

84TH GENERAL ASSEMBLY .

REGULAR SESSION

January 9, 1986

PRESIDENT:

The Senate will please come to order. Will the members be at their desks and will our guests in the gallery please rise. Prayer this morning by Senator Kenneth Hall.

SENATOR HALL:

(Prayer given by Senator Hall)

PRESIDENT:

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

SENATOR KELLY:

Mr...Mr. President, I move the reading and approval of the Journal of Wednesday, January 8th, in the year 1986, be postponed pending arrival of the printed Journal.

PRESIDENT:

You've heard the motion as placed by Senator Kelly. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and it's so ordered. Resolutions, Mr. Secretary.

SECRETARY:

Senate Resolution 640 offered by Senator Newhouse and all Senators, it's congratulatory.

641, by Senator Jeremiah Joyce.

642, by Senator Jeremiah Joyce.

643, by Senator Jeremiah Joyce.

644, by Senator Jeremiah Joyce, all congratulatory.

645, by Senator Kelly, it's congratulatory.

And 646, by Senator Marovitz and all Senators, and it's a death resolution.

PRESIDENT:

Consent Calendar. Introduction of bills.

SECRETARY:

Senate Bill 1513 introduced by Senators Lechowicz, Nedza, Rock, Lemke, Degnan and Jeremiah Joyce.

(Secretary reads title of bill)

*12/24/89
concurance*

Senate Bill 1514 offered by...introduced by Senator Rock.

(Secretary reads title of bill)

1st reading of the bills.

PRESIDENT:

Rules Committee. Introduction of bills, Mr. Secretary.

SECRETARY:

Senate Bill 1515 introduced by Senators Dawson, Jones, Welch and Poshard.

(Secretary reads title of bill)

Senate Bill 1516 introduced by Senator Welch.

(Secretary reads title of bill)

1st reading of the bills.

PRESIDENT:

Rules Committee. Committee reports.

SECRETARY:

The Rules Committee met at 9:00 a.m. on Thursday, January the 9th, 1986. The following bills were unanimously recommended for referral to the Committee on Assignment of Bills.

Senate Bills 1490, 1491, 1495 and 1506.

Senator Savickas, chairman of Assignment of Bills Committee, assigns the following bills to committee:

Elementary and Secondary Education - Senate Bill 1490 and 1506; Judiciary II - Senate Bill 1495; Public Health, Welfare and Corrections - Senate Bill 1491.

PRESIDENT:

Senator Philip, for what purpose do you arise?

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. On Supplemental Calendar No. 3 is Senate Bill 1249. I would move that the Senate do concur on House Amendments 3, 9, 10 and 12. Basically...

PRESIDENT:

All right...all right. The gentleman seeks...if you'll look on today's Calendar...on page 2 on the Calendar on the

Order of Secretary's Desk Concurrence. The gentleman has requested leave to go to that order of business for the purpose of concurring in House amendments to Senate Bill 1249. On the Order of Secretary's Desk Concurrence is Senate Bill 1249 with House Amendments 3, 9, 10 and 12. Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Basically Amendment 3, 9, 10 and 12 do this, it's additional bond authority for FY '86 of a total of a hundred and fifty-five million dollars, McCormick clean-up language I believe that we agreed to during the last Session; and the third thing is IPDA and Arts Council incentive for film makers to do filming in Illinois with a thirty-five percent pickup of production cost from the State of Illinois. I...I have been told by the IPDA lawyers and the Governor's lawyers that it technically is incorrect, there is no appropriation for it. Instead of trying to knock it off over here and send it over there, it isn't going to go anywhere...anywhere. We're suggesting just leave it in there, it isn't going to do anything anyway. So I would move that we do concur in House Amendments 3, 9, 10 and 12. Be happy to answer any questions.

PRESIDENT:

All right. The gentleman has moved concurrence in House Amendments 3, 9, 10 and 12 to Senate Bill 1249. Discussion? Senator Demuzio.

SENATOR DEMUZIO:

Well, thank you, Mr. President. I've been trying to find my synopsis from yesterday. I would appreciate if the gentleman would tell me specifically what Amendment No. 3 does.

PRESIDENT:

Senator Philip.

SENATOR PHILIP:

Amendment No. 9 deleted everything after the enacting clause.

PRESIDENT:

Senator Demuzio.

SENATOR DEMUZIO:

Well, that...that's...that's good, it deleted everything after the enacting clause but then what did it do? Frankly, I was...it's my understanding that this is the provision that increases the bond...obligation for the Metropolitan Fair and Exposition Authority. Frankly,...at the moment, I was interested in what House Amendment No. 3 did, not No. 9. I want to know what No. 3 does.

PRESIDENT:

Senator Philip.

SENATOR PHILIP:

...Amendment No. 9 deleted Amendment No. 3.

PRESIDENT:

Senator Demuzio.

SENATOR DEMUZIO:

Is there any kind of a tax increase in...in House Amendment No. 9 or is that in House Amendment No. 12? I don't remember which one it was.

PRESIDENT:

Senator Philip.

SENATOR PHILIP:

Senator, to my knowledge there isn't any tax increase at all.

PRESIDENT:

Senator Demuzio.

SENATOR DEMUZIO:

Okay. Then just tell me what House Amendment 9 does first.

PRESIDENT:

Senator Philip.

SENATOR PHILIP:

Well, basically, it...Amendment No...9 does three things. It's the bond authorization for...FY '86 for a hundred and fifty-five million dollars, it's McCormick Place language cleanup which the Bond Counsel have suggested, and it has got a House Democrat amendment on it in regard IEEDA and the Arts Council regarding filming in Illinois, that through the Art Council they would give credit to film makers of thirty-five percent. The Governor's lawyers and IFDA lawyers say it's fouled up, quite frankly, and there is no appropriation for it and...and they aren't going to be using it. Evidently, the Governor's Office and the Arts Council are going to try to work something out for the next Session of the General Assembly to give some type of incentive for film makers to come...to Illinois and do something. I have no problem with that. I have a problem with this particular way they want to do it, but I think that the Governor and the Arts Council will work something out that's reasonable. We'll come back here next Session and maybe, maybe we'll do something.

PRESIDENT:

Senator Demuzio.

SENATOR DEMUZIO:

So, then, I'm to...I'm to understand then by virtue if House Amendment No. 12 that we're going to be bonding for motion pictures to be produced in the State of Illinois through the Illinois Arts Council. Is that correct?

PRESIDENT:

Senator Philip.

SENATOR PHILIP:

I...we can't do that. The lawyers tell me you cannot do that, we're not going to use it. The problem is this, Senator, is that if we take it off...that amendment off here, send it back, we'll be wasting time. You can't bond anything that isn't depreciable and...and...I say...it...it is wrong,

the language is wrong, the lawyers say it's wrong. It...it's there but it isn't going to do anything and the Governor isn't going to use it anyway.

PRESIDENT:

Further discussion? Senator Hall.

SENATOR HALL:

Thank you, Mr. President. Will the sponsor yield for a question?

PRESIDENT:

Indicates he'll yield, Senator Hall.

SENATOR HALL:

Senator Philip, I'm looking at this and you say you're saving time. We had something yesterday that we couldn't save time. I mean, what is the...the emergency on this? We did...we...we could not give people 4.6 million to...for food and for clothes and things like this. Why is this necessary that we do that...this time? And the next thing is, you...or it includes the production of motion pictures as an eligible project which may be financed under this Act. In other words, I don't trust these things anymore, I don't trust after what happened to us yesterday. Tell me what is the emergency on this? Why can't this wait? We're going to be here, this is going to be starting a new Session. Why must we do this right now?

PRESIDENT:

Senator Philip.

SENATOR PHILIP:

Well, of course, this was authorized back in the Spring. There are many projects for your side of the aisle like there are projects for our side of the aisle. Some of those members want those projects now and...and, quite frankly, we're going to end up doing it, why not do it now?

PRESIDENT:

Senator Hall.

SENATOR HALL:

That's exactly my point. Why can't we feed the poor, the hungry, the indigent, the elderly? Why can't we...them? It's more important to feed people than it is to make motion pictures. It's more important to take care of the people who cannot help themselves. I don't think this is a wise decision to make. We're in no hurry on this thing. When I look at this down here, I'm seeing where the total general bond authorization of the State has increased from 1.691 billion to...1.836 billion. I'm just saying I might be able to support this if it's at a reasonable time, but if we cannot take care of feeding the hungry, the poor, the needy, I cannot in good conscience support anything and tell me it's necessary that it must be done now. I'll vouch that no one on this Floor can stand up and say that they feel this ought to be done right now.

PRESIDENT:

Further discussion? Senator Bloom.

SENATOR BLOOM:

Well, am I to gather from the comments of the prior speaker that they want to bond public aid now? I think we ought to point out that the amendment that was put on to this bill came from your side of the aisle over in the House; and I think that the sponsor of the legislation says, look, we don't particularly care for it but if that's what they want to do, let them do it because it has no legal effect. But ultimately from the remarks of the prior speaker, we'd conclude that now we want to bond public aid grants, and I...I don't think that's really what you want to be saying.

PRESIDENT:

Further discussion? Senator Lemke.

SENATOR LEMKE:

You know, this thing with the films is...I'm reading the language and it says we're going to pay thirty-five percent

of the cost of the projects. Isn't it my understanding like when Gulf or some of the banks or the railroads finance movies that they get a piece of the profit? Are we going to get part of the profit if we start financing? You know, I have seen in this State and I have heard criticism from many businessmen in this State over...I...it's nice to get the plant in Illinois to build Mitsubishi cars, but we spent a lot of money with uncontrollable reins on that spending and the Governor and DCCA did that. And I...hate to give them any authority without getting back some of the profits that could be made on movies just like anybody else that finance movies. They...they take a piece of the action. The other thing, Senator Philip, I'm surprised...why don't we talk about the increase in bonding authority? We're talking quite a bit of money going out for bonding and in this State one of the reasons we get into financial trouble is that we have to repay interest in the money we borrow at a later date, and we went through this for many years and when you were in the House you were...great proponent of not borrowing money and bonds and everything else. All of a sudden now, we have a bill to do this. You know, this is ridiculous. This is why we're in trouble in this State; this is why we're in trouble in this country is we're borrowing and borrowing and borrowing, before we start out our obligations are too high, we start out with a...with twenty-five, thirty percent of our budget going to pay off these obligations and they keep increasing, that's why we're in financial trouble. It's time now that we start pulling back the reins. It's time now we stop building these Taj Mahals like the State of Illinois Building and some of these other buildings that are half empty and unuseable and start pulling back the reins in State Government and start paying back the money we borrowed, and once we pay back the money we borrow, then we can look to the future. But this isn't being done. All that's being done is

to increasing and increasing taxes, and people in this State do not want taxes increased, and the tax increases are caused by these bond floats and it's costing us interest. I think we should hold this bill and we should sit down and go through these projects to see if they're very vital to the State and whether we can get along without them and whether we can use existing State facilities to use...to...to...to do some of this work, and I think that this calls either for a No vote or a Present vote and to hold it. And as far as this movie thing is, I think this is something that's tacked on and I am not going to vote for any bill wishing that the Governor is going to veto it when I know the Governor is in the pockets of the fine arts people. There's no way that this Governor is going to veto that piece. You can say what you want and I've heard this before but when it's signed it becomes law and we're stuck with it, and I think it's a bad precedent to set and I think we should vote against this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. UPI has requested leave to take still pictures. Is leave granted? Leave is granted. Further discussion? Senator Schaffer.

SENATOR SCHAFFER:

Well, I share the concerns of the prior speaker about the inoperative bonding plan for the motion pictures. Frankly, there are some things this State should be doing to encourage motion pictures, I don't know that that particular plan has any merit at all. I'm informed by our lawyers, by the Governor's lawyers and by the people of the bonding authority mentioned that that language is inoperative. I think we should take a look at the list of projects and I share the prior speaker's concerns about bonding. The simple fact is there are some things that bonding should be done for, let's talk about those projects and let's not talk about where they

happen to...to be. There's not one project on the list in my district, but I'll tell you what some of those projects are, roofs and repairs in the prisons and the mental hospitals, better health facilities in the prisons. We...the Chicago school system, renovating some of those schools that we've been hearing about. That's what we're talking about here. We're talking about things we have already authorized and committed to. I don't know how we serve anybody by forcing the people in the mental hospitals to live in buildings with roofs that leak for another month or two. I don't know how that helps poor people. I don't know how having decent facilities to clean yourself in the prisons and...stalling that for a couple of months helps anybody. Take a look at the list of projects and take a look at...as I said, none of them are in my district, but some of my constituents are in those mental hospitals, couple of them are in the prisons, some of them are in the universities. That's what we're talking about and these bonding authorizations and let's not shoot ourselves in the foot.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? The...the order will be Luft, Netsch, Geo-Karis, DeAngelis, Newhouse and anybody else for a second time. Senator Luft.

SENATOR LUFT:

Thank you, Mr. President, ladies and gentlemen. I have no...problem with the raising the authorization for the projects but I think we may have been outsmarted on the motion picture part, and I know, Senator Philip, that this is not your part, it's something that you've been stuck with. But let me paint a scenario that I think could possibly happen and if I'm wrong I'm sure someone will tell me. First of all, the word appropriation was brought up and that doesn't exist because the Legislature does not appropriate money...ever for IDFA. We're out of it, once we give them

the authorization to do something then we are no longer involved in that process. Secondly, the attorneys may be right, you cannot use bonds for motion pictures. You cannot use tax-exempt bonds for motion pictures. Why couldn't IDFA sell these bonds that were not tax-exempt? They don't have to be tax-exempt bonds, unless I'm wrong; therefore, the interest rate is going to be higher and everything but what you have created then even though at a higher interest rate, you're creating a pool of money through bonds regardless of the interest rate available for motion pictures. My uneducated guess is that coming up with money to finance motion pictures isn't the easiest thing in life to do; therefore,...I even think they're called angels, these people that finance them. If we're going to be into the angel business, then what we have done, if I am right and IDFA can issue non-interest bearing IRB's that don't have to comply with the Federal laws, then we have created a pool of money up to thirty-five percent without a cap to finance any motion picture that comes into this State without the Legislature even being involved in the process because, let me remind you one more time, we do not appropriate one nickel ever for the Illinois Development Finance Authority. And if I'm wrong...(machine cutoff)...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Luft...had not concluded...further discussion? Senator Netsch.

SENATOR NETSCH:

First of all, one question of the sponsor. Is that Senator Philip? Was there a debt...is there a debt impact note available for this bill?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

SENATOR PHILIP:

No.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Unfortunately, I don't have my Statute in front of me right at the moment but that..at the very least violates the spirit of the debt impact law and I think may actually violate the letter of the debt impact law, because it is an absolute requirement that we be told the effect of our continuous increasing of bond obligation authority. The...and I say that not...because I really want to know. I mean, I...I am very concerned about the extent to which we have increased our long-term debt in this State quite apart from pension obligations and a whole bunch of other things. I think Build Illinois financed...as much as it was out of...out of...well, medium to long-term debt was a disaster and we will be sorry for it at some point in the future, sorry not necessary for all the projects but for the way that we did it. I recognize that this is presumably reflecting part of what the Legislature has already agreed to, but my understanding is that we have already appropriated two hundred and three million dollars worth of projects and...this bond authorization increase is at a hundred and fifty-five million dollars. Now, if I'm not mistaken, that means that it does not fully cover the...the amount that we have already approved; and if I'm not mistaken, that puts us right back where we were on Build Illinois where the Legislature has appropriated more than it has provided funding for and guess who then makes the decision about which is going to go ahead and which is not. It is conceivable, of course, we could come back later and fill in the gaps. It's conceivable but it is not an absolute certainty and so we have once again written a blank check, I think, to the Chief Executive and I am tired of writing blank checks to the Chief Executive. I thought it was a horrible idea under Build Illinois and I think that was demonstrated

to be so and I think it's not a very good idea now. It seems to me that what we ought to do is get a very clear matching of what is to be done, its necessity to be done out of the bonding...out of the bonding authorization and a clear matching of that with the authorization itself; and until that is done, I think some of us are very reluctant to write another blank check.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. I think we ought to proceed with caution as indicated by the prior speakers; however, we are faced with somewhat of a dilemma and that is that we have projects that were already approved that are awaiting the bond authorization and we are getting hung up on two points; one not so much but the other quite a bit, and that is the issue of the films. Senator Luft, in response to your question, I cannot tell you whether IDFA can issue nontax-exempt bonds but I will tell you this, it would be rather insane for anybody to attempt to go to a governmental body for a nontax-exempt bond issue. What purpose would it serve? You can go to the open market and do the same thing. In addition to that, IDFA doesn't incur any financial liability because clearly the bonds have to be...repaid from the proceeds of the item that is being financed. My understanding is, is that these projects that are...and the film projects do not qualify for the definition of an industrial revenue bond because they are not capital projects and, therefore, it would be illegal if money were advanced to that. But I have to remind you that the money is in fact not put out by the State as an authorization to secure financing in a tax exempt market. So I don't know where we're jeopardizing anything by approving this because it appears to be blatantly illegal, but even if not, it will not do to the State what Senator

Luft has indicated.

PRESIDING OFFICER: (SENATOR DENUZIO)

Further discussion? Senator Newhouse.

SENATOR NEWHOUSE:

...thank you. Thank you, Mr. President. First of all, I think Senator Hall was absolutely correct in his suggestion that for us to pass out this kind of bill authorizing expenditures of money for things that seem almost frivolous is just unconscionable; and I say this as a supporter of the arts, a long time supporter of the arts. It seems to me at some point those of us who believe that people ought to be fed and clothed and housed and those of us who believe that people also ought be off the public aid rolls that we somehow strike a balance and including the projects that we plan to construct some method by which people who are presently on public aid rolls because they're unemployed can become part of the work force. This is an achievable goal, it seems to me and it doesn't take a great deal of thought; but to continually throw money at projects about which nobody knows anything, which don't have any concrete result in terms of relieving taxpayers from the tax loads that they presently are burdened...with by virtue of the fact that social service costs are so high, it seems to me that two minutes thought could let us come up something much better than the bill that is before us now. Even as an art supporter, I cannot support this bill in its present form and at this time, and I would hope that we would hold this idea in abeyance until some such time as we've had the time to think through what it is we're doing and achieve some goals that are positive for the taxpayers of the State of Illinois.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Well, Mr. President and Ladies and Gentlemen of the

Senate, I can well appreciate the concerns of the prior speaker; in fact, I voted for the override yesterday on that budget for public aid. However, what we're trying to do is get jobs and more jobs in the State of Illinois and Illinois is becoming a...to be a...a center for making movies, which means we'll attract more jobs here and take it away from California as much as we can. I think it's a good idea and I rise in support of it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I rise in support of Senator Philip's motion to concur in the House amendments, and I would ask those who have indicated less than favorable response to this to really reconsider their position for this reason. We spent a considerable amount of time in the last Session...or the last part of this Session arguing about and positing projects, and we came, I think, to a reasonable resolution of that. One of the projects that I know is of interest to Senator Newhouse in particular is twenty-three million dollars in authorization for seven new minority schools in the City of Chicago. Now, the fact is that absent this additional authorization, the hundred and fifty-five million dollars that this bill contains, those projects are on hold, they are stopped. It seems to me that we...we ought to be in a position...and I readily agree, I...as...as you were, I was disappointed with the vote yesterday with respect to the six million dollars for the fifty-two percent standard of need. But the fact is, that wasn't to be effective until April in any event even had we successfully overridden the veto. That issue will again be before us and I expect a better resolution than the one we had yesterday. In the meantime, there are projects for the institutions housing the mentally ill, there are projects for

schools both higher education and elementary and secondary education and we have fought the battle and we have decided what our priorities are and now we have to put our money where our mouths were. It's a hundred and fifty-five million dollars, I suggest we should not further delay this and I would urge an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Hall, for a second time.

SENATOR HALL:

Thank you, Mr. President. I'm simply saying this, why do we have to do it right now? That's my point. The...the idea of trust me, I'll never forget that, trust me. The point is, yes, it's...it's wonderful, it's to say things that's going to happen, but if we can't take in consideration of now, of the street people that we have and all these other things, I'm telling you, it's a bad move for us to rush into this. We're going to to be back here, we talk oftentimes about when we were back here and that's...I'm for many of these projects but don't put a little carrot in here and then have all this other stuff...down on you. I think it's a bad move. I would appeal to you, Senator, to...to not go forward with this.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. I'm sorry to rise late in this debate but for those of our leaders who might know the answer to the question, I'm curious to know...I've only looked at the synopsis and the synopsis indicates that the authority is granted according to the same provisions used by IDFA to issue bonds for all other purposes. Am I to assume that...that there's no limit...on the amount that might be...the amount of bonds that might be issued for movie making purposes, or is that amount limited in the...in the

proposal?

PRESIDING OFFICER: (SENATOR DEMUZIO)

I assume, Senator Schuneman, you're asking...directing your question to Senator Philip. Senator Philip, did you hear the question? Senator Schuneman, you want to restate your...your point?

SENATOR SCHUNEMAN:

Yeah. I'm curious to know if there's any limit in the bond authorization pertaining to the production of motion pictures?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

SENATOR PHILIP:

Well, there is...is no limit and, quite frankly, it's inoperative, it can't be used anyway and there is no appropriation for it. But you're correct, there is no limit.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Well, I don't...I don't think we'd have to appropriate anything for it as I understand it,...or Senator Luft is correct that once IDFA has the authority, they can issue the bonds. But...well,...okay, I've asked my question, I guess I've gotten the answer...

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? If not, Senator Philip may close.

SENATOR PHILIP:

Well, thank you, Mr. President and Ladies and Gentlemen of the Senate. As you're aware, this is a House Democrat amendment to my bill, and very honestly, Senator Netsch, the reason you're missing the forty-seven million additional is because that is the Fall supplementals that are not in this authorization. And I'm talking about the University of Illi-

nois, the Institute for Science, Illinois Beach, Mental Health, et cetera, et cetera. It does basically three things; a hundred and fifty-five million supplemental for FAY 1986, McCormick Place cleanup and the IDFA Arts Council which is inoperative and...will never be used. It takes thirty-six votes. I would appreciate your favorable consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. The question is, shall the Senate concur in House Amendments 3, 9, 10 and 12 to Senate Bill 1249. 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? Last time. Have all voted who wish? Take the record. On that question, the Ayes are 31, the Nays are 12, none voting Present. The Senate does not concur in House...Senator Philip, for what purpose do you arise?

SENATOR PHILIP:

Leave for postponed consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. The gentleman has asked leave for postponed consideration. Postponed consideration is granted. Messages from the Governor.

SECRETARY:

A Message from the Governor by Kirk Dillard, Director of Legislative Affairs.

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

To the Honorable members of the Senate, the 84th General Assembly. I have nominated and...appointed the following named persons to the offices enumerated below and respectfully ask concurrence in and the confirmation of these appointments by your Honorable Body.

Message from the Governor by Kirk Dillard, Director of Legislative Affairs.

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

To the members...the Honorable members of the Senate, the 84th General Assembly. I have nominated and appointed the following named persons to the office enumerated below and respectfully ask concurrence in and confirmation of this appointment by your Honorable Body.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Executive Appointments. All right. Message from the House.

SECRETARY:

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

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

House Joint Resolution 129.

Senator Rock will handle the resolution.

(Secretary reads HJR 129)

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Joint Resolution 129 is as...is the result of a request by the Governor of the Speaker and I to convene a Joint Session on February the 10th, at the hour of 12:15, so that he can deliver the State of the State Message. I would move for the suspension of the rules and the immediate consideration and adoption of House Joint Resolution 129.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Discussion? If not, Senator Rock has moved to suspend the rules for the immediate consideration and adoption of House Joint Resolution 129. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The

rules are suspended. Senator Rock now moves for the adoption of House Joint Resolution 129. Discussion? If not, those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. House Joint Resolution 129 is adopted. Message from the House.

SECRETARY:

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

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

House Joint Resolution 130.

This resolution will be handled by Senator Rock.

(Secretary reads HJR 130)

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

One-thirty, Mr. Secretary. House Joint Resolution 130 is the adjournment resolution. It calls for us at the conclusion of today's business to return to Springfield on February the 10th, at the hour of noon, and I would move for the suspension of the rules and the immediate consideration and adoption of House Joint Resolution 130.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Discussion? Senator Degnan, on this point? Further discussion? Senator Rock has moved to suspend the rules for the immediate consideration and adoption of House Joint Resolution 130. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The rules are suspended. Senator Rock now moves the adoption of House Joint Resolution 130. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. House Joint Resolution 130 is adopted. Resolutions.

SECRETARY:

(Machine cutoff)...Resolution 647...offered by Senator Kelly.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Executive.

SECRETARY:

Senate Joint Resolution 109 offered by Senators Maitland, Donahue, Watson and Schaffer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Executive...Senator Maitland, do you have a motion with respect to this? Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President, Ladies and Gentlemen of the Senate. I would...would ask leave of the Body to...to suspend the appropriate rules to bypass the...the Executive Committee and ask for the immediate consideration of Senate Joint Resolution 109.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator Maitland, have you discussed this with the chairman of the Executive Committee?

SENATOR MAITLAND:

I really haven't, Mr. President. I think the...the resolution is a...is a noncontroversial resolution and...and if...if that's advisable, I would be happy to do that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well...the gentleman is...is not on the Floor at this time and you know...

SENATOR MAITLAND:

I'm aware of that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...we've never not...not gotten into that without the approval of the...of the chairman. It would seem to me that...Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. I think the better course is

to have this one also go to Executive.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President. Senator Rock, I understand...your point. There is a lot of confusion with respect to the school district reorganization bill that was passed last Spring and...and primarily with the appearance of the absoluteness of the minimum size of school districts. And in debate on this Floor when we passed that bill last Spring, we attempted to clarify the somewhat ambiguous language that was in the bill, and the resolution only states that equal weighting will be given to district size, quality of education, topography, geography and all those other factors. It is a fact that the school reorganization committees are right now putting together their plans and in most cases working very diligently, but there is this concern and I've spoken to more reorganization committees around this State probably than anyone else and I've attempted to clarify this, but they still are very suspect of us and everyone else, the State Board included. And I...well, simply, we believe that this clarifies that and...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland,...

SENATOR MAITLAND:

...that's the purpose of doing it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...I think you're...discussing the resolution. It seems to me that I don't know of any other time that we have moved any resolutions by not having the prior approval of the chairman of the committee, and since he is not here and since this resolution is a...somewhat controversial, it seems to me that the better course of action is to allow this to go to the Senate Executive Committee. We just did that with Sena-

tor Kelly's resolution and he intended to proceed this morning and acquiesced to the request of...of the...of the president because in absence of the...of the chairman not here being this morning. Senator Maitland.

SENATOR MAITLAND:

Well, Mr. President, if...if...if that's your position, sobeit and I will have to...and be forced to accede to that. I would simply say, as I've said to Senator Rock, it is an attempt to clarify things. I think it's totally noncontroversial and...and I'm disappointed that the chairman is not on the Floor also but I...I can't control that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Executive. Senator Degnan, for what purpose do you arise?

SENATOR DEGNAN:

I move to discharge the Committee on Executive from further consideration of Senate Resolution 600 which deals with the high cost of interest in this State. I've talked to the chairman of Executive and talked to some people on the other side.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Degnan has moved to discharge the Committee on Executive from further consideration of Senate Joint Resolution 600. Discussion? Senator DeAngelis.

SENATOR DeANGELIS:

We work in wondrous ways. I think what's good for the goose is for the gander and this one too should find its preliminary destination in the Executive Committee. The chairman is not here, so I think we ought to give this the same assignment that we've given the previous ones.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Yes,...the chair would like to point out, however, we are in a different posture from the perspective that the gentleman has, in fact, spoken with the chairman. Senator

Maitland, in fact, did not. So there are...there's a little...little difference here. Senator Degnan, do you wish to proceed?

SENATOR DeANGELIS:

Wait..wait...

SENATOR DEGNAN:

Secondly, this resolution is already in the Executive Committee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Can you tell me when it got into the Executive Committee?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Degnan.

SENATOR DEGNAN:

Since November 14th.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator...further discussion? Senator Schuneman. All right. Further discussion? Senator Degnan has moved to discharge the Committee on Executive from further consideration of Senate Joint Resolution 600, then it be advanced to...Senate resolution that it be advanced today. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. Senate Committee on Executive is discharged. Senate joint resolution is now before us. Senator Degnan.

SENATOR DEGNAN:

I move the adoption of Senate Resolution 600 which forms a subcommittee of the Senate Finance and Credit Regulations Committee to be convened to study consumer credit interest rates and to explore the need for legislative action and to be brought back to this Body by March 1st, 1986.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. My remarks should properly have been addressed to the previous issue, but I think what we're seeing here today...this particular resolution, frankly, I have no particular objection to it. However, I think the action of the Senate in dealing with Senator Maitland's motion was wrong. I understand that you may have talked to the chairman of the Executive Committee, Senator Degan, prior to this date about this resolution but the Senate Executive Committee is made up except for a few of us peons that are on the committee of the leadership of this Senate. And I think that there are other people other than Senator Sangmeister who could perhaps speak for the majority members on that committee, and I really think that it's wrong to be considering your motion and other motions here today if you're not going to consider...give the same consideration to the motion of Senator Maitland. I, for one, am going to vote against this.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Keats.

SENATOR KEATS:

Just rising as a similar comment. I'm the minority spokesman on the committee of which this subject matter would be covered and no one has discussed it with me. If we're not going to send it to that committee, maybe we ought to send to Executive. I don't see why I should be voting on this, it belongs in the Executive Committee, has not had a hearing. This is something we're going to deal with this year. I...I...I think it has some minor implications, we're going to deal with it April, May and June, it's guaranteed there will be plenty of legislation. I don't know if we need a special committee. I would ask that it just go to Executive Committee as these other ones are being asked to do.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? All right. Senator

Degnan has moved the adoption of Senate Resolution 600. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. Roll call has been requested. (Machine cut-off)...Degnan, do you...all right. The question is, on the adoption of Senate Resolution 600. Those in favor of the adoption 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 19, the Nays are 24, none voting Present. The resolution fails. Senator...further business to come before the Senate? Senator Rock.

SENATOR ROCK:

I think just with the housekeeping, the Resolutions Consent Calendar, we have effectively concluded our business.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Mr. Secretary, have there been any objections filed to the Resolutions Consent Calendar?

SECRETARY:

No objections have been filed, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. With leave of the Body, we'd like to add Senate Resolution 640, 641, 642, 643, 644, 645 and 646 which are all congratulatory. Mr. Secretary, is leave granted to add those? Leave is granted. Senator Kelly now moves the adoptions of the Resolutions Consent Calendar. Any discussion? If not, those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The Senate Resolutions Consent Calendar is adopted. Senator Rock now moves that the Senate stand adjourned till the hour of one-thirty, February the 10th...twelve o'clock...twelve o'clock, February the 10th. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The Senate stands adjourned.

02/26/88
14:38

STATE OF ILLINOIS
84TH GENERAL ASSEMBLY
SENATE
DAILY TRANSCRIPTION OF DEBATE INDEX

PAGE 1

JANUARY 09, 1986

SB-1249 DISCUSSED AND POSTPONED	PAGE	2
SB-1513 FIRST READING	PAGE	1
SB-1514 FIRST READING	PAGE	2
SB-1515 FIRST READING	PAGE	2
SB-1516 FIRST READING	PAGE	2
SR-0600 RESOLUTION FAILED	PAGE	24
SR-0640 RESOLUTION OFFERED	PAGE	1
SR-0641 RESOLUTION OFFERED	PAGE	1
SR-0642 RESOLUTION OFFERED	PAGE	1
SR-0643 RESOLUTION OFFERED	PAGE	1
SR-0644 RESOLUTION OFFERED	PAGE	1
SR-0645 RESOLUTION OFFERED	PAGE	1
SR-0646 RESOLUTION OFFERED	PAGE	1
SR-0647 RESOLUTION OFFERED	PAGE	21
HJR-0129 ADOPTED	PAGE	19
HJR-0130 ADOPTED	PAGE	20
SJR-0109 RESOLUTION OFFERED	PAGE	21

SUBJECT MATTER

SENATE TO ORDER - PRESIDENT ROCK	PAGE	1
PRAYER - SENATOR HALL	PAGE	1
JOURNAL - POSTPONED	PAGE	1
COMMITTEE REPORTS	PAGE	2
MESSAGES FROM GOVERNOR	PAGE	18
MESSAGE FROM HOUSE	PAGE	19
MESSAGE FROM HOUSE	PAGE	20
RESOLUTIONS CONSENT CALENDAR - ADOPTED	PAGE	26
ADJOURNMENT	PAGE	26