. Opposed Nay. The Ayes have it. The Senate nonconcur with Amendment No. 5 and the Secretary shall so inform the House as to the Senate's action. Senate Bill 1556, Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. I would...I would move to concur with Amendments No. 1 and No. 2 to Senate Bill 1556.

PRESIDING OFFICER: (SENATOR ERUCE)

You've heard the motion. Is there discussion? Discussion? The question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 1556. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 51, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 1556.

The bill having received the required constitutional majority is declared passed. Senate Bill 1557, Senator Sommer. Will you be handling that bill? Senator Sommer is recognized for a motion.

SENATOR SOMMER:

Mr...Mr. President and members, I'd move that we concur with House Amendments 3 and 5, and then I'll move we nonconcur with House Amendment 4.

PRESIDING OFFICER: (SENATOR BRUCE)

You've heard the motion. Is there discussion? Discussion? The question is, shall the Senate concur with House Amendments 3 and 5 to Senate Bill 1557. On the motion, those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 52, the Nays are none, none voting Present. The Senate does concur with House Amendments 3 and 5 to Senate Bill 1557 and the bill having received the required constitutional majority is declared passed. Senator Sommer now moves to nonconcur with House Amendment No. 4. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it and the Senate nonconcur with Amendment No. 4 and the Secretary shall so inform the House. Senate Bill 1558, Senator Weaver. Department of Energy and Natural Resources. Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. I would move to nonconcur with all amendments.

PRESIDING OFFICER: (SENATOR BRUCE)

The motion is to nonconcur. Discussion of the motion? Those in favor say Aye. Opposed Nay. The Ayes have it and the Senate nonconcur with the House amendments. Senate Bill 1559, Senator Sommer.

SENATOR SOMMER:

Mr. President, I'd move to concur with Amendments 1 and

3.

PRESIDING OFFICER: (SENATOR ERUCE)

You've heard the motion to concur. Is there discussion? Is there discussion? The question is, shall the Senate concur with House Amendments 1 and 3 to Senate Bill 1559. 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 52, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 3 to Senate Bill 1559 and the bill having received the required constitutional majority is declared passed. Senate Bill 1564, Senator Philip. Senator Philip is recognized for a motion.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move the Senate do concur in House Amendment No. 1 to Senate Bill 1564. It adds in some forty-three thousand five hundred dollars for an investigator and a car. I'll be happy to answer any questions.

PRESIDING OFFICER: (SENATOR ERUCE)

You've heard the motion. Is there discussion? The question is, shall the Senate concur with House Amendment No. 1 to Senate Bill 1564. Those in favor vote Aye. 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 52, the Nays are none, none voting Present. The Senate does concur with House Amendment No. 1 to Senate Bill 1564 and the bill having received the required constitutional majority is declared passed. Senate Bill 1565. Senator Watson is recognized for a motion.

SENATOR WATSON:

Thank you, Mr. President. Senate Bill 1565 is the appropriation bill for the Department of Law Enforcement. I move that we concur with House Amendments No. 1, 2, 4, 5, 6 and 7.

PRESIDING OFFICER: (SENATOR ERUCE)

You've heard the motion. Discussion? Discussion? The question is, shall the Senate concur with House Amendments 1, 2, 4, 5, 6 and 7 to Senate Bill 1565. 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 52, the Nays are none, none voting Present. The Senate does concur with House Amendments 1, 2, 4, 5, 6 and 7 to Senate Bill 1565 and the bill having received the required constitutional majority is declared passed. Senate Bill 1566. Senator Sommer is recognized for a motion.

SENATOR SOMMER:

Mr. President, I move we concur with Amendments 1, 2, 3 and 4.

PRESIDING OFFICER: (SENATOR ERUCE)

You've heard the motion. Is there discussion? Those in favor...the question is, shall the Senate concur with House Amendments 1, 2, 3 and 4 to Senate Bill 1566. Those in favor vote Aye. Opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 51, the Nays are 1...none voting Present. The Senate does concur with House Amendments 1, 2, 3 and 4 to Senate Bill 1566 and the bill having received the required constitutional majority is declared passed. Senate Bill 1568. Senator Weaver is recognized for a motion.

SENATOR WEAVER:

Thank you, Mr. President. I would move that we concur in House Amendment No. 2 to Senate Bill 1568. It's a reduction of a thousand dollars in Retirement line item.

PRESIDING OFFICER: (SENATOR ERUCE)

Discussion? Discussion of the motion? The question is, shall the Senate concur with House Amendment No. 2 to Senate

Bill 1568. 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 52, the Nays are none, none voting Present. The Senate does concur with House Amendment No. 2 to Senate Bill 1568 and the bill having received the required constitutional majority is declared passed. Senate Bill 1570. Senator Donahue is recognized for a motion.

SENATOR DONAHUE:

Thank you, Mr. President. I would move that the Senate concur in House Amendments 1, 2 and 4. I realize the concern is with Amendment 4 which appropriates five hundred thousand GRF to establish a national coal museum. I tend to be in favor of the coal museum, but we'll let it go up or down on your own merit.

PRESIDING OFFICER: (SENATOR ERUCE)

All right. The motion is to concur with House Amendments 1, 2 and 4. Discussion of the motion? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Yes, I don't know whether it would be better to just offer a substitute motion to make it easier for everyone and...and, okay, Senator Donahue has no objection. We'll make a substitute motion to nonconcur.

PRESIDING OFFICER: (SENATOR ERUCE)

No...no, Senator...we don't recognize substitute motions in the Senate.

SENATOR CARROLL:

Okay...okay. In our discussions, the agreement was that while there is this request for a coal museum, this is something new that was added on in the House of which we didn't know. We have agreed in the appropriations process not to do this. The House has basically agreed to recede. I...I recognize that Senator Donahue has made a commitment to attempt to

put this in, but it has been the agreement of all involved in the process that we not. So, I would urge a No vote on the motion to concur and that would then be, Mr. President, the equivalent of nonconcurrency, is that correct? If a No vote prevailed, that would in and of itself be nonconcurrency. We would then ask the House to recede from those amendments.

PRESIDING OFFICER: (SENATOR ERUCE)

Yes, although the Chair does not like to involve itself in debate, if there were...

SENATOR CARROLL:

...a parliamentary inquiry would be...

PRESIDING OFFICER: (SENATOR ERUCE)

...only...only one disputed amendment, it might be...

SENATOR CARROLL:

Well, no, it is...it is all of them.

PRESIDING OFFICER: (SENATOR ERUCE)

All right.

SENATOR CARROLL:

And the House is...the discussions were the House would recede. So, we urge a No vote.

PRESIDING OFFICER: (SENATOR ERUCE)

...to all amendments. All right. The...the...

SENATOR CARROLL:

...or the lack of an Aye vote.

PRESIDING OFFICER: (SENATOR ERUCE)

...if...if on a motion to concur there's a failure to receive the required thirty constitutional votes, it is automatically a nonconcurrency and the Secretary would inform the House of that motion unless that motion is postponed...unless the sponsor postpones further consideration. Senator Sommer.

SENATOR SOMMER:

As much as I dislike opposing Senator Dcnahue, she did indicate that she would attempt to concur on the coal museum.

No one in the House or Senate agrees with that posture at the present time...so, well, maybe someone, but...I'm...I'm going to vote No on the motion.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, Senator Lechowicz.

SENATOR LECHOWICZ:

I also stand in opposition to this proposal. No one is objecting to the...probably, maybe the concept, but as far as the funding source is general revenue and there is another fund in State Government that's for that purpose and that's the Coal Research Fund; and for that reason, I'm going to be voting No on it as well.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, is there further discussion? Senator Donahue may close if she wishes. Senator Donahue, do you wish to close?

SENATOR DONAHUE:

No, I just would move for a favorable consideration.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, the question is, shall the Senate concur with House Amendments 1, 2 and 4 to Senate Bill 1570. 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...13, the Nays 39. The Senate does not concur with House Amendments 1, 2 and 4 to Senate Bill 1570 and the Secretary shall so inform the House. Senate Bill 1571, Senator Sommer.

SENATOR SOMMER:

Mr. President, I move we concur with House Amendments 1 and 2.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, the motion is to concur with House Amendments 1 and 2 to Senate Bill 1570. Discussion? Discussion? The question is, shall the Senate concur with House Amendments 1

and 2 to Senate Bill 1570. Those in favor vote Aye. Opposed...1571, House Amendments 1 and 2. Those in favor vote Aye. Opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 51, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 1570 and the bill having received the required constitutional majority is declared passed. Senate Bill 1573, Senator Watson. Senator Watson on the Floor? Will someone handle that in his absence? Yes, Senator, you are. Is there leave for Senator Grotberg to handle this in Senator Watson's absence? Leave is granted. Senator Grotberg is recognized for a motion.

SENATOR GROTBERG:

The Prison Review Board, we do concur in...in House Amendments 1 and 3.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Senator Grotberg has moved to concur with House Amendments 1 and 3. Is there any discussion? The question is, shall the Senate concur in House Amendments 1 and 3 to Senate Bill 1573. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 51, the Nays are none, none voting Present. The Senate does concur in House Amendments 1 and 3 to Senate Bill 1573 and the bill having received the required constitutional majority is declared passed. 1574, Senator Schaffer. Senator Schaffer.

SENATOR SCHAFFER:

Mr. President, this is the budget for the Department of Public Aid. We still have a great deal of controversy and we'll have a little more discussion on this bill. I move to nonconcur with House Amendments 2 through 24.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

All right, you've heard the motion. Is there any discussion? The question is, shall the Senate...oh, Senator Schaffer moves to nonconcur in House Amendments 1...or I'm sorry, 2, 3, 4, 5, 6, 7, 8, 9, 10...no, 9, 11, 12, 15, 16, 17, 18, 21, 22 and 24. Those in favor...signify by saying Aye. Opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senate Bill 1575, Senator Maitland. Senator Maitland. Senator Schaffer. With leave of the Senate, Senator Schaffer will handle the bill. Senate...leave granted? Leave is granted. Senator Schaffer.

SENATOR SCHAFFER:

Senator Maitland is in a meeting but I'm much more able to handle this bill than he...sure he can hear this. This is the Purchase Care Review Board and I'd move to concur in Amendments 1 and 2, there's no problems.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there any discussion? You've heard the motion. If not, the question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 1575. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 52, the Nays are none, none voting Present. The Senate does concur in House Amendments 1 and 2 to Senate Bill 1575 and the bill having received the required constitutional majority is declared passed. Senate Bill 1576, Senator Sommer. Senator Sommer.

SENATOR SOMMER:

Mr. President and members, I move to concur with House Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Sommer has moved to...concur in House Amendment No. 1 to Senate Bill...1576. Is there any discus-

sion? If not, the question is, shall the Senate concur in House Amendment 1 to Senate Bill 1576. 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? Take the record. On that question, the Ayes are 50, the Nays are 2, none voting Present. The Senate does concur in House Amendment 1 to Senate Bill 1576 and the bill having received the required constitutional majority is declared passed. 1577, Senator Coffey. Mr...Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. I move to concur with Amendments No. 1 and 2 to Senate Bill 1577.

PRESIDING OFFICER: (SENATOR DEMUZIC)

You've heard the motion, is there any discussion? The question is, shall the Senate concur in House Amendments 1 and 2 to Senate Bill 1577. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are none, none voting Present. The Senate does concur in House Amendment No. 1...House Amendments 1 and 2 to Senate Bill 1577 and the bill having received the required constitutional majority is declared passed. 1583, Senator Davidson. Senator Davidson is...recognized.

SENATOR DAVIDSON:

Mr. President and members of the Senate, I move we concur in Amendment 1 and 8, and then after we do that, I'll ask to nonconcur on 2 and 7.

PRESIDING OFFICER: (SENATOR DEMUZIC)

All right, you've heard the motion. Senator Davidson has move that the Senate concur...Senator...Senator Davidson.

SENATOR DAVIDSON:

I...I'm sorry, I made a mistake. I...move concur in Amendment 1, 3 and 8.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson has moved that the Senate concur in House Amendments 1, 3 and 8 to Senate Bill 1583. Is there any discussion? If not, the question is, shall the Senate concur in House Amendments 1, 3 and 8 to Senate Bill 1583. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none, none...none voting Present. The Senate does concur in House Amendments 1, 3 and 8. Senator Davidson.

SENATOR DAVIDSON:

Mr. President, I move we nonconcur in House Amendment 2 and 7 to Senate Bill 1583.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, you've heard the motion. Is there any discussion? Senator Davidson has moved that the Senate nonconcur in House Amendments 2 and 7. Those in favor signify by saying Aye. Opposed Nay. The...the motion...the Ayes have it, the motion carries and the Secretary shall so inform the House. Senate Bill 1586, Senator Carroll. Senator Carroll is recognized.

SENATOR CARROLL:

Hold. Hold, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

That's a hold. Senate Bill 1592, Senator Buzbee. All right, it's gone. House...Senate Bill 1595, Senator Bruce. Senator Bruce is recognized.

SENATOR BRUCE:

Thank you, Mr. President. My motion will be to concur with House Amendments 1 and 2 to Senate Bill 1595. House Amendment No. 2...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator...

SENATOR BRUCE:

...I'm sorry, House Amendments 2 and 4. Amendment No. 2 added two million dollars to fund a new high-technology grant program. Enabling legislation passed through both Houses on June the 19th as...as House Bill 1839. The Amendment No. 4 dealt with an inadvertent depletion of the impressed fund at one of our community college and this is an appropriation to replenish the funds down at State Community College. Ask for a favorable roll call...for concurrence on Amendments 2 and 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

You've heard the motion, any discussion? Any discussion? The question is, shall the Senate concur in House Amendments 2 and 4 to Senate Bill 1595. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 50, the Nays are 2, none voting Present. The Senate does concur in House Amendments 2 and 4 to Senate Bill 1595 and the bill having received the required constitutional majority is declared passed. Senate Bill 1595, Senator Etheredge. Senator Etheredge is recognized. 1597.

SENATOR ETHEREDGE:

Yes, Mr. President and Ladies and Gentlemen of the Senate, I move to...to concur with House Amendments 1 and 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Etheredge has moved to concur with House Amendments 1 and 4 to Senate Bill 1597. Is there any discussion? Any discussion?...if not, the question is, shall the Senate concur with House Amendments 1 and 4 to Senate Bill 1597. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted

who wish? Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are 1, none voting Present. The Senate does concur with House Amendments 1 and 4 to Senate Bill 1597 and the bill having received the required constitutional majority is declared passed. Senate Bill 1599. Senator Weaver is recognized.

SENATOR WEAVER:

Move that we not concur in House Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIC)

All right, Senator Weaver moves to nonconcur in House Amendment 2 to Senate Bill 1599. Any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senate Bill 1600, Senator Weaver, is a hold. Page 10, Senate Bill 1649, Senator Egan. Senator Egan is recognized. The top of page 10, Senate Bill 1649.

SENATOR EGAN:

Thank you, Mr. President and members of the Senate. I move to concur in House Amendments No. 1 and 2 to Senate Bill 1649.

PRESIDING OFFICER: (SENATOR DEMUZIC)

You've heard the motion...you've heard the motion. The question is, shall the Senate concur with House Amendments 1 and 2 to Senate Bill 1649. Those in favor signify by...will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. The Senate does concur with House Amendments 1 and 2 to Senate Bill 1649 and the bill having received the required constitutional majority is declared passed. Senate Bill 1714, Senator Jeremiah Joyce. All right, with leave of the Body, we will go to Supplemental...Supplemental Calendar, Supplemental No. 1. Is leave granted? Leave is granted. On the Order of

SB 1893
Concurrence

Senate Calendar, Supplemental No. 1, Secretary's Desk Concurrence, Senate Bill 1733, Senator Philip. Senator Philip is recognized.

SENATOR PHILLIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I mean, we do not concur and ask for a Conference Committee to be reported on Senate Bill 1733.

PRESIDING OFFICER: (SENATOR DEMUZZIC)

All right, Senator Philip moves to nonconcur in House Committee...in House Amendments 1, 4, 5, 6, 7, 8, 9, 10, 11, 13 and 16. Those in favor...will...signify by saying Aye. Opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. Senate Bill 1893, Senator Rock. Senator Rock is recognized.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. After four days of discussion, the House was able only to put two amendments on, neither of which I'm happy about. So, I would move that we nonconcur with House Amendments No. 16 and No. 93.

PRESIDING OFFICER: (SENATOR DEMUZZIC)

...Senator Rock...is there any discussion? Senator Rock moves to nonconcur with House Amendments 16 and 93 to Senate Bill 1893. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The motion carries and the Secretary shall so inform the House. Secretary's Desk Nonconcurrency is House Bill 1563, Senator Savickas. Senator Savickas on the Floor? House Bill 2368, Senator Rock. Senator Rock is recognized. House Bill 2368.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the Regional Transportation Authority bill that Senator Keats...inquired about where we put in a salary for the members of the Commuter Rail Board and the Suburban

HB 2395
Recede

Bus Board. The House has seen fit to ask that it go to conference. They did not think the salary levels were high enough. I have agreed to do that. So, I would move to refuse to recede from Senate Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Bock has...has moved to...to refuse to recede with Senate Amendment No. 1. Is there any discussion? Senator Rock moves that the Senate refuse to recede from the adoption of Senate Amendment No. 1 to House Bill 2368 and that a Conference Committee be appointed. Those...all those in favor signify by saying Aye. Opposed Nay. The...the Ayes have it. The motion carries and the Secretary shall so inform the House. Senate...or House Bill 2388, Senator Maitland. Senator Maitland on the Floor? House Bill 2395, Senator Kelly. Senator Kelly is recognized for a motion.

SENATOR KELLY:

Thank you, Mr. President and members of the Senate. I would like to move to recede on Senate Amendment No. 2 to House Bill 2395. Basically what this amendment did, it gave the funds for a community fire protection grant program and there was some problems, and it seems to be in the best interest that we would remove this amendment and put the bill through as it is. This...if...if this passes, that would be final action then on...on this.

PRESIDING OFFICER: (SENATOR DEMUZIO)

That is...that is correct. All right, Senator Kelly moves to recede from Senate Amendment No. 2 to House Bill 2395. Is there any discussion? The question is, shall the Senate recede from Senate Amendment No. 2 to House Bill 2395. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 52, the Nays are none, none voting Present. The Senate does recede from Senate Amendment No. 2 to House Bill

2395 and the bill having received the required constitutional majority is declared passed...House Bill 2509.

PRESIDING OFFICER: (SENATOR BRUCE)

We are on the order of House Bill 2509 with Senate Amendments 1 and 2. Senator Demuzio is recognized for a motion.

SENATOR DEMUZIO:

Thank you, Mr. President. I...my motion is to refuse to recede from Senate Amendments No. 1 and 2 to House Bill 2509 and that a Conference Committee be appointed.

PRESIDING OFFICER: (SENATOR BRUCE)

You've heard the motion. Discussion? Those in favor say Aye. Opposed Nay. The Ayes have it. The Senate refuses to recede from Senate Amendments 1 and 2 and the Secretary shall so inform the House. Is Senator Savickas on the Floor? Senator Lemke, for what purpose do you arise?

SENATOR LEMKE:

I would like to...Senate Joint Resolution 130 is on the Consent Calendar and that's a commemorative of an anniversary in Palos Heights in Senator Mahar and my district, and I understand the celebration is the 6th. I'd like to move to have that so we can send it over to the House and have it approved.

PRESIDING OFFICER: (SENATOR BRUCE)

Can you give us the number, Senator?

SENATOR LEMKE:

Senate Joint Resolution 130.

PRESIDING OFFICER: (SENATOR BRUCE)

Senator Lemke has moved that the...that Senate Joint Resolution 130 be removed from the Senate Resolution Calendar and considered immediately. On the motion, those in favor say Aye. Opposed Nay. The Ayes have it. The...the resolution is discharged from the Consent Calendar and placed before the Senate. Senator...Senator Lemke now moves the adoption of SJR 130. On the motion, those in favor say Aye.

Opposed Nay. The Ayes have it. Senate Joint Resolution 130 is adopted. Is there leave to go to the Order of Resolutions? Resolutions.

SECRETARY:

Senate Resolution 738, by Senator Savickas, congratulatory.

Senate Resolution 739, Senator Savickas, it's congratulatory.

Senate Resolution 740, by Senator Chew, Newhouse, Jones, Smith, Collins and others and it's congratulatory.

PRESIDING OFFICER: (SENATOR BRUCE)

Resolutions Consent Calendar.

SECRETARY:

Senate Joint Resolution 131, by Senator Jeremiah Joyce.

PRESIDING OFFICER: (SENATOR BRUCE)

Executive Committee...Senator Bock, for what purpose do you arise?

SENATOR BOCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I'd again...like to remind the members that there are roughly forty Conference Committees...informed and we are requesting of the House that they make the same time available, so we will come into Session...after we adjourn very shortly here, we will come into Session at ten o'clock tomorrow morning, and for those of you who are chairmen of your respective Conference Committees, I'd ask you to try to schedule those committees to meet between ten-thirty and one o'clock, and we'll see how we do, but we'll come in tomorrow morning at ten o'clock. 10:00 a.m.

PRESIDING OFFICER: (SENATOR BRUCE)

All right, Senator Bock, we have just a few more matters. Senator Bock, I have a...I have a resolution. If you would just...we talked about to suspend the rules and have it put on the Calendar for tomorrow. Would you do that? Senator

HB 2513
Recede from
Senate Amendment #2

Etheredge, for what purpose do you arise?

SENATOR ETHEREDGE:

Yes, Mr. President, I have a House bill on Secretary's Desk Nonconcurrency that has one Senate amendment, and I would like to recede from that amendment, if I could, and then we could get this bill off the Calendar.

PRESIDING OFFICER: (SENATOR BRUCE)

On page 11...page 11 of your Calendar is Excuse Bill 2513. The motion is to recede from Senate Amendment No. 2. Is there discussion? Discussion? This is final passage. The question is, shall the Senate recede from Senate Amendment No. 2 to House Bill 2513. 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 52, the Nays are none, 1 voting Present. The Senate does recede from Senate Amendment No. 2 to House Bill 2513 and the bill having received the required constitutional majority is declared passed. All right, is Senator Savickas on the Floor? Is Senator Maitland on the Floor? Senator Fawell, for what purpose do you arise?

SENATOR FAWELL:

Point...a point of inquiry. Could you tell me what special order of business you're thinking about going into?

PRESIDING OFFICER: (SENATOR BRUCE)

Senator, we're about to adjourn, that's the special order.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Okay, with leave of the Body, we'll move to resolutions. Is leave granted? Leave is granted. On the Order of Resolutions, Mr. Secretary.

SECRETARY:

Senate Resolution 740 offered by Senator Bruce.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Senator Bruce.

SENATOR ERUCE:

Thank you, Mr. President. This resolution deals with disability determinations in the State of Illinois, and my motion is that we've spoken to the Department of DOR and to have this placed on the Calendar tomorrow, not to be considered today, we'll have it on the...Calendar for consideration tomorrow. So, my motion is to suspend the rules to have the resolution placed on the Calendar for...well, we may not consider it tomorrow, but a least place it on the Calendar so that everyone will have a chance to read it and analyze it. I've worked with the department and they're...they have removed all opposition. It is basically...the content of the resolution is to have their technical advisory committee which is already in operation to report back to this General Assembly on November the 1st, and they...they are in agreement with that procedure. That's all...it's...it's a clean resolution.

PRESIDING OFFICER: (SENATOR DEMUZIC)

All right, any discussion? Senator Eruce moves to suspend the rules for the immediate consideration of Senate Resolution 741 and have it put on the Secretary's Desk. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The resolution will be put on the Secretary's Desk. Are there further resolutions? Senator Eruce, for what purpose do you arise?

END OF REEL

REEL #4

SENATOR BRUCE:

Yes, thank you, Mr. President. If I might have the attention of the Body, one...one additional time, Conference Committees will be meeting tomorrow between ten-thirty and one o'clock. So, if you have Conference Committees to be heard, the...the Senate sponsors who are the chairmen of Senate bills in Conference Committee should call Nancy Fritzsche at 2-4657 and she will assign you a room for your Conference Committee between ten-thirty and one tomorrow and, Mr. President, if there's no further business to come before the Senate, I would move that we stand adjourned until...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Ten o'clock.

SENATOR BRUCE:

No, the Secretary has already...all the Messages we have have been read in so there's no reason to stand at ease at this point. So, we would move that we stand in adjournment until ten o'clock tomorrow morning.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Mr. Secretary, do you have any further business? Senator Bruce moves that the Senate stand...adjourned until Friday, June the 30th, the hour of ten o'clock...Saturday...Saturday, June the 30th.