

84TH GENERAL ASSEMBLY

REGULAR SESSION

APRIL 25, 1985

PRESIDENT:

The Senate will please come to order. Will the members be at their desks. Will our guests in the gallery please rise. Prayer this afternoon by the Reverend Charles Kyle, St. Francis Xavier Church, Chicago. Father.

REVEREND KYLE:

(Prayer given by Reverend Kyle)

PRESIDENT:

Thank you, Father. Reading of the Journal.

SECRETARY:

Tuesday, April the 16th, 1985.

PRESIDENT:

Senator Kelly.

SENATOR KELLY:

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

PRESIDENT:

You've heard the motion as placed by Senator Kelly. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries. It's so ordered. Senator Etheredge, for what purpose do you arise, sir?

SENATOR ETHEREDGE:

The point of personal privilege, Mr. President.

PRESIDENT:

State your point.

SENATOR ETHEREDGE:

Leaving the gallery now are a group of teachers and students from Simmons Junior High School in Aurora, and I would like to have them...their presence acknowledged, please.

PRESIDENT:

Will our guests please stand and be recognized. Welcome to Springfield. Senator Kelly.

SENATOR KELLY:

Mr. President, I move that the reading and approval of the Journals of Wednesday, April 17th; Thursday, April 18th; Tuesday, April 23rd and Wednesday April 24th, in the year 1985, be postponed pending arrival of the printed Journals.

PRESIDENT:

You've heard the motion as placed by Senator Kelly. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries. It's so ordered. Committee reports.

SECRETARY:

Senator Jones, chairman of Insurance, Pensions and Licensed Activities, reports out the following Senate bills:

57, 128, 149, 152, 280, 282, 294, 337, 389, 445, 497, 501, 577, 669, 672, 683, 688, 712, 743, 756, 770, 800, 818, 859, 860, 876, 891, 933, 940, 942, 1047, 1266, 1294, 1295, 1357, 1359, 1394 and 1462 with the recommendation Do Pass.

32, 53, 54, 55, 127, 143, 157, 178, 553, 554, 568, 758, 1290, 1291, 1292, 1293 and 1296 with the recommendation Do Pass as Amended.

121 and 442 with the recommendation Do Not Pass.

Senator Carroll, chairman of Appropriation I Committee, reports out the following Senate bills:

403 with the recommendation Do Pass.

339 with the recommendation Do Pass as Amended.

Senator Kelly, chairman of Elections and Reapportionment, reports out the following Senate bills:

138, 506, 616, 655, 705, 706, 1099, 1101, 1104 and 1456 with the recommendation Do Pass.

171, 413, 740, 1093 and 1096 with the recommendation Do Pass as Amended.

Senator Jeremiah Joyce, chairman of Finance and Credit Regulations, reports out the following Senate bills:

569, 570, 571, 786, 795 and 912 with the recommendation Do Pass.

699 with the recommendation Do Pass as Amended.

Senator Netsch, chairman of Revenue Committee, reports out the following Senate bills:

414, 602, 741, 748 and 1029 with the recommendation Do Pass.

415, 487, 489, 521, 665 and 1256 with the recommendation Do Pass as Amended.

PRESIDENT:

Senator Lechowicz, for what purpose do you seek recognition?

SENATOR LECHOWICZ:

Thank you, Mr. President. I'd like to move to Table Senate Bill 1216, I am the principal...sponsor. I'm going to just, for the record, point out that that bill was placed and...the other people's names who are on it, it was not discussed with them, for that I apologize. And for the record, that bill was placed...filed with the clerk without my knowledge. I want to Table 1216.

PRESIDENT:

All right. The gentleman has moved to discharge the Committee on Elementary and Secondary Education from further consideration of Senate Bill 1216 for the purpose of Tabling. All in favor of the motion to discharge indicate by saying Aye. All opposed. The Ayes have it. Senate Bill 1216 is now discharged. Senator Lechowicz moves to Table Senate Bill 1216. All in favor of the motion to Table indicate by saying Aye. All opposed. The Ayes have it. The motion carries and it's so ordered. Senator Maitland, for what purpose do you arise?

SENATOR MAITLAND:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. Yesterday I introduced Senate Reso-

lution 159...Senate Resolution 159. That resolution now resides on the Consent Calendar. Unfortunately, last night Mr. Jack Burcham from LeRoy, Illinois, who had received the bionic heart in Louisville passed away. The resolution obviously is inappropriate and, Mr. Chairman, I would like at this time to move to Table that resolution with the thought in mind that there will be a subsequent resolution next week.

PRESIDENT:

All right. The gentleman has moved to Table Senate Resolution 159, asked that it be removed from the Consent Calendar for the purpose of Tabling. All in favor of the motion to Table indicate by saying Aye. All opposed. The Ayes have it. Senate Resolution 159 is Tabled. Senator Demuzio, for what purpose do you arise?

SENATOR DEMUZIO:

Yes, I'd like to have leave of the Body to be added as a hyphenated cosponsor of Senate Bill 624. I have spoken with the sponsor.

PRESIDENT:

The gentleman seeks leave to be added as a cosponsor of Senate Bill 624. Without objection, leave is granted. Senator Sommer, for what purpose do you arise?

SENATOR SOMMER:

Mr. President, I would ask that Senator Philip be replaced with...with my name as the sponsor of Senate Bill 1372. Senator Philip has consented to that.

PRESIDENT:

All right. Senate Bill 1372, the gentleman seeks leave to substitute himself as chief sponsor in lieu of Senator Philip. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries. It's so ordered. Senator Davidson, for what purpose do you arise?

SENATOR DAVIDSON:

Mr. President, I need to move Senate Bill 1059...dis-

charge from Local Government for the purpose of Tabling it.

PRESIDENT:

All right. Senator Davidson has moved to discharge Senate Bill 1059 from the Committee on Local Government for the purpose of Tabling. All in favor of the motion to discharge indicate by saying Aye. All opposed. The Ayes have it. Senate Bill 1059 is now discharged. Senator Davidson moves to Table Senate Bill 1059. All in favor of the motion to Table indicate by saying Aye. All opposed. The Ayes have it. The motion carries. 1059 is Tabled. Senator Darrow, for what purpose do you arise, sir?

SENATOR DARROW:

Thank you, Mr. President. I would ask leave to add Senator Dawson and Geo-Karis to Senate Bill 499 of which I am the chief sponsor...hyphenated chief sponsors.

PRESIDENT:

The gentleman seeks...the gentleman seeks leave to add Senators Dawson and Geo-Karis to Senate Bill 499. Without objection, leave is granted. So ordered. Senator Vadalabene, for what purpose do you arise?

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. First of all, in the form of an announcement, somewhere yesterday I lost a pair of glasses in one of the meeting rooms. So if anybody has found a pair of glasses, if you'll bring them over to me I'll test them out and they may be mine. And the other thing...I'm up on the Floor for, that I would like to be a hyphenated sponsor, I've talked to Senator Demuzio, on Senate Bill 149.

PRESIDENT:

All right. The gentleman seeks leave to be added as a hyphenated cosponsor of Senate Bill 149. Without objection, leave is granted. Senator Kelly, for what purpose do you arise, sir?

SENATOR KELLY:

Mr. President, I'd like to request leave to have Senator Lemke and myself added as hyphenated sponsors on Senate Bill 1066. Senator Holmberg has consented to that request.

PRESIDENT:

All right. The gentleman seeks leave to add himself, Senator Kelly, and Senator Lemke as cosponsors of Senate Bill 1066. Without objection, leave is granted. Senator Marovitz, for what purpose do you arise?

SENATOR MAROVITZ:

Thank you, very much, Mr. President...having checked with the principal sponsor, I would ask that my name be added as a principal hyphenated cosponsor to Senate Bill 1060. 1-0-6-0.

PRESIDENT:

The gentleman seeks leave to be added as a hyphenated cosponsor of Senate Bill 1060. Without objection, leave is granted. Resolutions.

SECRETARY:

...the following resolutions are either congratulatory and we have one death resolution.

Senate Resolution 170, by Senator Sangmeister.

171, by Senator Rock.

172, Senator Keats, Rock and all Senators.

173, Senator Mahar and DeAngelis.

174, Senator Philip.

175, Senator Lemke.

And 176, Senator Kelly.

PRESIDENT:

Consent Calendar. Senator Smith, for what purpose do you seek recognition?

SENATOR SMITH:

Thank you, Mr. President. I beg leave of the Body that...to add Senator Geo-Karis as hyphenated sponsor to Senate Bill 950 and Senator Degnan as a cosponsor. And I

would like very much to request that Senate Bill 523 and Senate Bill 524 go into interim study, please.

PRESIDENT:

Where...where is 520 and...where are those two bills?

SENATOR SMITH:

524...just...that bill...those two bills I'd like to go to interim study.

PRESIDENT:

Well, that's...that's committee action.

SENATOR SMITH:

Yes.

PRESIDENT:

That's...that's not Floor...you can just request that of the chairman.

SENATOR SMITH:

Okay. All right. Thank...thank you. Thank you.

PRESIDENT:

All right. Senator Smith has...has sought leave to add Senators Geo-Karis and Degnan as cosponsors of Senate Bill 950. Without objection, leave is granted. Senator Bloom, for what purpose do you arise, sir?

SENATOR BLOOM:

Yes, thank you, Mr. President. I would like to add as hyphenated sponsors Senator Geo-Karis and Senator Lemke to Senate Bill 595.

PRESIDENT:

595, the gentleman seeks leave to add Senators Geo-Karis and Lemke as cosponsors. Without objection, leave is granted. Senator Marovitz, for what purpose do you arise?

SENATOR MAROVITZ:

I'm sorry to rise again, thank you, Mr. President. With permission of the Senate President, I'd like to be added as a principal hyphenated sponsor to Senate Bill 1263 which passed out today of Judiciary, that's the Gabby Cohen bill.

PRESIDENT:

The gentleman seeks leave to be added as a hyphenated co-sponsor of Senate Bill 1263. Without objection, leave is granted. 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 the concurrence of the Senate, to-wit:

House Joint Resolution 38.

PRESIDENT:

Senator Demuzio on House Joint Resolution 38, the adjournment resolution. Senator Demuzio.

SENATOR DEMUZIO:

Yes, thank you, Mr. President. The adjournment resolution calls for us to return April the 30th at noon. I would move the...the adoption of House Joint Resolution 38.

PRESIDENT:

All right. The Senator has moved to suspend the rules for the immediate consideration and adoption of House Joint Resolution 38, the adjournment resolution. At the close of business today, which will be very shortly, we will return to Springfield next Tuesday at twelve o'clock noon. All in favor of the motion to suspend indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended and Senator Demuzio now moves the adoption of Senate...House Joint Resolution 38. All in favor of the adoption indicate by saying Aye. All opposed. The Ayes have it. The motion carries. The resolution is adopted. Senator Marovitz.

SENATOR MAROVITZ:

Thank you, Mr. President. The Judiciary II Committee will reconvene immediately after adjournment in Room 212. We can...we can finish our business within an hour and



everybody can be on their way home if we can get there as soon as possible after adjournment. Room 212 in the Captiol.

PRESIDENT:

Senator Joyce, for what purpose do you arise?

SENATOR JEROME JOYCE:

Yes, thank you, Mr. President. I'd like to seek leave to waive the posting...rules so that the Senate Ag. Committee can hear the following Senate bills which were rereferred to that committee yesterday. It's Senate Bill 994, 1328, 1329, 1330 and 1333.

PRESIDENT:

All right. You've heard the motion to waive the posting requirement for those bills to be heard in Agriculture; as a matter of fact, there's a motion in writing to cover all of them, but all in favor of the motion indicate by saying Aye. All opposed. The Ayes have it. The motion carries. Leave is granted. Motions in writing, Mr. Secretary.

SECRETARY

I move to suspend Rule 7 with respect to the Six-Day Posting Requirement for the purpose of allowing committees to post bills up to 5:00 p.m. Friday, April the 26th, for the committee hearing scheduled for the week commencing April the 29th. Signed, Senator Demuzio.

PRESIDENT:

Senator Demuzio.

SENATOR DEMUZIO:

Yes, thank you, Mr. President. This is a move to suspend the Rule 7 to allow the clerks to post bills up till five o'clock tomorrow for any...to waive the rules to...to allow them to post up to five o'clock tomorrow for the committee hearings that are scheduled commencing...the week of April 29th, and I would move to suspend the rules.

PRESIDENT:

All right. The gentleman has moved to suspend the appli-

cable rule with respect to posting requirements so that all bills can be posted for next week. All in favor of the motion indicate by saying Aye. All opposed. The Ayes have it. The motion carries. It's so ordered. Senator Berman, for what purpose do you seek recognition?

SENATOR BERMAN:

It...it appears that we may be adjourning shortly, and I would ask that the Senate Committee on Elementary and Secondary Education, let's try to convene at twenty minutes to two, try to pick up twenty minutes and start with Senator Kelly and Senator Kustra's bills. Reconvene in Room 400 immediately after adjournment.

PRESIDENT:

All right. Senator Kustra, for what purpose do you seek recognition?

SENATOR KUSTRA:

Thank you, Mr. President. As the principal sponsor of Senate Bill 195, I would ask leave of the Senate to add Senator Geo-Karis as the lead sponsor of that bill, and I will join her in cosponsorship. And I would also ask leave of the Senate to be added as a hyphenated sponsor of Senate Bill 11 with the permission of Senator Joyce, the sponsor.

PRESIDENT:

All right. The gentleman seeks leave to be added as a cosponsor of Senate Bill 11 and to show Senator Geo-Karis as the chief sponsor of 195 along with Senator Kustra. Without objection, leave is granted. Senator Davidson, for what purpose do you arise?

SENATOR DAVIDSON:

Announcement. Mr. President and members of the Senate, I want to remind all of you. Yesterday laid on your desk was about the Governor's Prayer Breakfast of which the legislators are invited to attend. The tickets are seven dollars, a very rare thing this day. We reduced the price by fifty

cents from last year. President Rock is the one who will give the invocation that morning. You had also an order blank included with that. Would you please fill it out and get it to me between now and May the 9th so we'll have an opportunity to place the members of the Legislature at reserved seats in the more advantageous seats. Thank you.

PRESIDENT:

Senator Schaffer, for what purpose do you seek recognition?

SENATOR SCHAPPER:

Actually two; one, I wondered if the drop in the price of tickets has anything to do with your giving the invocation?

PRESIDENT:

...a great deal to do with that, yes.

SENATOR SCHAPPER:

I just wondered. Second, to request a Republican Caucus immediately upon adjournment, it will be short. We ask the indulgence of the two committees that are going to convene upon adjournment. We will have what we think will be a very brief caucus. And when you call a caucus after adjournment, you know it's likely to be brief, that's the only time I would bet on brevity in a caucus.

PRESIDENT:

Republican Caucus immediately upon adjournment in Senator Philip's Office. Senator Jeremiah Joyce can join the Republican Caucus if he really wants to attend one. Senator Donahue, for what purpose do you seek recognition?

SENATOR DONAHUE:

I would like...thank you, Mr. President. I would like to make a motion to discharge Committee on Credit and Finances of Senate Bill 1260 and put it...and recommit it to the Committee on Agriculture.

PRESIDENT:

All right. The lady seeks leave to discharge the Commit-

tee on Finance from further consideration of Senate Bill 1260 and asked that it be rereferred to the Committee on Agriculture, Energy and Conservation. All in favor of the motion indicate by saying Aye. All opposed. The Ayes have it. The motion carries and it's so ordered. Senator Carroll, for what purpose do you arise?

SENATOR CARROLL:

Just by way of announcement to the members...Senator Marovitz has returned. On his behalf, of Judiciary II at two o'clock, we have asked on Senate Bill 1060, Channel 5, Carol Murine will be narrating her presentation on "Dragon of the Gods" as part of the testimony on Senate Bill 1060. So if the members could please be there by two so that we can begin.

PRESIDENT:

What room is that, Senator Carroll?

SENATOR CARROLL:

That's in 212, Judiciary II.

PRESIDENT:

Senator Netsch, for what purpose do you arise?

SENATOR NETSCH:

Thank you, Mr. President. I would like to explain something to the membership about the...the legislative proposals of the Joint Utility Committee. I had indicated the other day that we would try to get a copy of the text of the proposals printed so that members could have it to look at it even though it won't be offered in committee until next week. For a variety of reasons that was not possible. However, there is in draft bill form a seventy...a two hundred and five page text of what will, in fact, be the substance of the Utility Act as proposed by the Joint Committee, including both the energy and telecommunications sections and the changes in the Commerce Commission. It will not be offered until next week, but we know that some members, very badly,

want to take this two hundred and five page document home and read it over the weekend. There are some copies available in xeroxed form and they will be available...where...in the President's Office...Mr. President? Right...

PRESIDENT:

Yes.

PRESIDENT:

...in the President's Office for anyone who would like to pick a copy up and take it home with them to read. It is almost identical, we believe, to what will actually be offered as an amendment, it just simply is not in the right form. Again, it is the text of what will be essentially the proposed new Commerce Commission Act, both energy and telecommunications sections. And it will be offered primarily as an amendment to Senate Bill 1021. Thank you.

PRESIDENT:

Senator Netsch, will you make sure Senator Sangmeister has one for the weekend? I know he's...Senator Collins, for what purpose do you arise?

SENATOR COLLINS:

Yes, thank you, Mr. President. For the purpose of discharging a list of bills from their respective committee to be referred to the Labor Committee. These bills represent a comprehensive economic and job training...project and I would like leave to have all of these bills heard together in one committee. And the bills are Senate Bill 64, currently now in Finance and Credit Reform; Senate Bill 1405, in Revenue; Senate Bill 1406, in Revenue; Senate Bill 1407, in Insurance; Senate Bill 1408, in Local Government; Senate Bill 1409, in Revenue; Senate Bill 1458, in Executive; Senate Bill 1459, Executive and Senate Bill 1461 in Ag...Agriculture and Conservation and Energy Committee.

PRESIDENT:

All right. Senator Collins has sought leave to have the

following bills discharged from their current committee and rereferred to the Committee on Labor and Commerce so that they can all be heard together; Senate Bill 64 from Finance, 1405 and 1406 from Revenue, 1407 from Insurance, 1408 from Local Government, 1409 from Revenue...1458 and 59 from Executive and 1461 from Agriculture. The motion is to discharge the respective committees and rerefer those bills to the Committee on Labor and Commerce. All in favor of the motion indicate by saying Aye. All opposed. The Ayes have it. The motion carries. It's so ordered. Senator Vadalabene, for what purpose do you arise?

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. I want to thank both sides of the aisle for searching for my glasses. They've been located and so they can stop searching. Thank you.

PRESIDENT:

Senator Marovitz, for what purpose do you arise?

SENATOR MAROVITZ:

Thank you, Mr. President. I would move that the Committee on Transportation...that...that Senate Bill 1244 be discharged from the Committee on Transportation for the purpose of transmit to...to the Judiciary II Committee. I had spoken to the chairman of the committee, I believe I spoke to you about it last night, that's a DUI bill.

PRESIDENT:

All right. The gentleman has sought to discharge the Committee on Transportation from further consideration of Senate Bill 1244 for the purpose of rereferral to the Committee on Judiciary II. All in favor of the motion indicate by saying Aye. All opposed. The Ayes have it. The motion carries and it's so ordered. Resolutions.

SECRETARY:

Senate Resolution 177 offered by Senators Hall, Smith,

Collins and others and it's congratulatory.

PRESIDENT:

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

SENATOR JEROME JOYCE:

Yes, thanks, Mr. President. It's another bill that I'm going to seek leave to waive the posting rules so that the Senate Ag. Committee can hear this bill. It's Senate Bill 1260 that was just transferred into our committee.

PRESIDENT:

All right. The gentleman seeks leave to have Senate Bill 1260 heard in the Committee on Agriculture next week. All in favor of the motion indicate by saying Aye. All opposed. The Ayes have it. The motion carries. It's so ordered. Resolutions, Mr. Secretary. Resolutions Consent Calendar. Mr. Secretary, any objections been filed?

SECRETARY:

No objection has been filed, one sponsoring member removed Senate Resolution 159 from the Consent Calendar.

PRESIDENT:

All right. Without objection, Senator Hall moves the adoption of the Resolutions Consent Calendar, resolution...Senate Resolution 150, 151, 152, 153, 154, 155, 157, 158, 161, 162, 163, Senate Resolution 170, 171, 172, 173, 174, 175, 176, Senate Resolution 164, 165, 166...pardon me, 167, 168, House Joint Resolution 34 and House Joint Resolution 35 and Senate Resolution 177. All in favor of the motion to adopt indicate by saying Aye. All opposed. The Ayes have it, the Consent Calendar is adopted. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President, just a point of information. Have you already called the adjournment resolution?

PRESIDENT:

We have indeed. Calls for us to return on Tuesday at the hour of noon.

SENATOR GEO-KARIS:

After we adjourn today?

PRESIDENT:

After we quit today, we will quit momentarily.

SENATOR GEO-KARIS:

Okay.

PRESIDENT:

Come back on Tuesday at noon.

SENATOR GEO-KARIS:

Thank you.

PRESIDENT:

Further business to come before the Senate? Any announcements or any further business to come before the Senate? If not, Senator Hall moves that the Senate stand adjourned until Tuesday, April 30, at the hour of noon. Next Tuesday at noon. The Senate stands adjourned.