# 94TH GENERAL ASSEMBLY

### REGULAR SESSION

June 26, 1985

#### PRESIDENT:

The hour of nine having arrived, the Senate will please come to order. Will the members be at their desks and will our guests in the gallery please rise. Our prayer this morning by the Reverend Eugene Weitzel, the Director of Chaplains at St. John's Hospital, Springfield, Illinois. Father.

(Prayer given by Reverend Weitzel.

### PRESIDENT:

Thank you, Father. (Machine cutoff)...reading of the Journal. Senator Smith.

### SENATOR SMITH:

Thank you, Mr. President and members of the Senate. I move that the reading and the approval of the Journals of Tuesday, June 19th; Wednesday, June 19th; Thursday, June 20th; Friday, June 21st; Monday, June 24th and Tuesday, June 25th, in the year 1985, be postponed pending arrival of the printed Journals.

### PRESIDENT:

You've heard the motion as placed by Senator Smith. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The notion carries and it is so ordered. Messages 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 resolutions, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Joint Resolution 81 and 82, both congratulatory.

# PRESIDENT:

(Machine cutoff) ... Calendar.

### SECRETARY:

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

Mr. President - I'm directed to inform the Senate the House of Representatives has concurred with the Senate in the passage of Senate bills with the following titles together with House amendments:

Senate Bill 75, House Amendment 3.

239, House Amendment 1.

295, House Amendment 2.

379, House Amendment 1.

447, House Amendment 3.

562, House Amendment 1.

588, House Amendments 1 and 2.

...653, House Amendment 1.

721, House Amendments 1, 2 and 5.

755, House Amendment 2.

756, House Amendment 1.

771, House Amendment 3.

887, House Amendments 1 and 2.

954, House Amendment 1.

· 392, House Amendments 1, 2 and 3.

1064, House Amendment 1.

1091, House Amendments 1 and 2.

# PRESIDENT:

Resolutions.

# SECRETARY:

The following resolutions are all congratulatory:

Senate Resolution 396 offered by Senator Karpiel.

Senate Resolution 397, by Senator Topinka.

398, Senator Kelly.

399, Senator Jerome Joyce.

400, Senator Kelly.

401, Senator Kelly.

And 402, by Senator Smith.

### PRESIDENT:

Consent Calendar. (Machine cutoff)...Poshard, for what purpose do you arise?

### SENATOR POSHARD:

Thank you, Mr. President. I have permission of the sponsor and with leave of the Body, I'd like to be included as a hyphenated cosponsor on House Bills 52, 53 and 2275.

PRESIDENT:

All right. The gentleman seeks leave to be added as a cosponsor on House Bills 52, 53 and 2275. Without objection, leave is granted. We will begin with leave of the Body on page 14 on the Order of House Bills 2nd Reading, all the bills have already been read a second time. 24, Senator Welch. 143, Senator Netsch. 342...Mr. Secretary, any amendments on House Bill 342?

## SECRETARY:

No committee amendments.

#### PRESIDENT:

Any amendments from the Ploor?

### SECRETARY:

Amendment No. 1 offered by Senator Carroll and Nedza.

PRESIDENT:

Senator Carroll on Amendment No. 1.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 would split the dollars to allow for ten immediate and ten at the beginning of the calendar year.

I'd move its adoption.

### PRESIDENT:

All right. Senator Carroll has moved the adoption of Amendment No. 1 to House Bill 342. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

### SECRETARY:

No further amendments.

### PRESIDENT:

3rd reading. 362, Senator Vadalabene. Any amendments, Mr. Secretary?

### SECRETARY:

No committee amendments.

### PRESIDENT:

Any amendments from the Floor?

#### SECRETARY:

No Ploor amendments.

## PRESIDENT:

3rd reading. 418, Senator Savickas. 418, Mr. Secretary, any amendments?

## SECRETARY:

No committee amendments.

### PRESIDENT:

Are there amendments from the Floor?

# SECRETARY:

Amendment No. 1 offered by Senator Carroll.

## PRESIDENT:

Senator Carroll on Amendment No. 1.

## SENATOR CARROLL:

Thank you, Gr. President and Ladies and Gentlemen of the Senate. This is a reduction of 4.8 million. So, as to keep this bill around in shell form, we have another one already flowing through the Chambers, but as we've learned, we may need a few bills around that deal with appropriations in case of emergency. I would move its adoption.

### PRESIDENT:

All right. Senator Carroll has moved the adoption of Amendment No. 1 to House Bill 418. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

#### SECRETARY:

No further amendments.

### PRESIDENT:

3rd reading. 526, Senator Carroll. Any amendments, Mr. Secretary?

## SECRETARY:

No committee amendments.

#### PRESIDENT:

Are there amendments from the Floor?

### SECRETARY:

No Floor amendments...I'm sorry, Mr. President. We do have on this bill a committee amendment. From Appropriations I, one amendment.

### PRESIDENT:

All right. Senator Carroll on Committee Amendment No. 1. SENATOR CARROLL:

Thank you, Hr. President, Ladies and Gentlemen of the Senate. This is a reduction amendment to the Grants so that this bill could also be available for later use.

### PRESIDENT:

All right. Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 526. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

#### SECRETARY:

No further committee amendments.

# PRESIDENT:

Any amendments from the Floor?

## SECRETARY:

No Floor amendments.

### PRESIDENT: tf

3rd reading. Senator Luft on 529. Senator Dudycz on 530. Senator Poshard on 641. Top of page 15, on the Order

of House Bills...that have been read a second time, House Bill 641. Mr. Secretary.

### SECRETARY:

Committee on Appropriations I offers one amendment.

## PRESIDENT:

Senator Carroll on Amendment No. !.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. I would switch the funds to Capital Development Board and specifies that it's for the Department of Veterans' Affairs. I would move its...adoption, it is no dollar impact.

### PRESIDENT:

All right. Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 641. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

#### SECRETARY:

No further committee amendments.

### PRESIDENT:

Any amendments from the Floor?

### SECRETARY:

No Floor amendments.

## PRESIDENT:

3rd reading. 651, Senator Donahue. 652, Senator Fawell. 653, Senator...653, Senator Dudycz. 654, Senator Sommer. 655, Senator Sommer. 656, Senator Donahue. 657, Senator Schaffer. On the Order of House Bills 2nd Reading is House Bill 657. Hr. Secretary.

### SECRETARY:

# Senator Carroll on 657, Committee Amendment No. 1.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the imposition of the Senate guidelines as we had done on the bills that originated in the Senate. It also deletes some vacancies, phases in some other positions and reduces the Travel to correspond with this new level of funding. We have a correction later to these amendments. I would move its adoption.

#### PRESIDENT:

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 657. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments? SECRETARY:

Committee Amendment No. 2.

### PRESIDENT:

Senator Carroll on Committee Amendment No. 2.

### SENATOR CARROLL:

...thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the deletion of what would have been four new positions. It will be partially corrected in a Floor amendment. I would move its adoption.

## PRESIDENT:

All right. Senator Carroll moves the adoption of Amendment No. 2 to House Bills 657. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

## PRESIDENT:

Are there amendments from the Ploor?

# SECRETARY:

Amendment No. 3, by Senator Carroll.

### PRESIDENT:

Senator Carroll on Amendment No. 3.
SENATOR CARROLL:

Doing a good job of cutting the budget, we cut something twice. This would add back about twenty-seven thousand that was mistakenly taken twice. I would move its adoption.

PRESIDENT:

Senator Carroll has moved the adoption of Amendment No. 3 to House Bill 657. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY:

No further amendments.

### PRESIDENT:

3rd reading. On the Calendar there...658 lacks a sponsor; apparently, the sponsor has...is here. Senator Bloom, please mark Senator Bloom in for 658. On the Order of House Bills 2nd Reading, having been read a second time, is House Bill 658. Mr. Secretary.

#### SECRETARY:

Appropriations I Committee offers two amendments.

PRESIDENT:

Senator Carroll on Committee Amendment No. 1. SENATOR CARROLL:

Thank you, Ar. President, Ladies and Gentlemen of the Senate. The...Amendment No. 1 would be to impose the Senate guidelines phasing the new positions, deleting some reclassification and adding a appropriate turnover in hiring lag. I would move its adoption.

### PRESIDENT:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 658. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

#### SECRETARY:

Committee Amendment No. 2.

#### PRESIDENT:

Senator Carroll on Committee Amendment No. 2.

## SENATOR CARROLL:

This would be a deletion of the five new positions. I would move its adoption.

### PRESIDENT:

Senator Carroll moves the adoption of Committee Amendment No. 2 to House Bill 658. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments? SECRETARY:

No further committee amendments.

## PRESIDENT:

Any amendments from the Floor?

### SECRETARY:

No Floor amendments.

## PRESIDENT:

3rd reading. 659, Senator Geo-Karis. On the Order of House Bills 2nd Reading, House Bill 659. Mr. Secretary.

# SECRETARY:

Committee on Appropriations I offers two amendments.

### PRESIDENT:

Senator Carroll on Committee Amendment No. 1.

#### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the imposition of the guidelines in eliminating two new positions and keeping the pay increase to the Governor's recommended six and a half percent level. I would move its adoption.

### PRESIDENT:

Senator Carroll has moved the adoption of Committee Amendment No. ! to House Bill 659. Any discussion? If not,

all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

### SECRETARY:

Committee Amendment No. 2.

### PRESIDENT:

Senator Carroll on Committee Amendment No. 2.

#### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a technical amendment, adding the words "after, for." It is technical in nature only, has no dollar impact. I would move its adoption.

### PRESIDENT:

Senator Carroll has moved the adoption of Amendment No. 2 to House Bill 659. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

### SECRETARY:

No further committee amendments.

### PRESIDENT:

Any amendments from the Ploor?

### SECRETARY:

No Floor amendments.

### PRESIDENT:

3rd reading. 660. On the Order of House Bills 2nd Reading, bottom of page 15, 660, Mr. Secretary. Any amendments?

### SECRETARY:

Appropriations...Committee on Appropriations I offers two amendments.

## PRESIDENT:

Senator Carroll on Amendment No. 1.

### SENATOR CARROLL:

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

Senate. This is the guideline...amendment, phasing and reducing some new positions, et cetera. I would move its adoption.

### PRESIDENT:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 660. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

### SECRETARY:

Committee Amendment No. 2.

#### PRESIDENT:

Senator Carroll on Committee Amendment No. 2.

### SENATOR CARROLL:

This...this is the deletion amendment of the new positions. I would move its adoption.

#### PRESIDENT:

Senator Carroll moves the adoption of Committee Amendment No. 2 to House Bill 660. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

# SECRETARY:

No further committee amendments.

### PRESIDENT:

3rd reading. Top of page 16, 661. On the Order of House Bills 2nd Beading, top of page 16, is House Bill 661. Mr. Secretary, any amendments?

### SECRETARY:

Appropriations I Committee offers two amendments.

# PRESIDENT:

Senator Carroll on Committee Amendment No. 1.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 is the imposition of the

Senate guidelines and reappropriating to the Chicago Technological Park to reflect its actual spending. I would move its adoption.

### PRESIDENT:

All right. Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 661. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

### SECRETARY:

Committee Amendment No. 2.

### PRESIDENT:

Senator Carroll on Committee Amendment No. 2.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would delete substantive language that was in the appropriation bill. There's been a court case in Illinois that that is not an allowable way to go, it wasn't caught till now. This would delete that language. I would move its adoption.

### PRESIDENT:

Senator Carroll moves the adoption of Amendment No. 2 to 661. Is there any discussion? All in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

### SECRETARY:

No further committee amendments.

### PRESIDENT:

Any amendments from the Floor?

## SECRETARY:

No Floor amendments.

# PRESIDENT:

3rd reading.

663, Senator Schaffer. House Bill 663, Mr. Secretary. SECRETARY:

Appropriations I Committee offers two amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

# SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of...the Senate. The first one is the guidelines amendment phasing in long-term vacancies, et cetera. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEHUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 663. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

### SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

## SENATOR CARROLL:

Mr...thank you, Mr. President and Ladies and Gentlemen of the Senate. This would be the...an addition of the reappropriation of disaster aid for March flooding. I would move its adoption.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Carroll has moved the adoption of Committee Amendment No. 2 to House Bill 663. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

### SECRETARY:

No further committee amendments.

Any amendments from the Ploor?

## SECRETARY:

Amendment No. 3 offered by Senator Schaffer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

### SENATOR SCHAFFER:

Amendment No. 3 is for fifty-four thousand four hundred dollars, a transfer from Pederal to State GRF for calibration of...and maintenance of the...I guess, it's the radiation detection equipment. The Feds apparently have cut back on some of their funding and we're picking up part of it.

### PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Carroll...Senator Schaffer has moved the adoption of Amendment No. 3 to House Bill 663. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Further amendments? SECRETARY:

Amendment No. 4, by Senator Schaffer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

### SENATOR SCHAFFER:

SECRETARY:

This appropriates two hundred and two thousand one hundred dollars to implement the Governor's Chemical Safety Task Force report; hopefully, it's something that will never happen but apparently there's a need to have a plan in...in place.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer moves the adoption of Amendment No. 4 to House Bill 663. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 4 is adopted...further amendments?

Amendment No. 5, by Senator Schaffer.

Senator Schaffer.

#### SENATOR SCHAFFER:

Amendment No. 5 is an appropriation of sixty-one thousand one hundred dollars to cover the cost for...and phased in for an additional planner for the develop...program Statewide for a reaction to electronic magnetic pulse in case of limited nuclear exchange.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer moves the adoption of Amendment No. 5 to House Bill 663. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 5 is adopted. Further amendments?

### SECRETARY:

Amendment No. 6, by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Those were adds, this is a delete of twenty thousand of unbudgeted funds that were added on in the House. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 6 to House Bill 663. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 6 is adopted. Further amendments?

#### SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 664, Senator Bloom. House bills 2nd reading, House Bill 664, Mr. Secretary.

### SECRETARY:

Appropriations II Committee offers four amendments.

Senator Carroll ... Senator Hall.

### SENATOR HALL:

Thank you, Mr. President. Amendment No. 1, it's the Senate guidelines...

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right.

#### SENATOR HALL:

...it's 2.89 million and seven of the two hundred and twenty-nine...new positions were cut long-term vacancies phased, Air Travel reduced, Psychiatric Service deleted and Repetitious Kids Programs eliminated. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Hall moves the adoption of Committee Amendment No. 1 to House Bill 664. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is...Committee Amendment No. 1 is adopted. Further committee amendments? SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

## SENATOR HALL:

This is a clean-up amendment from the Bureau of the Budget. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 2 to House Bill 664. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

### SECRETARY:

Committee Amendment No. 3.

Senator Hall.

### SENATOR HALL:

... Senate Amendment No. 3 was the Parents Too Soon, 1.3 million and I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 3 to House Bill 664. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment...Committee Amendment No. 3 is adopted. Further committee amendments?

### SECRETARY:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Senator Fawell.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well.

### SENATOR HALL:

This is an amendment for five hundred thousand for a demo. project for delinquent...youth. Move for the adoption of the amendment. You remember that, Senator Fawell?

PRESIDING OFFICER: (SENATOR DEMOZIO)

Senator Hall moves the adoption of Committee Amendment No. 4 to House Bill 664. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 4 is adopted...Committee Amendment No. 4 is adopted. Further committee amendments?

## SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

### SECRETARY:

Amendment No. 5 offered by Senator Keats.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats.

#### SENATOR KEATS:

Excuse me, this should read Senator Rock and Senator Keats. This is in reality Senate Bill 1263 that went out of here about 58 or 59 to nothing, was held up in House committee and we would just appreciate it being put back on.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats moves the adoption of Amendment No. 5 to House Bill 664...any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 5 is adopted. Further amendments?

SECRETARY:

No further amendments.

### PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senator Keats, I will try not to verify the negatives today on the...on 3rd reading, if you'll try not to verify the affirmatives on 3rd reading as well. Let's see,...665, Senator Mahar. Senate bills 2nd...House bills 2nd reading, House Bill 665, Mr. Secretary.

## SECRETARY:

Committee on Appropriations I offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

#### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the guidelines amendment phasing in the vacancy and making the reduction in historic preservation which now goes to the other agency. I would move its adoption.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 1...Committee Amendment No. 1 to House Bill 665. Any discussion? If not, those in favor signify by saying Aye.

Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

#### SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 666, Senator Sommer. House bills 2nd reading is House Bill 666, Mr. Secretary.

### SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a Senate guidelines amendment eliminating five new positions in lump sum payments. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 666. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

## SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 667,...Senator Mahar. House bills 2nd

reading, House Bill 667, Mr. Secretary.

### SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

### SENATOR CARROLL:

Thank you, ar. President and Ladies and Gentlemen of the Senate. This would be to reduce the salary increases requested by the agency to six and a half percent suggested by the Governor. I'd move its adoption.

## PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. I to House Bill 667. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

# SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 668, Senator Sommer. House bills 2nd reading is House Bill 668, Mr. Secretary.

### SECRETARY:

Appropriations I Committee offers three amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

# SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 is the Senate guidelines, would have allowed some new positions in Lottery, et cetera, reducing circuit breaker spending to that which they spend, adding for

the pharmaceutical units, those will be adjusted in a second amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 668. And discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

#### SECRETARY:

Committee Amendment No. 2...

PRESIDING OFFICER: (SENATOR DEMUZIO)

... Senator Carroll.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 2 cuts those twenty-eight positions...leaving it in part as it came out of the House and removing all but a few necessary for the pharmaceutical program that we've given them. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 2 to House Bill 668. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

# SECRETARY:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

## SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. At the request of the Governor this is an add-on of some eighty-five million dollars of general revenue funds for tax refunds, thirty million to individuals, twenty-five million for unitary and thirty million for nonunitary corporate.

I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 3...Committee Amendment No. 3 to House Bill 668. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 3 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DENUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 4 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a technical amendment of no dollar impact correcting some of the accounts and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 4 to House Bill 668. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 4 is adopted. Further amendments?

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 669, Senator Bloom. House bills 2nd reading is House Bill 669, Mr. Secretary.

SECRETARY:

SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the imposition of the Senate guidelines reducing the salary increases to the guidelines, et cetera. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 669. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

#### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

### SECRETARY:

Amendment No. 2 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

## SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would appropriate to the local labor relations board at funding level after Senate guidelines. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEHUZIO)

Senator Carroll moves the adoption of Amendment No. 2 to House Bill 669. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

# SECRETARY:

Amendment No. 3 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

# SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would delete the new positions. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 3 to House Bill 669. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 670, Senator Mahar. House Bill 670, Mr. Secretary.

SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the guidelines...imposed upon the racing board, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment
No. 1 to House Bill 670. Those in favor signify by saying
Aye. Opposed Nay. The Ayes have it. Committee Amendment
No. 1 is adopted. Further committee amendments?
SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Ploor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 671, Senator Sommer. House bills 2nd

reading is House Bill 671, Mr. Secretary, read the bill. SECRETARY:

House Bill...oh, Appropriations I Committee...

PRESIDING OFFICER: (SENATOR DEMUZIO)

... Senator Carroll.

#### SECRETARY:

... offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

### SENATOR CARROLL:

Thanks, guys. This is the guidelines amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 671. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

## SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 672, Senator Bloom. House bills 2nd reading is House Bill 672, Mr. Secretary.

### SECRETARY:

Appropriations II Committee offers five amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

### SENATOR HALL:

Thank you, Nr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 is the Senate quidelines, and I move

for the adoption of that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 1 to House Bill 672. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

#### SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

#### SENATOR HALL:

Amendment No. 2 adds 61.4 thousand for Pesticide Control Act. Move for the adoption of that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 2 to House Bill 672. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

## SECRETARY:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

### SENATOR HALL:

Amendment No. 3 adds two hundred thousand for local health assistant agency. I'd move for the adoption of that

# PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Hall moves the adoption of Committee Amendment No. 3 to House Bill 672. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 3 is adopted. Further committee amendments?

### SECRETARY:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

#### SENATOR HALL:

4 adds two hundred and seventy-five thousand for repair of the eastside health district. Move for the adoption of that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Hall has moved the adoption of Amendment No...Committee...Committee Amendment No. 4 to House Bill 672. Is there any discussion? Senator Bloom.

### SENATOR BLOOM:

Thank you, Mr. President and fellow Senators. On...on this one, it was not a State facility, it...later on we're going to be offering some amendments that will help our local health departments all the way around the State. This is not a State facility and I believe this was adopted on a partisan roll call in committee, and I reluctantly have to rise...my handlers tell me to rise in opposition and I certainly do.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right...Senator Hall.

# SENATOR HALL:

Senator Bloom is correct, it was adopted on a partisan roll call, so I move for the adoption of the amendment.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Hall has moved the adoption of Amendment No...Committee Amendment No. 4 to House Bill 672. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is...Committee Amendment No. 4 is adopted. Further committee amendments?

## SECRETARY:

Committee Amendment No. 5.

Senator Hall.

#### SENATOR HALL:

Amendment No. 5 is four hundred and eighty-two thousand. It's Doctor Bob's increase, reapportion and transfer. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Hall moves the adoption of Committee Amendment No. 5 to House Bill 672. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment...Committee Amendment No. 5 is adopted. Further committee amendments?

#### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

### SECRETARY:

Amendment No. 6 offered by Senator Bloom.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

### SENATOR BLOOM:

Thank you, Mr. President and fellow Senators. This is what I referred to when I got up earlier. It turns out that as more local health departments are created, their individual...individual resources for ongoing programs are reduced. They came in and showed that they were actually getting...some health departments were actually getting less in State support than they were five years ago. The information has been given to the chairman, both staffs and so we're offering about seven hundred and twenty thousand in additional grants to local health departments. I'll answer any questions, otherwise, seek its adoption.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Bloom has moved the adoption of Amendment No. 6 to House Bill 672. Is there any discussion?

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Senator Hall.

SENATOR HALL:

I just want to say that we had no letter from Doctor Bob on this amendment and I just wanted to make that announce-ment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Darrow.

SENATOR DARROW:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Darrow.

SENATOR DARROW:

If this amendment is adopted, does that mean Senator Hall's area gets a double shot?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

No.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Bloom has moved the adoption of Amendment No. 6 to House Bill 672. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 6 is adopted. Further amendments?

SECRETARY:

Amendment No. 7 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the...deals with the Federal dollars for the WIC Program and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 7 to House Bill 672. Any discussion? If not, those in favor

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

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Top of page 17 is House Bill 673, Senator Schaffer. House bills 2nd reading is House Bill 673, Mr. Secretary.

#### SECRETARY:

SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

### SENATOR CARROLL:

I would move, Mr. President, that we Table Amendment No.

1. We have a revised version as a Floor amendment. It was technically defective; therefore, I would that Amendment No.

1...Committee Amendment No. 1 lie upon the Table.

### PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Carroll has moved to Table...Committee Amendment No. 1 to House Bill 673. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is Tabled. Purther committee amendments?

## SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Ploor?

### SECRETARY:

Amendment No. 2 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 is the...Amendment No. 2 now is the

guidelines amendment that would have been the one adopted in committee. It is a technical...technically correct and is at the same dollar level...the committee amendment was added. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 2 to House Bill 673. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 674, Senator Weaver. House bills 2nd reading is House Bill 674, Mr. Secretary.

SECRETARY:

SECRETARY:

Appropriations II offers five amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Ar. President and Ladies and Gentlemen of the Senate. Amendment No. 1 is the Senate guidelines and I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Hall moves the adoption of...of Committee Amendment No. 1 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Amendment No. 2 adds to the Department of Conservation

that's introduced in the House a hundred and twelve million nine hundred and seventy-eight thousand dollars. I move for the adoption of that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 2 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

#### SECRETARY:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

### SENATOR HALL:

SENATOR BLOOM:

Amendment No. 3 is the Senate guidelines on conservation and...let's see...I move...if...for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 3 to House Bill 674. Any discussion? Senator Bloom.

Thank you, Mr. President and fellow Senators. This amendment, I...I don't think, Senator Hall, is the guidelines. What this amendment does, it whacks about five million out of the department's budget. It does nave the Senate guidelines and the productivity which we've agreed to, but also in there, it eliminates two million for the Illinois Conservation Corps, it cuts the open land's acquisition and natural areas acquisition. It defers start-up of remaining new initiatives by three months and cuts some positions, and it was put on in committee on a partisan roll call and we feel that it perhaps goes too deep and, therefore, we're going to have to oppose it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Carroll.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. There is an area in which Senator Bloom and I may be in accord, and if Senator Bloom will note, there is a Floor amendment filed that would restore I think the area of concern. It's the last one shown on the handler's guide sheet...the guidepost of amendments...oh, okay, you don't even have that one but there is an amendment filed that I think corrects that defect. I would rise in support of this amendment. It is the guidelines and that which Senator Bloom, I think, is worried about will be adjusted later.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hall.

### SENATOR HALL:

Well, I am...was certain that Senator Bloom had got...Senator Bloom, I apologize that you don't have that, but there is another amendment to follow and then part of this is the new initiative...that were deferred three months for the start-up. As Senator Carroll has told you, there is an amendment to follow, so really it is following the Senate guidelines. I'm sorry that you hadn't been apprised to that. PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 3 to House Bill 672. Is there any...further discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 3 is adopted. Further committee amendments?

# SECRETARY:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

### SENATOR HALL:

Committee Amendment No. 4 deletes the historic preservation from the Department of Conservation budget 6.4 million

and adds to the Historical Library budget. I move for the adoption of that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Amendment No...Committee Amendment No. 4 to House Bill 674. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 4 is adopted. Further committee amendments?

### SECRETARY:

Committee Amendment No. 5.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

### SENATOR HALL:

Committee Amendment No. 5 adds two department items, 1.5 million, Heavy Equipment reapportionment and nongame checks off of a hundred and twenty-five. So, for that, I move the adoption of this amendment.

# PRESIDING OFFICER: (SENATOR DEHUZIO)

All right. Senator Hall has moved the adoption of Committee Amendment No. 5 to House Bill 674. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 5 is adopted. Further committee amendments?

# SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

#### SECRETARY:

Amendment No. 6 offered by Senator Joyce.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce.

## SENATOR JEROME JOYCE:

Thank you, Mr. President. This is five hundred thousand dollars for the acquisition of nine hundred and sixteen acres

that Commonwealth Edison owes...owns. It is between some cooling lakes for the nuclear power plant. It would make a ideal fish and wildlife area in Grundy County. The property is for sale but this does not mean this is the amount that it will cost, and...and I...I'm not sure that they would be able to purchase it this year anyway, but at...at least this would know...let Edison know that the State of Illinois is indeed interested in that property. I'd ask for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce has moved the adoption of Amendment No. 6 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. Amendment No. 6 is adopted. Further amendments?

SECRETARY:

Amendment No. 7, by Senator Dawson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dawson.

### SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, Amendment No. 7 appropriates two hundred and fifty thousand dollars to the Department of Conservation for the William Powers Park in the City of Chicago.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dawson has moved the adoption of Amendment No. 7 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 7 is adopted. Further amendments? SECRETARY:

Amendment No. 8 offered by Senator Luft.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

#### SENATOR LUFT:

Thank you, Mr. President. Amendment No. 8 to House Bill 674 appropriates a hundred thousand dollars to the Department

of Conservation for a grant to Fulton County for a feasibility study for the construction at Banner Lake in Fulton County and Peoria Counties. I'd move for the adoption of Amendment No. 8.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft moves the adoption of Amendment No. 8 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 8 is adopted. Further amendments?

SECRETARY:

Amendment No. 9 offered by Senator Weaver.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. This is five hundred thousand dollars from private donations for the funding of the super collider...project.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Weaver has moved the adoption of House...of Amendment No. 9 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 9 is adopted. Further amendments?

SECRETARY:

Amendment No. 10, by Senator Weaver.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. This is five hundred thousand dollars from private donations for purchase of art for the Chicago Art Gallery.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver has moved the adoption of Amendment No. 10 to House Bill 674. Any discussion? If not, those in favor

signify by saying Aye. Opposed Nay. The Ayes have it.

Amendment No. 10 is adopted. Further amendments?

SECRETARY:

Amendment No. 11, by Senator Bloom.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

### SENATOR BLOOM:

This is fifty thousand to complete the waterproofing at the Dixon Hounds Museum.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom has moved the adoption of Amendment No. 11 to House Bill 674. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 11 is adopted. Further amendments?

Amendment No. 12, by Senator Weaver.

PRESIDING OFFICEB: (SENATOR DEMUZIO)

Senator Weaver.

### SENATOR WEAVER:

Amendment No. 12 realigns costs associated with the Federal programs in the amount of four hundred and thirty-six thousand dollars.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver has moved the adoption of Amendment No. 12 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 12 is adopted. Further amendments? SECRETARY:

Amendment No. 13, by Senator Weaver.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver.

### SENATOR WEAVER:

This is five hundred thousand dollars...reapprop. for siting of the super collider.

### PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver has moved the adoption of Amendment No. 13 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 13 is adopted. Further amendments? SECRETARY:

Amendment No. 14, by Senator Donahue.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

### SENATOR DONAHUE:

Thank you, Mr. President...Amendment No. 14 appropriates five hundred thousand dollars to the Department of Conservation for the study of two lakes in Hancock and McDonough Counties.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue has moved the...adoption of Amendment No.

14 to House Bill 674. Is there any discussion? Senator
Carroll.

### SENATOR CARROLL:

Senator Donahue, a question. Unlike some of the others...and we know on a lot of these there are no Doctor Bob's yet, and we assume some of you may be able to get them and on our side we write our own version. But on this one, there seemed to have been a lot of communications from landowners in the area opposed to it, a lot of letters. Are you aware of it and can you explain what the problem is? Some of us are a little bit confused.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

### SENATOR DONAHUE:

Yes, I am more than aware of...of the letters that you have been receiving. I would think that you have received a letter from the proponents of this lake, and I think if you'll notice, the...the letters from the opponents, it is

more against the lakes than it is for the study. We feel that the study is vitally important for this area and I would hope...I'm not asking you...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue...

SENATOR DONAHUE:

... to support it, just...let's just go with it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...all right. We got all kinds of lights here. Further discussion? Senator Bloom.

SENATOR BLOOM:

Let me suggest...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom ... I think we're all right.

SENATOR BLOOM:

Okay.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Darrow.

# SENATOR DARROW:

Thank you, Mr. President. This amendment is very vital to western Illinois. We have a high rate of unemployment, Western Illinois University has a falling enrollment. We need this study for this lake, and although Senator Donahue may at some time end up on our Democratic hit list and we may want to send her back to her former profession as a stage dancer, I don't think this will help her too much. We...a study...there will be no ribbons for her to cut or anything like that, so I don't think there will be much political gain for her in adopting this amendment. I think we might as well put it on, we put on a lot of other silly amendments on this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Hall.

SENATOR HALL:

Well, after hearing that, I acquiesce.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue has moved the adoption of Amendment No. 14 to House Bill 674. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 14 is adopted. Further amendments?

#### SECRETARY:

Amendment No. 15 offered by Senator Davidson.

### SENATOR DAVIDSON:

Yes, Mr. President and members of the Senate, this changes the lines from a hundred and fifty thousand to three hundred thousand out of the Illinois Forestry Development Fund. This is funds that's collected from the tax that's paid on timber that's cut with the passage of 1237 to put more money back into the people to develop the forestry. This is a necessary item, the money is in the fund. I'd appreciate a move...a favorable vote.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson has moved the adoption of Amendment No.

15 to House Bill 674. Any discussion?...If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 15 is adopted. Further amendments?

SECRETARY:

Amendment No. 16 offered by Senator Watson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

### SENATOR WATSON:

Thank you, Mr. President. Senate Amendment 16 to House Bill 674 puts in a total of two hundred thousand dollars into the Department of Conservation's budget for the Community Fire Protection Grant Program. This is legislation that we passed out...we...we passed out a substantive legislation; this, of course, is appropriation to follow. I move for its adoption.

### PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson moves the adoption of Amendment No. 16 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 16 is adopted. Further amendments?

SECRETARY:

Amendment No. 17, by Senator Topinka.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

### SENATOR TOPINKA:

Yes,...Mr. President and Ladies and Gentlemen of the Senate, this amendment appropriates five hundred thousand dollars in new monies and two hundred and fifty thousand in reappropriation to the Department of Conservation for acquiring land at Wolf Road Prairie natural area and Westchester. In the last few years two appropriations of two hundred and fifty thousand each have been approved for land acquisition and this would complete the purchase of this wildlife area. PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Topinka has moved the adoption of Amendment...17 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 17 is adopted. Further amendments? SECRETARY:

Amendment No. 18, by Senator Poshard.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Poshard. Gentlemen.

# SENATOR POSHARD:

Thank you, Hr. President. This is an amendment that adds ninety thousand dollars appropriation to the Department of Conservation's Fiscal Year '86 budget for the completion of a study on the cash river basin in southern Illinois. Ask for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Poshard has moved the adoption of Amendment No. 18 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 18 is adopted. Mr...there's been some request that we turn off the TV lights until the TV cameras arrive. Is there leave granted to shut those lights off for the time being? All right. Mr...if we could the TV lights shut off, please. All right. Further amendments? Is that what you needed? Now, they say no. Let's try it. Further amendments? Let's try it a minute.

### SECRETARY:

... Amendment No. 19 appears to be Senator Marovitz.

PRESIDING OFFICER: (SENATOR DEHUZIO)

Senator Carroll.

#### SENATOR CARROLL:

That...that should show Marovitz-Carroll. This is for handicapped access children's museum, forty thousand dollars. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Amendment No. 19 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 19 is adopted. Further amendments?

Amendment No. 20 offered by Senator Weaver.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver.

# SENATOR WEAVER:

SECRETARY:

This...20 or 21?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, it says 20.

### SENATOR WEAVER:

This is two hundred and eighty-six thousand six hundred for...restores catch-up raises for museum employees and

survey staff, and I'd move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver has moved the adoption of Amendment No. 20 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 20 is adopted. Further amendments? SECRETARY:

Amendment No. 21 offered by Senator Davidson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

## SENATOR DAVIDSON:

Mr. President and members of ... this is a hundred and fifty thousand dollars to be able to move...one time expense to move all the archaeological facts that have...artifacts that have been in the basement of the two buildings down on the square out to the old revenue building at Eleventh and Ash Street which is a place that's...that's not had moisture, does have the light; more importantly, it allows the space for the people to get to it. Presently, the boxes are stacked plum to the ceiling in the basement and the...artifacts scientists who come to visit are unable to get to them. This is a good move. Appreciate...adoption. PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Davidson has moved the adoption of House...of Amendment No. 21 to House Bill 674. Any discussion? Senator Carroll.

### SENATOR CARROLL:

Yes, Medley Movers called me on this one indicating they were getting the move, but absent any kind of indication from the administration that they want to move these yet, even with Medley Movers doing the move, I think unfortunate this time, we should oppose this. This is the first we hear of this and a hundred and fifty-two thousand to move some things around town unless Medley is getting it, I don't think we

want to be supportive at this point.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hall.

### SENATOR HALL:

Well, I was just going to say that so far, Senator Davidson, on both of yours we've never received a...a Doctor Bob's letter. So, evidently, you must have problems.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Lechowicz.

### SENATOR LECHOWICZ:

Question of the sponsor?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Lechowicz.

### SENATOR LECHOWICZ:

Yeah, will you assure us that Medley Movers will not be the movers on...of this money?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

Yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Davidson has moved the adoption...Senator Lechowicz.

### SENATOR LECHOWICZ:

Will you also assure us..will you...you will not talk to Doctor Bob on this?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

Yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

## SENATOR LECHOWICZ:

I stand in full support of the amendment.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Davidson has moved the adoption of Amendment 21 to House Bill 674. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 21 is adopted. Further amendments? SECRETARY:

Amendment No. 22 offered by Senators Geo-Karis and Schaffer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis.

### SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, this is an amendment to allow six hundred thousand dollars to be appropriated to the...Department of Energy and Natural Resources for the Des Plaines River wetlands demonstration project. This is a project which in contract...which can attract Federal monies and private monies around three...million dollars. I move the passage of this amendment.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis has moved the adoption of Amendment No.

22 to House Bill 674 which has been corrected on its face.

Is there any discussion? Senator Carroll.

## SENATOR CARROLL:

Yeah, I believe it's now for six hundred thousand, a much more reasonable figure and I would concur in its adoption.

PRESIDING OFFICER: (SENATOR DENUZIO)

All right. Those...Senator Hall.

### SENATOR HALL:

I just wanted to be sure that we're...I've just conferred...six hundred thousand correctly. Okay...you right.
PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Geo-Karis has moved the adoption...adoption of Amendment No...22 to House Bill 674.

Any...further discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 22 is adopted. Further amendments?

Amendment No. 23, by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

#### SENATOR CARROLL:

SECRETARY:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This restores the Job Conservation Corps that we had taken out in Amendment No. 1. It took a long time to get back to it, but this would restore the kiddy corps and I would move its adoption.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Carroll moves the adoption of Amendment No. 23 to House Bill 674. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 23 is adopted. Further amendments? SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. House Bill 676, Senator Sommer. House bills 2nd reading, House Bill 676, Mr. Secretary.

### SECRETARY:

Committee on Appropriations I...excuse me...offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is an addition on the Judge's Retirement System to this appropriation. It's sixty-five percent of payout like we have done in everything else and changes the General Assembly to sixty-five percent. I would move its adoption.

### PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to House Bill 676. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No...Committee Amendment No. 1 is adopted. Further committee amendments?

#### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

### SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 677, Senator Sommer. House bills 2nd reading is 677, Mr. Secretary.

### SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

# SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would add the payout to sixty-five percent. I would move its adoption. This would then give Senator Sommer a vehicle bill as well.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to House Bill 677. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

# SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEHUZIO)

Any amendments from the Floor?

### SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DENUZIO)

3rd reading. 678, Senator Kustra. House bills 2nd reading is House Bill 678, Mr. Secretary.

#### SECRETARY:

Committee on Appropriations II offers three amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

### SENATOR HALL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 1 is the Senate guidelines and its new employees are phased in at a one percent productivity. So, I move for the adoption of Amendment No. 1.

## PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Hall has moved the adoption of Committee Amendment No. 1 to House Bill 678. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

### SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

### SENATOR HALL:

Amendment No. 2 is the Republicans added 16.7 million GRF reapportionment to match for grants for independent living Senator and move for the adoption of this amendment.

### PRESIDING OFFICER: (SENATOR DEMUZIO)

...Senator Hall has moved the adoption of Committee Amendment No. 2 to House Bill 678. Any further discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

## SECRETARY:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

### SENATOR HALL:

(Machine cutoff)...add addition by the other side of the aisle for two hundred and eighteen million GRF reapportionment for children school and visually handicapped institutes and we have a Doctor Bob's letter. So, move for the adoption of that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 3 to House Bill 679. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 3 is adopted. Further committee amendments?

#### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

# SECRETARY:

Amendment No. 4 offered by Senator Kustra.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kustra.

### SENATOR KUSTRA:

THank you, Mr. President and members of the Senate. Senate...Committee Amendment...or Floor Amendment No. 4 is a technical amendment and I urge its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kustra has moved the adoption of Amendment No. 4 to House Bill 678. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 4 is adopted. Further amendments?

# SECRETARY:

Amendment No. 5, by Senator Kustra.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Kustra.

### SENATOR KUSTRA:

Thank you, Mr. President. Amendment No. 5 is also a technical amendment and I urge its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kustra has moved the adoption of Amendment No. 5 to House Bill 678. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 5 is adopted. Further amendments? SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 679, Senator Schaffer. House bills 2nd reading, House Bill 679, Mr. Secretary.

### SECRETARY:

Appropriations II Committee offers seven amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Hall.

### SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 is the Senate guidelines and also the one percent productivity, eliminates ten million House addition for Community Grant, switches central office funding from GRF to Mental Health Funds, breaks out the EDP and capital development cuts. One hundred thousand for Anna, MHC Fire Department and makes transfers for agency's requests. I move for the adoption of the amendment.

## PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to House Bill 679. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further

committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Amendment No. 2,...it's the Republican transfers among the Grant line. So, I move for the adoption of that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 2 to House Bill 679. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Amendment No. 3 adds 2.5 million GRF fund for Community Residential Care...alternatives for DD individuals, 2-0 for education funded schools. I move for the adoption of that amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 3 to House Bill 679. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 3 is adopted. Further committee amendments?

SECRETARY:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

### SENATOR HALL:

I'll yield to Senator Darrow.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Darrow.

### SENATOR DARROW:

Thank you, Mr. President. Committee Amendment No. 4 adds thirty thousand dollars for the transportation of mentally ill to the Peoria Mental Health Center. It appropriates the funds to the Zeller Mental Health Center. I ask for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Darrow has moved the adoption of Amendment No...Committee Amendment No. 4 to House Bill 679. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 4 is adopted. Further committee amendments?

### SECRETARY:

Committee Amendment No. 5.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Is Senator Welch on the Floor? Senator Welch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch. Senator Welch, it's regional service agency fellowship...

SENATOR HALL:

Amendment No. 5...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Yeah, Amendment No. 5...GRF for regional service agency fellowships and this was partisan. So I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Amendment No. 5 to House Bill 679. Any discussion? Senator Bloom.

### SENATOR BLOOM:

Yeah, thank you, Mr. President and fellow Senators. This was the subject of some debate in committee. What it does it...it appropriates about a hundred and sixty-five thousand for regional service agency fellowships which would be administered by the Board of Higher Education. We opposed this in committee and so we continue to oppose it on the Floor and we seek its not being adopted.

PRESIDING OFFICER: (SENATOR DEBUZIO)

All right. Senator...further discussion? Senator Welch.
SENATOR WELCH:

Thank you, Mr. President. The substantive bill passed out of the House a 117 to nothing just yesterday morning and it's now on the Governor's Desk. This is a hundred and sixty-five thousand to try to get graduate students in public administration into small towns under five hundred thousand...under fifty thousand people in order to avail them of the benefits of the city manager or the type of government or advice from city manager students.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator...Senator Hall for the first...

SENATOR HALL:

I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DENUZIO)

Well,...Senator Bloom.

SENATOR BLOOM:

Well, I guess, you know, I...I'll be more specific. Our objection is, it doesn't have anything to do with mental health and it...it...it really...has no place in the budget, and, obviously, it hasn't gotten a Doctor Bob letter. So I'll..we'll have to stand against it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator...Senator Hall.
SENATOR HALL:

Well, we passed the substantive bill for it. So we're just doing what has been advocated by this Body and by the Legislature. So, I...for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Amendment No. 5...Committee Amendment No. 5 to House Bill 679. Those in favor signify by saying Aye. Opposed Nay. Ayes have it. Amendment No. 5 is adopted. Further amendments...further committee amendments? Yes.

SECRETARY:

Committee Amendment No. 6.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Committee Amendment No. 6...6 adds guardianships and advocacy with Senate guidelines and it impose three hundred and seventy...three million three hundred seventy-four thousand four or five hundred ninety-six less than introduced. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Amendment No. 6 to House Bill 679. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The...Amendment No. 6 is adopted. Further amendments...further committee amendments?

SECRETARY:

Committee...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further committee amendments?

SECRETARY:

Committee Amendment No. 7.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Committee Amendment No. 7. Senator Hall.

#### SENATOR HALL:

Committee Amendment No. 7 deletes twenty million House additions for DD day training pending resolutions of the differences. I move for the adoption of Amendment No. 7.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of...moves the adoption of Committee Amendment No. 7 to House Bill 679. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 7 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

#### SECRETARY:

Amendment No. 8 offered by Senator Watson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

### SECRETARY:

Schaffer...it says Watson. Schaffer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Schaffer, Amendment No. 8, Floor Amendment, 679. Thirty thousand dollars protection and advocacy board. Senator Schaffer.

#### SENATOR SCHAFFER:

Excuse me, that's some additional Federal funds for the protection and advocacy board that we can appropriate.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right...I beg your pardon. There's now been a request to turn the lights on. Why...why don't you all have a caucus out there. All right. Senator,...it's...it's making it very difficult for the

clerk also. So, let's...let's get to the anendment process and maybe we can go back and turn them off. All right. Senator Schaffer. Mr. Secretary, is that...is that the substance of which amendment?

### SECRETARY:

That...we...we have it corrected now.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Amendment No. 8. Further discussion? Senator Schaffer has moved the adoption of Amendment No. 8 to House Bill 679. Any...any...those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 8 is adopted. Further amendments?

#### SECRETARY:

Amendment No. 9, by Senator Jerome Joyce.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jerome Joyce.

### SENATOR JEROME JOYCE:

Thank you, Mr. President. This adds seven million dollars to DCCA for Grants to develop the Galesburg and Manteno Mental Health Centers for non-DMHDD use when the facility is closed on January 1, 1986. Each community is to receive 3.5 million for expenses relating to that reuse.

Senator Joyce has moved the adoption of Amendment No. 3 to House Bill 679. Any discussion? Senator Bloom.

SENATOR BLOOM:

Okay, I...I, obviously, support this for now; however, we...we don't know whether this is the proper place to put it at this point, but I think that we have the issue on the table and so let's put it on for now.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce has moved the adoption of Amendment No. 9 to House Bill 679. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 9 is adopted.

Purther amendments?

SECRETARY:

Amendment No. 10 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 10 is the Zoro amendment. It puts back in the Zoro flowchart that the Department of Mental Health and the Department of Public Aid wanted for the DD providers. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Amendment No.

10 to House Bill 679. Any discussion? If not, those in
favor signify by saying Aye. Opposed Nay. The Ayes have it.

Amendment No. 10 is adopted. Further amendments?

Amendment No. 11, by Senator DeAngelis.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DEANGELIS:

SECRETARY:

Thank you, Mr. President. Amendment No. 11 adds three million one hundred and ninety-one thousand dollars to improve the staffing ratios and also to include mental health technicians and mental health trainees at Waukegan, Fox, Lincoln, Howe and Ludeman, the developmentally disabled centers. I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis has moved the adoption of Amendment No. 11. Discussion? Senator Kelly.

### SENATOR KELLY:

Thank you, Mr. President and members of the Senate. I have been...I...I'm going to support this amendment and I have been on a number of reviews of these facilities and

they've been understaffed and there is a...a certainly important problem there and I...I intend to support this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator...further discussion? Senator Hall.
SENATOR HALL:

Senator DeAngelis, is it three one or three six? What is it?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

### SENATOR DeANGELIS:

I apologize, the three one is without the fringes, it is three six with the fringes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis has moved the adoption of Amendment No. 11 to House Bill 679. Further discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 11 is adopted. Further amendments? SECRETARY:

Amendment No. 12, by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

## SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 12 would take the Operation's portion back to general revenue funds. We had in committee moved them to mental health funds because they seem to play with those funds, we figured let them suffer, but the director of mental health was in danger. So we we are switching them back to general revenue funds. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Bloom.

### SENATOR BLOOM:

It's still not enough. Thank you.

### PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Carroll moves the adoption of Amendment No. 12 to...House Bill 679. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 12 is adopted. Any further amendments?

#### SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 683, Senator Davidson. Read the...read the bill, Mr. Secretary.

#### SECRETARY:

Appropriations I Committee offers five amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

### SENATOR CARROLL:

Thank you, Ar. President and Ladies and Gentlemen of the Senate. Amendment No. 1 would incorporate the Department of Conservation's appropriation into the new Department of Historic Preservation. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. I to House Bill 683. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments? SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

# SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 2 is...imposition of the guidelines eliminating some of the new guides, phasing others, eliminating some of the new projects, asking the city

to help sponsor the Sound and Light Show, and I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 2 to House Bill 683. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would be the one that deletes all the new positions. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 3 to House Bill 683. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 3 is adopted. Any further amendments? SECRETARY:

Committee Amendment No. 4.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is for the historic...the rich historic preservation district. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 4 to House Bill 683. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 4 is adopted. Any further amendments? SECRETARY:

Committee Amendment No. 5.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Discussed in committee, this would allow the I & M Canal Heritage Commission to use a historic building, Fitzpatrick House, as its offices and provide for purchase and rehabilitation. I would move its adoption.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 5 to House Bill 683. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 5 is adopted. Any further amendments? SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

### SECRETARY:

Amendment No. 6 offered by Senator Davidson.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Davidson.

## SENATOR DAVIDSON:

Mr. President and members of the Senate, this restores a hundred and eleven thousand four hundred and ninety-five dollars back. It covers the Lincoln Legal Project and restores two historical...site guides which we need for the...for the summer for the tourist season for the Old State Capital and the new Lincoln...Law Office. Move the adoption. PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Carroll...

### SENATOR CARROLL:

We have no objection to this one, it's the next couple that we don't like.

### PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Davidson moves the adoption of Amendment No. 6 to House Bill 683. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 6 is adopted. Any further amendments?

Amendment No. 7, by Senator Davidson.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Davidson.

### END OF REEL

REEL #2

# SENATOR DAVIDSON:

This is for fifty-six thousand and ninety dollars. It restores back four historical site guides and does the necessary retirement social security. These are guides which will be needed for the seven-day operation of the Old State Capitol Building and the Lincoln Library when it's ready to open. It's phased in basis, this was in the original budget. I'd certainly appreciate it being restored so we can keep this open for the people who come to see on the weekends. PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Carroll.

### SENATOR CARROLL:

Yes, we.object to these additional people, they can use their existing guides to do both. We would strongly object to this add-on.

### PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Davidson moves the adoption of Amendment No. 7 to House Bill 683.

Those in favor indicate by saying Aye. Those opposed. The Nays have it. Amendment No. 7 is lost. Further amendments? SECRETARY:

Amendment No. 8 offered by Senator Davidson.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Davidson.

### SENATOR DAVIDSON:

Amendment No. 8 is fifty-nine thousand dollars restores the...for...Piscal '86, money for the Sound and Light Show. The original start we had from...some people thought that the life on it was five, it's now nine years old. As you know, the this was the Illinois' gift to the people of America for the bicentennial project. This has been...went over by a..an electronic expert. The system can be repaired and this is what this is all about, so we can continue to...to have it in the years to come. I'd appreciate the restoration of this fifty-nine thousand dollars for this important project.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Carroll.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. We have left the sound and light in the original budget at the level at which it has been. We know that it's also a benefit to the city and to other tourist attractions, and we feel they could also help contribute if they want a change in the sound and light system. We feel the State's commitment is what it has always been, no more, this would be an increase in...in order to change it and we would oppose it and strongly oppose it at this time.

### PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator...Davidson moves the adoption of Amendment No. 8 to House Bill 683. Those in favor indicate by saying Aye. Those opposed. The Nays have it. Amendment No. 8 is defeated. Any further

amendments?

SECRETARY:

Amendment No. 9 offered by Senator Lechowicz.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. Amendment No. 9 is fifteen thousand dollars for...for Professor Clyde Choate so they can publish some books at Southern Illinois University. I move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Lechowicz moves the adoption of Amendment No. 9 to House Bill 683. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 9 is adopted. Any further amendments? SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 693, Senator Carroll.

SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

This would reduce my appropriation to the State's Attorney's Appellate Services Commission for the County of Cook by one million dollars, and I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 693. Those in

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

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 721, Senator Bloom...oh, I'm sorry, Senator DeAngelis, for what purpose do you arise?
SENATOR DeANGELIS:

Thank you, Mr. President. On a point of personal privilege.

PRESIDING OFFICER: (SENATOR SAVICKAS)

State your point.

### SENATOR DEANGELIS:

Today we are joined by one of the more distinguished members of the Cook County Board, Harold Tarrell, I would like for him to stand and be recognized. We're discussing some strategy regarding the Democrats for the future of county elections.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Well, welcome aboard, Commissioner. I...I...I understand you're Senator DeAngelis' campaign manager for his bid for presidency. House Bill 721.

### SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

#### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would be the imposition of the Senate guidelines. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. I to House Bill 721. Those in favor indicate by saying Aye. Those opposed. The Ayes have

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

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. The...in this small agency we had taken too much for turnover in hiring...turnover in hiring lag. This would be a replacement of thirty-five thousand four hundred. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 2 to...House Bill 721. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill...946, Senator Marovitz. Go ahead.

SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 947, Senator Carroll.

SECRETARY:

Mr. B. Janes

Appropriations I Committee offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

### SENATOR CARROLL:

Thank you, Ar. President and Ladies and Gentlemen of the Senate. This would impose the Senate guidelines on the Attorney General. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 947. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

### SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 993, Senator Berman.

## SECRETARY:

Appropriations II Committee offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This committee amendment would add twelve million for supplemental State aid payments. I would move its adoption.

### PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 993. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Ploor?

### SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 1011, Senator Welch.

### SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

### SENATOR CARROLL:

Mr. President and Ladies and Gentlemen of the Senate, this is the guidelines amendment breaking out the line items and I would move its adoption.

### PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 1011. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Ploor?

#### SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 1040, Senator Barkhausen. Sena-tor Barkhausen, you wish to speak?

### SENATOR BARKHAUSEN:

Mr. President and members, I would ask that...leave of the Body that...for Senator Bloom's name to be substituted in

my place as the chief sponsor of this bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

You've heard the motion. Is there objection? Hearing no objection, leave is granted.

### SECRETARY:

Appropriations I Committee...no, this bill was rereferred to Approp. II if that makes any difference, Senator Carroll. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Ploor?

### SECRETARY:

Amendment No. I offered by Senator Bloom.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

### SENATOR BLOOM:

That takes it down to a dollar as per the agreement we had with the chairman.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Hall.

## SENATOR HALL:

It's okay.

### PRESIDING OFFICER: (SENATOR SAVICKAS)

If no further discussion, Senator Bloom moves the adoption of Amendment No. 1 to House Bill 1040. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

Amendment No. 2 offered by Senators Bloom and Luft.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

### SENATOR BLOOM:

This is as per, I think, the agreement we had with the Education Committee and it adds seven hundred thousand in to specifically cover a problem in Illinois Valley, IVC and

Illini Bluffs in Senator Luft's district. This may or may not be the best place to put it; if that's the case, then we'll put it on 1070. We didn't know when we had it filed. I...I seek the advice of...of the chairman of both committees.

PRESIDING OFFICER: (SENATOR SAVICKAS)

We'll start with Senator Hall.

### SENATOR HALL:

Well, I...I...I have not seen that amendment and I...when...when did you do that?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

### SENATOR BLOOM:

I think it was just...I think it was drawn up this morning. If...if that...if this is not the proper place to put it, then I would withdraw the amendment and perhaps we can put it on 1070. I don't where Senator Poshard and Senator O'Daniel's money is. We literally didn't know, so we just figured we'd float it out and that was the best way to find out where to put the amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom has withdrawn Amendment No. 2. Senator Hall.

### SENATOR HALL:

Well, I would...I'm suggesting we find another vehicle other than this, Senator Bloom. Okay?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator... Senator Bloom agrees with you.

SENATOR HALL:

Okay.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Are there further amendments?

### SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 1070, Senator Rock.

SECRETARY:

Appropriations II Committee offers two amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Hall.

### SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 is the Senate guidelines for operation and categorical funding. So, I would move for the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Hall moves the adoption of Amendment No. 1 to House Bill 1070. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments? SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Hall.

### SENATOR HALL:

Amendment No. 2 reduces it to the reform measure to one dollar. Move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there...is there discussion? If not, Senator Hall moves the adoption of Amendment No. 2 to House Bill 1070. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

#### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 3, by Senator Fawell.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Fawell. Senator Fawell on the Floor? Senator Bloom says we must...we should withdraw...Senator Bloom.

### SENATOR BLOOM:

Thank you, Mr...no, no, I don't...Number 3 increases the voc. ed. line from forty-one five to fifty. That takes it back up to the State board's introduced level. I think that's what Senator Fawell wanted to do.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Carroll.

#### SENATOR CARROLL:

In the immortal words of Senator Vadalabene, why?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

### SENATOR BLOOM:

Senator Fawell had a sense of symmetry and she felt that perhaps it ought to be at the same level on final passage as it was when it was introduced.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

# SENATOR CARROLL:

I don't want to be antisymmetric but I think we should oppose it at this time.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom moves the adoption of Amendment No. 3 to House Bill 1070. Those in favor indicate by saying Aye. Those opposed. The Nays have it. Amendment No. 3 is lost. Any further amendments?

## SECRETARY:

Amendment No. 4, by Senator Demuzio.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

# SENATOR DEHUZIO:

Hello. Thank you, very much, Mr. President Ladies and Gentlemen...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Hello.

#### SENATOR DEMUZIO:

... of the...members of the Senate...just a minute, I have to tell the...Senate President why I'm amending his bill. Adult education...the...the House passed over adult education, I think it was a...like a five percent hike. This million dollar restoration for adult education would still not bring it up to the Board of Higher Education's recommendation, and I would move adoption of...Amendment No. 4. PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Demuzio moves the adoption of Amendment No. 4 to House Bill 1070. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 4 is adopted. Any further amendments? SECRETARY:

Amendment No. 5, by Senator Berman.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

# SENATOR BERMAN:

Amendment No. 5 is a reduction of forty-seven thousand dollars to...for the Henry Horner project. Move the adoption of Amendment No. 5.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Berman moves the adoption of Amendment No. 5 to House Bill 1070. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 5 is adopted. Any further amendments? SECRETARY:

Amendment No. 6, by Senator Berman.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

#### SENATOR BERMAN:

This is a hundred and thirty-nine thousand dollars add-on for regional superintendents early retirement. Nove the adoption.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Berman moves the adoption of Amendment No. 6 to House Bill 1070. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 6 is adopted. Further amendments? SECRETARY:

Amendment No. 7, by Senator Berman.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

#### SENATOR BERMAN:

This is money that was received through the Federal Civil Rights Desegregation Program, 5.428 million for Chicago. Move adoption of Amendment No. 7.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Berman moves the adoption of Amendment No. 7 to House Bill 1070. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 7 is adopted. Further amendments? SECRETARY:

Amendment No. 8, by Senator Rock.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

#### SENATOR ROCK:

Thank you, Mr. President. I just want to get Senator Maitland's attention. This...this amendment would add five million dollars for the purpose of granting scholarships for elementary and secondary level pupils and financial need who excell academically to be used for regular or summer session attendance costs at private schools, and I would move its adoption unless I hear some objection.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Maitland.

#### SENATOR MAITLAND:

Thank you, Mr. President. Senator Rock, you got my attention. I just would...would suggest we are dealing with...with this whole issue of...of considering some possible aid to the nonpublic school students, one way or another, that's still in a...a subject of some debate and I think perhaps this amendment might be inappropriate at this time. I would suggest a No vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? Senator Rock may close.

#### SENATOR ROCK:

Well, I...I appreciate that, Senator Maitiand, that really is the purpose of my little speech this morning. I don't think we should or can legitimately deal with the question of additional funding for education in this State and at the same time ignore the private school sector, and I appreciate the efforts that have been made thus far. We yesterday rather cavalierly added six million dollars to downstate transportation like we had it. The fact is, there had better be some accommodation with those of us who feel strongly that private schools too deserve some recognition. At this time, Mr. President, with leave of the Body, I'd like to withdraw Amendment No. 8, but know well, it'll be in my pocket for the rest of the week.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Are there further amendments?

# SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill...1097, Senator Carroll.

#### SECRETARY:

Appropriations I Committee offers two amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

#### SENATOR CARROLL:

Thank you, &r. President and Ladies and Gentlemen of the Senate. This is the imposition of the Senate guidelines in the Supreme Court. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 1097. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

#### SENATOR CARROLL:

Thank you, Ar. President and Ladies and Gentlemen of the Senate. This would delete the nineteen positions, the substantive bill has failed. I would move its adoption.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the...Senator Maitland...oh, I'm...is there further discussion? If not, Senator Carroll moves the adoption of Amendment No. 2 to House Bill 1097. Those in favor indicate by saying Aye. Those opposed. The Nays carry. Amendment No. 2 is defeated. Further amendment?

#### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

# SECRETARY:

Amendment No. 3 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

#### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 3 is the increase for the probation officers consistent with legislation we had passed on yesterday. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 3 to House Bill 1097. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 3 is adopted. Further amendments?

SECRETARY:

Amendment No. 4 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a reappropriation for the 3rd Appellate District's improvements. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 4 to House Bill 1097. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 4 is adopted. Further amendments? SECRETARY:

Amendment No. 5, by Senator Carroll.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

## SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is also as a result of some additional legislation on DUI probation that we passed yesterday and I would move adoption. It adds a half million dollars.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the

adoption of Amendment No. 5 to House Bill 1097. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 5 is adopted. Further amendments?

SECRETARY:

Amendment No. 6, by Senator Carroll.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

#### SENATOR CARROLL:

Thank you, Hr. President and Ladies and Gentlemen of the Senate. This is equipment money they needed for the new EDP system they had put in to track their cases, and I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Sommer.

#### SENATOR SONMER:

Perhaps, I could ask the sponsor of the amendment a question on Amendment No. 2, did we hear correctly and that lost?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Yes. It was a voice vote.

# SENATOR SOMMER:

Yeah, well, just trying to find out.

PRESIDING OFFICER: (SENATOR SAVICKAS)

We are on Amendment No. 6.

#### SENATOR SOMMER:

Well and then Amendment No. 5,...in other words, I think we did the same thing twice is what I $^{\circ}$ m trying to say.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll indicates we did not. Senator Carroll.

SENATOR CARROLL:

Senator Sommer, on Amendment No. 5 as in 4, legislation we passed yesterday on community corrections et al required someone to administer that probation system. Although there were some debate as to which bill had went and we felt that appropriately it belonged in the administrations of the court

and that's why we added it here. There was some discussion of somebody else administering it but it...the probation system under J. Barry Boilson is in the court system and that's why we put it there.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Fawell.

#### SENATOR FAWELL:

I'm...I'm sorry, I've been...I...I see you've passed over 1070, I was not on the Floor because I was trying to talk to the IEA about...Senator Simon to see if by any chance he got this thing straightened out. Is there any way of possibly going back and...and see...

## PRESIDING OFFICER: (SENATOR SAVICKAS)

...Senator, we did not pass over 1070, we went through all the amendments. Amendment No. 3, your amendment, was handled by Senator Bloom very ineffectively and he lost...he lost the amendment. Senator Fawell.

#### SENATOR PAWELL:

I...I'm sorry, but, you know, that...that particular amendment concerns every school district in the State. Senator Simon is trying to get seventeen million dollars for us.

I was trying to see if by any chance he's gotten it, he has not as yet. If there's any way that we could possibly...I don't think Senator Bloom even knew what the amendment was all...

#### PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator, the amendment is dead, the bill is on 3rd reading. Let's see...have leave of the Body to...to bring it back. The sponsor has indicated he will oppose that. We can put the question, is leave granted? Hearing objection, leave is not granted. The motion fails. We are Amendment No. 6 to House Bill 1097. Is there further discussion? Senator Bloom.

#### SENATOR BLOOM:

Well, just...just so we all don't get overexcited, 1070, Senator Pawell,...earth to Fawell...1070 is going to be in a Conference Committee. We offered it up, the issue will be back before the Body at a later date, so let's not get overexcited.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Very eloquently put, Senator Bloom. On the adoption of Amendment No. 6 to House Bill 1097. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 6 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 1110, Senator Carroll.

SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 1247, Senator Netsch.

SECRETARY:

(Machine cutoff)...Appropriations II Committee offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

This was rereferred to Appropriations I, I believe...Mr.

Secretary, not ...

SECRETARY:

Yes, it was.

SENATOR CARROLL:

This would be a reduction to...from the four million down

to a million eight fifty-five for the...reasonable accounting practices that the Auditor General wants. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. I to House Bill 1247. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 2239, Senator Rock.

SECRETARY:

SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 2240, Senator Rock.

SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Rock.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

SENATOR ROCK:

Thank you, Hr. President. This is an addition of some nine hundred and forty-six thousand dollars for the House and Senate Operations. I would move adoption of Amendment No. 1. PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Rock moves the

adoption of Amendment No. 1 to House Bill 2240. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Okay. On the Order of Appropriations, House Bills 2nd Reading, House Bill 24, Senator Jones. I think they all look alike, Senator Darrow.

# SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

#### SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 143, Senator Netsch.

#### SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

## SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a technical amendment of no dollar change. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 143. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

#### SECRETARY:

Amendment No. 2 offered by Senator Netsch.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

#### SENATOR NETSCH:

Thank you, Mr. President. Amendment No. 2 would increase the basic grant money for the public radio and television stations from three million to five million dollars, and it would also add the...a six hundred thousand dollar appropriation for the Illinois Public Broadcasting Council which was created by the substantive bill which Senator Bloom was the principal sponsor of...which was House Bill 142. That bill has already passed both Houses of the Illinois General Assembly. I would move the adoption of Amendment No. 2 to House Bill 143.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Sommer.

# SENATOR SOMMER:

Mr. President and members, initially the bill was for three million dollars and it was unbudgeted but there is support for public radio and television here, and it looked like it was going along and all of a sudden we almost doubled it by an amendment that we weren't aware was coming. I wasn't aware of it, I don't know about Bloom. You've just doubled the program, why? I mean, I think you've gotten the program passed, why would you double it here at the last minute? PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

# SENATOR NETSCH:

Well, it's not...Senator Sommer, it's not a doubling of the program, from three to five is not exactly twice as much, as a matter of fact. I think the...one of the reasons why is that in a sense we are building on something that existed at one time. There were some grants available at one time to the public radio stations. They had to be undone totally because of the fiscal crisis of a couple of years ago. We are now starting over...or not really starting over again, we are reestablishing those grants and also including the...the rest of the public radio and television stations that perhaps were not even in existence at that time. We're talking about eleven public radio stations spread throughout the State of Illinois, and seven public television stations, again, in many parts of the State of Illinois and to be perfectly honest, three million dollars just simply does not go far enough when...with that large a number.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Netsch moves the adoption of Amendment No. 2 to House Bill 143. Those in favor indicate by saying Aye. Those opposed. The Nays have it...the Nays carry. The amendment is lost. Further amendments?

#### SECRETARY:

No...no further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 529, Senator Luft. House Bill 529, Senator Luft. For what purpose Senator Netsch arise? SENATOR NETSCH:

I'm sorry, I was trying to get your attention to ask for a roll call on that amendment. You went so fast, you didn't even look over here to give me a chance to get your attention.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

Well, Senator Netsch, we...has requested a roll call on the adoption of Amendment No. 2...Senator Netsch has requested a roll call on Amendment No. 2 to House Bill 143. Those in favor will indicate by voting Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Vote me Aye. Have all voted who wish? Take the

record. On that...the...the adoption of Amendment No. 2 to House Bill 143, the Yeas are 36, the Nays are 21 and the amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 529, Senator Luft.

#### SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

#### SECRETARY:

Amendment No. 1 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

#### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 would make this into a vehicle bill and we have an identical bill going through, we may need this later. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 529. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 530, Senator Dudycz.

## SECRETARY:

SECRETARY:

Amendment No. 1 offered by...Appropriations I Committee.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would be the imposition of the guidelines on the Board of Election. I would move its adoption.

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 530. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 569, Senator Philip.

SECRETARY:

Appropriations I Committee offers two amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

Thank you, Hr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 would delete all the House add-ons and return it to the budget book level. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 569. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Further amendments? SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

#### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would change the program to the Responsibly Build Illinois Program, identifying the areas as the Governor has categorically, identifying this year's appropriation level which would be a little bit greater than that asked for by the Governor in keeping all the projects within the appropriated amounts level. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Sommer.

#### SENATOR SOMMER:

Could we confer with Senator Philip just briefly to find out...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

#### SENATOR PHILIP:

I...I would remind my members, this is so-called Responsibly Build Illinois, that's always a matter of opinion and I would hope we would all vote No and ask for a roll call.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Carroll may close. SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This amendment would make the appropriation bill basically in line with the substantive bill that we passed yesterday. There's one further change that has to be made by an additional Floor amendment, but again, this would say that the...the projects will go ahead...will go ahead in a very timely fashion, will go ahead, in fact, a little faster than that identified by the Governor, identifies the categories and I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll moves the adoption of Amendment No. 2 to

House Bill 569. Those in favor indicate by saying Aye. Those...a roll call has been requested. Those in favor of adopting Amendment No. 2 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 31, the Nays are 28. Amendment No. 2 having received the majority vote is declared adopted. For what purpose Senator Philip arise?

Verify the affirmative votes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

There's been a request to verify the affirmative vote. Will all the members please be in their seats and will the Secretary read the affirmative votes.

SECRETARY:

The following voted in the affirmative: Berman. Carroll. Chew. Collins. D'Arco. Darrow. Dawson. Degnan. Holmberg. Jones. Jeremiah Joyce. Jerome Demuzio. Hall. Joyce. Kelly. Lechowicz. Lemke. Luft. Marqvitz. Nedza. Netsch. Newhouse. O'Daniel. Poshard. Sanqmeister. Savickas. Smith. Vadalabene. Welch. Zito. Mr. President. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip, do you question any of the affirmative?
SENATOR PHILIP:

Yes, Senator Jones.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Jones in his seat? Senator Jones on the Floor? Senator Jones. Strike his name from the record.

SENATOR PHILIP:

... Senator Collins.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Collins on the Floor? Senator Collins is in the aisle.

SENATOR PHILIP:

Senator Vadalabene.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Vadalabene is in the back.

SENATOR PHILIP:

Senator Degnan.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Degnan...Senator Rock. Senator Rock.

SENATOR ROCK:

Thank you. Senator Degnan is down with...at the request of the Governor.

SENATOR PHILIP:

Okay, I'm sorry about that, Senator Rock. I didn't realize that. That's no problem... Senator Luft.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Luft on the...he's in the back. Senator Jones has returned to the Floor, put his name back on the record. SENATOR PHILIP:

Senator Welch.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch is in his seat. Do you question any others? Senator...I mean, Mr. Secretary. On a verified roll call, there are 31 Ayes, 28 Nays, none voting Present. Amendment No. 2 is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Ploor?

SECRETARY:

Amendment No. 3 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. As I identified in the description of Amendment No.

2, Amendment No. 3 would take the small business loan, large business loan, local government and...infrastructure improvements loan program and the industrial coal utilization program and make those into user bonds, user paid for, user interest. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 3 to House...Senator Philip.

SENATOR PHILIP:

I...I would suggest this is Responsibly Build Illinois, that's a matter of opinion, that we'd all vote red, and ask for a roll call.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll moves the adoption of Amendment No. 3 to House Bill 569. 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 31, the Nays are 28, none voting Present. Amendment No. 3 having received the majority vote is declared adopted. Further amendments?

Amendment No. 4, by Senator Carroll.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

Withdraw.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further amendments?

SECRETARY:

Amendment No. 5, by Senator Watson.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

SECRETARY:

Amendment No. 4, I'm sorry.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock, for what purpose do you arise?

SECRETARY:

Amendment No. 4.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson on Amendment No. 4.

#### SENATOR WATSON:

Right, that's what I've got, Amendment No. 4. This add-back...adds to the House Bill 569 five million dollars and what this is going to be for is a possible loan to a developer in the Carlyle Lake area, largest inland lake in Illinois, to come in and put in a development similar to what maybe a Tan-Tar-A or Four Seasons would be in...in Missouri. This area of the State, it's in my district and many of have been there, some of you have passed through the area, but it's a beautiful area of the State but. it's...unfortunately, it's been underdeveloped primarily because of the corps of engineers and problems that we've had in dealing with them, but we have the cooperation of the corps..the...the cooperation of the Department of Conserwation and others in bringing in a developer who is going to put in probably thirty-five to forty million dollars to...to develop this particular area. From an economic point of view, this will be a...a real boom not only to...of course, to our area but to the entire State. With Route 409 actually ending at practically at the entrance to this particular development, we're talking about opening up the whole area to the metro-east-St. Louis area and it's, I think, going to be a big boom to southern Illinois. Tax dollars being brought in will be substantial, I...I think this will be more than paid for...in fact, what we're talking about actually doing is loaning this particular...developer this money. So it's not something that would...that's a giveaway, we're talking about getting it back and I think we're going to be getting back more...certainly more than we're putting into it. I
would move for its adoption and ask any questions.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

#### SENATOR ROCK:

Thank you, Nr. President and Ladies and Gentlemen of the I think there are some thirty-three additional amendments incorporating projects that I'm sure are most worthwhile. Senator Philip and I, as the cosponsors, have agreed that only the committee amendments and the one Floor amendment would go on, and we're asking the membership to please withdraw the other thirty-three amendments. The withdrawal of those amendments will, I am sure, lead to a Conference Committee; on the other hand, if they are not withdrawn, we will send back to the House apparently, what the House originally sent to us, some three hundred amendments representing projects all over the State. It simply is not the way to go and I would ask the members, Senator Watson included, if they would be kind enough to withdraw the thirty-three amendments. We will save probably an hour's time and, more than that, we...you can be sure that the bill in its present form will undoubtedly then be subject to a Conference Committee.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

#### SENATOR WATSON:

Well, as long as...as my leadership and, of course, the President of the Senate feels this way and I'm not going to take the time of the Body to...to go through my particular amendments that I have, although, I do feel they're...they're very important, I think they're very responsible in building Illinois. The next amendment I had was to help an area...in my area...in my particular district to create some two hundred jobs. So I think they're important but in respect to

our leadership and the people that we elect to...to represent us, I'll withdraw Amendment No. 4 and Amendment No. 5.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further amendments?

SECRETARY:

Amendment No. 4, by Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. Please withdraw mine, I have four more.. four amendments, please withdraw them.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further amendments?

SECRETARY:

Amendment No. 4, by Senator Dunn.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Dunn.

SENATOR DUNN:

Mr...Mr. President, I withdraw No. 4.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further amendments?

SECRETARY:

Amendment No. 4, by Senator Friedland.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Friedland. Senator Friedland withdraws his amendment. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 583, Senator Davidson.

SECRETARY:

Appropriations I Committee offers three amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

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

Senate. Committee Amendment No. 1 is the guidelines amendment. I would move its adoption...phasing in new personnel as well.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there...discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 583. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

SENATOR CARROLL:

I would move that that amendment lie upon the Table.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any further amendments?...oh. Senator Carroll moved to Table Committee Amendment No. 2. Is there discussion? If not, those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is Tabled. Further amendments?

## SECRETARY:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

#### SENATOR CARROLL:

Thank you. Committee Amendment No. 3...we may have to work on a little bit more but this one is a language change for elevator repairs at the Centennial Building. Those who have used ours here in this building getting up to the six floor may want that adjusted as well, but for the time being, I would that we do adopt Amendment No. 3.

#### PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Carroll moves the adoption of Amendment No. 3 to House Bill 583. Those in favor indi-

cate by saying Aye. Those opposed. The Ayes have it. Amendment No. 3 is adopted. Further amendments?

#### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Ploor?

#### SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 641, Senator Poshard. House Bill 651, Senator Donahue.

#### SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

#### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the guidelines amendment eliminating some new positions. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 651. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted...any further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

# SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 652, Senator Fawell.

# SECRETARY:

Appropriations II Committee offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

#### SENATOR CARROLL:

...excuse me...thank you, Mr. President and Ladies and Gentlemen of the Senate. This is a guidelines amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 652. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No...is adopted. Any further amendments?

SECRETARY:

Amendment No...no further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

#### SECRETARY:

Amendment No. 2 offered by Senator Watson.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

### SENATOR WATSON:

Thank you, Mr. President. This particular amendment adds back twenty-eight thousand four hundred and fifty dollars. The original budget request was for eight hundred and thirty-two thousand five hundred dollars, and then after our committee action, we got...we reduced it to eight hundred thousand and now we're trying to add back twenty-eight thousand four hundred and fifty. So it isn't even going to get back to the level as originally introduced. The problem the Prisoner...Review Board is having, of course, is naturally with additional prisoners and additional prisons, the travel expense and, of course, clerk filing and personnel problems that they're having, they're needing additional help and this particular amendment adds back...clerk and some travel expense that is necessary for them to fulfill the duties of

their...of that particular position. Be glad to answer any questions, but otherwise, move for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Carroll.

#### SENATOR CARROLL:

I rise in opposition to this amendment at this time. In addition to the one position, this would add an unbudgeted position without a Doctor Bob and I would rise in opposition to Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Watson moves the adoption of...Senator Watson, you want to close?

SENATOR WATSON:

Well, just to explain once again, in case the members weren't listening. All we're talking about adding back here is twenty-eight thousand four hundred and fifty dollars, and we're talking about positions with the Prisoner Review Board which are necessary for the Prisoner Review Board to comply with...with the additional prisons that we have in our State, some new three prisons. We're talking about increased prison capacity, these people can't simply do what they're asked to do on the current...in the current budget. This is just simply money for a clerk and for some travel expenses that are necessary for the Prisoner Review Board to comply with our statutory requirements. I see no problem with this and I'd certainly ask for its adoption and a roll call if necessary.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson moves adoption of Amendment No. 2 to House Bill 652 and has requested a roll call. 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...take the record. On that question, the Ayes are 28, the Nays are 29, none voting Present.

Amendment No. 2 having failed to receive the majority vote is declared lost. Further amendments?

#### SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill...653, Senator Dudycz.

#### SECRETARY:

(Machine cutoff)...Appropriations I Committee offers two amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

#### SENATOR CARROLL:

Thank you, Br. President and Ladies and Gentlemen of the Senate. This is the guidelines amendment to phase in new positions and reduce Equipment to the CMS guidelines. I would move its adoption.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 653. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

#### SENATOR CARROLL:

SECRETARY:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would delete the new positions. I would move its adoption.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves adoption of Amendment No. 2 to House Bill 653. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 3 is...No. 2 is adopted. Further amendments?

#### SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

#### SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 654, Senator Sommer.

#### SECRETARY:

Appropriations I Committee offers two amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

#### SENATOR CARROLL:

Thank you, Nr. President, Ladies and Gentlemen of the Senate. Committee Amendment No. 1 adds for the minimum payments and doubles up from House Bill 655 on social security units, retirement. I would move its adoption.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 654. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Further amendments? SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

## SENATOR CARROLL:

Thank you, Hr. President and Ladies and Gentlemen of the Senate. Because the House had failed to pass State Board of Education's retirement contribution, Amendment No. 2 adds that and I would move its adoption.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 2 to House Bill 654. Those in

favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Further amendments? SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 3, by Senator Demuzio.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

#### SENATOR DEMUZIO:

Thank you, Mr. Chairman, Ladies and Gentlemen of the Senate. What Amendment No. 3 to 654 attempts to do is to restore to the Teachers' Pension System a one hundred percent funding. I have little or no hope for the adoption of this amendment, but I have filed two additional amendments that...that are there and it seems to me that we...we need to be doing something about the pension system in Illinois. I think Senator Carroll has put on an amendment I think for sixty-five percent, I think in...is the Committee Amendment No. 2, but it seems to me that we ought to draw some additional attention to the fact that we have a severely underfunded liability with our pension system, and I would move adoption of Amendment No. 3.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Sommer.

#### SENATOR SOMMER:

Just...just briefly. It would seem to me that this is a matter of...of negotiation in...in...among those people who are negotiating the education budgets. We had presently leveled, or Senator Carroll has, all pension systems at sixty-five percent. To do anything different at this time would throw us out of uniformity and may jeopardize the discussions going on with the education community. So it

seem to be...this might be premature but not...it's premature.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? Senator Welch.

#### SENATOR WELCH:

amendment. It seems that we've been hitting the Teacher Pension Fund for several years now and haven't been fully funding it. It seems to me that when you're talking about reform, maybe we should get back to fair play as far as the Teacher Pension Fund. I think that when we start talking about some of the alleged reforms in this package, such as a thirteen thousand dollar starting salary as one of our reforms and now we're talking about not fully funding the Teacher Pension Fund, it seems to me that we should live up to what we're supposed to do and put some money into that program, and I would urge support of Senator Demuzio's amendment.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? If not, Senator Demuzio moves the adoption of Amendment No. 3 to House Bill 654. Those in favor indicate by saying Aye. Those opposed. The Nays have it. Amendment No. 3 is lost. Further amendments?

SECRETARY:

Amendment No. 4, by Senator Demuzio.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

#### SENATOR DEMUZIO:

Well, this is a little bit more palatable. This just simply funds the system at eighty percent and I would move adoption.

#### PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Demuzio moves the adoption of Amendment No. 4 to House Bill 654. Those in

favor indicate by saying Aye. Those opposed. The Nays have it. The Amendment No. 4 is defeated. Any further amendments?

#### SECRETARY:

Amendment No. 5, by Senator Demuzio.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

#### SENATOR DEMUZIO:

Well, this one is a little bit more of a serious nature,
Mr. President. Amendment No. 5 is one that...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Can we break up these conferences and have a little order here. Senator Topinka and Senator Dawson. Senator Friedland. Senator Demuzio.

### SENATOR DEMUZIO:

Well, this one, as I said, is a little bit more of a serious nature. This...this amendment would fund the Teachers' Retirement System at sixty-eight percent, which would be three percent above what Senator Carroll has adopted by virtue of Committee Amendment No. 3. It would seem to me that this is an amendment that, frankly, this Senate ought to take a positive position, raise the pension level that has been suggested in committee and send that over to the House. We have such an underfunded liability in the pension system that it's one that...one of these days it's going to be a serious problem for us like they have in Washington with the social security system. Now, we sent out of here in...in House Bill 510 a bill...substantive bill that would increase the levels of...of pension contributions to the sixty-eight percent level, and it seems to me that this is the one that...that we ought to put on and I would ask, Mr. President, for a roll call on this amendment.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Rupp. Could we have a

little order here now?
SENATOR RUPP:

Thank you, Mr. President. I do want to follow up a little bit on Senator Demuzio's comparison of this situation with the social security. It looks like we're sort of creating our own little social security mess right here in Springfield. There really is no difference between our responsibility as a State...Federal Government when it comes to retirement programs. Our teachers have paid into the Teachers' Retirement Program...System for years, just like we've paid in social security. We get upset when social security gets trouble; yet, here we sit and we don't seem to be doing anything to prevent the same type problem coming up here. I support this move and ask that we vote Aye on this amendment. PRESIDING OFFICER: (SENATOR SAVICKAS)

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

SENATOR DEMUZIO:

Well, I want to ...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Wait. Senator Sommer. Senator Demuzio may close.

SENATOR DEMUZIO:

Just want to point out, you know, we're talking about a lot of grandiose educational reform this year and we're talking about financing that, and it seems to me that most of it's going to be coming out of the backs of the...of the teachers in this State by virtue of their retirement system. I think this is a good amendment, ought to be adopted and I move the adoption of Amendment No. 5.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio moves the adoption of Amendment No. 5 to House Bill 654. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 5 is adopted. Further amendments?

#### SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 655, Senator Sommer. House Bill 655, Senator Sommer.

#### SECRETARY:

No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

#### SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 656, Senator Donahue.

#### SECRETARY:

Appropriations I Committee offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll.

# SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the guidelines for the Pollution Control Board, phasing in a vacancy and adding the productivity improvement factor, and I would move its adoption.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Carroll moves the adoption of Amendment No. 1 to House Bill 656. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

# SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

#### SECRETARY:

No Ploor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading.

#### PRESIDENT:

All right. We will begin on House bills 3rd reading where we left off. I would direct your attention to the fact that we have a hundred and thirty-one bills on 3rd reading. We will...we will work straight through but no later than eight o'clock. Some members have indicated they wish to subject their bills to recall, we will do those in the order in which they appear, so that we can move the Calendar along. I would ask the members to recognize the fact that this is the final day for the consideration of passage of House bills on 3rd reading. We will have a hundred and eighty-one bills to deal with. We'll start where we left off on House Bill 1523. On the Order of House Bills 3rd Reading, House Bill 1523. Read the bill, Mr. Secretary.

#### SECRETARY:

House Bill 1523.

(Secretary reads title of bill)

3rd reading of the bill.

### PRESIDENT:

Senator Degnan.

# SENATOR DEGNAN:

Thank you, Mr. President. House Bill 1523 amends the Metropolitan Sanitary District Act with respect to the Civil Service Board, that three-member board; increases the salaries of those board members from five to twelve thousand five hundred and the salary of the chairman from seventy-five hundred to fifteen thousand. I should mention that the board members have not received an increase since 1951, the chairman received a small increase in 1978 when this General Assembly approved it. Be happy to answer any guestions.

# Any discussion? Any discussion? If not, the question is, shall House Bill 1523 pass. Those in favor will vote



Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, there are 52 Ayes, 1 Nay, none voting Present. House Bill 1523 having received the required constitutional majority is declared passed. 1528, Senator Berman. On the Order of House Bills 3rd Reading, House Bill 1528. Read the bill, Nr. Secretary.

House Bill 1529.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Berman.

#### SENATOR BERMAN:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill...House Bill 1528 is the proposal this year for the revisions in the School Aid Formula. What it does is by changing the qualifying rates brings greater equity to those school districts that are formed in the unit process and encourages that kind of movement towards that kind of school, K through 12. It is based...we have...I have at my desk two printouts, one at a hundred and twenty-five million dollar increase, one at two hundred million increase. Be glad to show them to any of the interested parties. I...at the moment, this is the only School Aid Formula in bill form on the General Assembly. I solicit your Aye wote.

#### PRESIDENT:

All right. While we're on the Order of 3rd Reading, I'm going to instruct the doorkeepers, no cards are to come in.

Tell anybody who wishes to visit or otherwise implore that there is a telephone but no cards. Discussion on 1528?

Senator Demuzio.

SENATOR DEMUZIO:

Well, thank you, Mr. President. I rise to support House Bill 1528 which I am told is a...a bill that is...toward the unit districts, I think. Now, I am told that the State Board of Education has a proposal that they are attempting to find some vehicle bill someplace, but, Senator Berman, that some place, I understand, they have not found yet and, therefore, there is no other proposal with the exception of this one. So it would seem to me that this is a proposal that we ought to support. If the State board's proposal manages to find its way into the mix someplace along the line, we'll take a look at the printout with it and determine how that benefits our respective school districts in our area, but I think for the most part we ought to pass out House Bill 1528 and we'll deal with the State board's when it gets here.

#### PRESIDENT:

Senator Maitland.

#### SENATOR MAITLAND:

Thank you, very much, Mr. President, Ladies and Gentlemen of the Senate. I, too, rise in support of House Bill 1528. Senator Berman I think has explained it very well. I want to mention to especially the Senators on my side of the aisle that...that with respect to unit districts...with respect to unit districts, in the case where you find that your unit district has been perhaps a slight loser under House Bill 1528, the reasons for that loss in revenue would apply to the other formulas as well. Either EAV has gone up, enrollment has declined or because of the phase-out that was agreed to last year with respect to Title One, you've lost that revenue there. I think this piece of legislation is good. know, we address the formula every year. In our reform package that we're dealing with now, we are talking about the...the possibility of great formula reform two or three years down the road. This is the adjustment I think we need and I would urge support of House Bill 1528.

#### PRESIDENT:

Further discussion? Senator Sangmeister.

## SENATOR SANGMEISTER:

Will the sponsor yield?

#### PRESIDENT:

Sponsor indicates he'll yield, Senator Sangmeister.

#### SENATOR SANGMEISTER:

I am sure this is flying out of here rapidly but, Senator Berman, I got a call this morning against the bill, because it supposedly discriminates against elementary districts. This is a dual district that called in, what is your response? Does it, in fact, discriminate, whatever that might mean, I suppose obviously in the amount of funds you're getting against elementary districts. Is that true or can you...enlightment?

#### PRESIDENT:

Senator Berman.

#### SENATOR BERMAN:

Well, discriminating is a relative word and depending upon how high we appropriate the funds for the School Aid Formula, I think it's fair to say that virtually everybody will benefit. The...the formula that's in here does do more for the unit districts than it does for the elementary, but it does increase the...the attention given and the flow of...of funds away from the high schools more than the existing formula. So it's not...you know, if you want to rank them, the elementaries are in a better shape than the high schools as far as the shifting of the funds.

## PRESIDENT:

Senator Sangmeister.

# SENATOR SANGMEISTER:

I'm sorry, I don't want to delay this. Do you have a printout that I can look at? Thank you.

#### PRESIDENT:

Further discussion? Senator Schaffer.
SENATOR SCHAFFER:

Well, we're all sleeping at our switches here and, Senator Sangmeister, you're going to get a printout, but there's a little shell game going on. See, the SBE has a...a proposal and this bill has a proposal and you get printouts to compare the two. What you don't get is a printout of the current formula if we do nothing. In many cases, we are much better off if we do nothing. The proponents of the bill are correct, this is a formula bill consciously designed to force the dual districts into becoming unit districts. Probably not a bad idea to have more unit districts but we are going to starve them into submission. I have printouts on my desk of the three...do nothing and the two proposals at two hundred million dollars which is the maximum number of dollars we are capable of putting in. What I find is the elementary districts get virtually no increase, very small; units do very well, high schools, so-so. I personally am quite concerned in my area, I have a mix. I have units, I have high school districts, I have grade school districts. The unit of this school that is the most trouble in my area is not the unit, it is clearly the elementary. What we have here is a formula change designed to force dual districts into becoming unit districts. I personally think there are a lot of consolidations that make sense. I don't propose to ruin elementary education for ten years while we starve those school boards into submission. I don't think that's the right approach. I would suggest to you that until each of us has a printout on our desk of all of the alternatives that list current year funding, current formula that does nothing, this proposal and the SBE proposal by districts, anyone who votes for this bill subjects themselves to the possibility of going back to their district and explaining to almost all of their school boards why they voted to cut funding to their district. Most of us have learned painfully over the years that it's dangerous to vote on a formula bill until you have the facts in front of you. I would suggest to you a prudent vote is either a No vote or a Present vote until you have the facts in front of you. If you're comfortable with what you know now, support the bill. Were I you, I'd find out how it affected my district before I push the green light.

# PRESIDENT:

Further discussion? Senator Welch.

## SENATOR WELCH:

Thank you, Mr. President. I would tend to agree with Senator Schaffer. I think that this does not do many of our downstate districts a great deal of good; in fact, the proposal that has been floating around by the superintendent does a much better job for many of us downstate. tion, one of the major things we've been kicking around here as a reform is early childhood education, and as Senator Schaffer pointed out, elementary and secondary education would get more under the superintendent's proposal, they would get less under this proposal. I think the shift from high school to elementary and secondary, which in my understanding has been agreed to by many, many of the high schools as something that should be done so that the kids are prepared when they do arrive in high school, is not in this bill. I think that we should vote No, wait for the next formula to come along. I'm sure that this one will return if it fails, it...it always seems to do so and I would urge a No vote-

## PRESIDENT:

Further discussion? Senator Hall.

## SENATOR HALL:

Thank you, Ar. President and Ladies and Gentlemen of the Senate. You know, that...you...around here you get caught and...now I've looked at both and I have both units and...and

dual and that...it creates a problem. I get more under the State Board of Education than I do under the Hoffman, but, you know, that I haven't seen the bill that says that, and I guess that I'll have to get on board here because this may be the last train of out Beirut. I just don't want to take any chances. So I think that right now I will support this but it depends on who you talk to my district and I got them both...for this. So, at this time, I'm going to vote for it; if the other...resurrects somewhere, then I'll jump ship and get over on that one. So, at this time, I'm going to vote for this bill.

#### PRESIDENT:

Senator Mahar.

## SENATOR MAHAR:

Thank you, Mr. President. I certainly concur with remarks that were just given by Senator Schaffer and I also urge all the members to carefully look at the ... at the analysis. I have the pleasure of serving twenty-two both high school and elementary districts, and as I look at this...this printout, the vast majority in comparing the net effect between what they're currently qetting and the...this...revision in the formula, the net effect is all negative on my district and I would suggest that even though the elementary school districts are certainly very hard hit, it appears that at least from ... from my Senatorial District, also the high school districts are very...very hard hit. I urge opposition.

## PRESIDENT:

Further discussion? Senator Watson.

# SENATOR WATSON:

Thank you,  $\operatorname{Hr}$ . President. I d like to ask the sponsor a question?

## PRESIDENT:

Senator...

## SENATOR WATSON:

Question.

#### PRESIDENT:

Question of the...sponsor indicates he'll yield, Senator Watson.

## SENATOR WATSON:

We're...we're talking about State Board of Education's proposal and them the one that you have currently. Are we talking about the same amount of new dollars in both proposals when we see these printouts?

## PRESIDENT:

Senator Berman.

#### SENATOR BERMAN:

Well, I...I don't know what you have, but I have on my desk three printouts, one shows last year's funding compared to this year's funding under the State board's recommendation at a hundred and thirty-four million dollars increase. I have one that shows last year's funding versus House Bill 1528 at a hundred and thirty-four million, and I have a third printout that shows a two hundred million dollar level comparing the State board and House Bill 1528. Those are available for your perusal.

## PRESIDENT:

Further discussion? Senator Schaffer, for the second time.

# SENATOR SCHAFFER:

Apologize for speaking a second time. Earlier today I requested the State Board of Education to give us the three alternatives, do nothing, this proposal and the SBE proposal at a constant funding level of two hundred million dollars. They are in the process of cutting and pasting and we'll have that available later in the day for each legislative district. So you'll find out what you've done to yourself.

## PRESIDENT:



Further discussion? Senator Berman may close.
SENATOR BERMAN:

Thank you. First of all, I think it is a great injustice to of us for Senator Schaffer to use the word starve...starve in describing the benefits that are portrayed under House Bill 1528. I think it's also interesting to note and I want the record to show, that Senator Schaffer is talking about a two hundred million dollar increase in State. funding. This is...this is June 26th, I hope I hear Senator Schaffer talking about two hundred...million dollar increase of State funding on June 30th. Let the record show that he is smiling. Ladies and gentlemen, in any School Aid Formula revision, there are winners and losers. If you did nothing, there are winners and losers. This proposal moves the State forward with a carrot approach of ... of trying to encourage this school districts that have been shown to provide the greatest quality of education, kindergarten through twelve. have some districts that do not benefit under this proposal. I have some district that does. I would suggest to you that this is the only proposal that has passed the House, that is in any bill form. If we...and I would love to be able to stand up...and you will hear from me on June 30th regarding two hundred million dollars in a very affirmative manner. With two hundred million dollars, everybody in this place can go home heros. I ask for an...affirmative vote. PRESIDENT:

The question is, shall House Bill 1528 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, there are 39 Ayes, 11 Nays, 9 voting Present. House Bill 1528 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading, the bottom of page 4, is House Bill 1529. Senator

Collins seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2nd Reading, House Bill 1529, Mr. Secretary.

END OF REEL

## REEL #3

## SECRETARY:

Amendment No. 2 offered by Senator Collins. PRESIDENT:

Senator Collins on Amendment No. 2.

## SENATOR COLLINS:

Yes, thank you, Mr. President and members of the Senate. Amendment No. 2 to House Bill 1529 is the long awaited agreement for collective bargaining for peace officers in State of Illinois. The...the amendment has been agreed to by the persons...the following persons who have been negotiating now for over two years, part of them, to resolve the issue of peace officers and firefighters, although this amendment does not include the firefighters' provision. I'm...I'm sorry that no agreement could...could have been made to resolve that issue but this bill...amendment does not include...firefighters. It is exclusively for peace officers in the State, and the agreement has been reached now by the municipal league, the City of Chicago, the Northwestern Conference of Mayors... Northwest Conference of Mayors, the chief of police, the Police Benevolent Association, the Illinois...and representing the...the police...Illinois Police Association. What the bill does, it ... it includes the police into the...the current law that was passed in 1983, and it provides for some special provisions which I feel strengthens the overall collective bargaining laws in the State of Illi-The scope of coverage includes those police the...in the State Department of Law Enforcement and all police in...in the State of Illinois. It makes some exceptions for such persons working in the law enforcement field as auxiliary police, part-time police, night watchmen and so forth. It provides for a clear definition of peace officers.

It has a special definition for determining the status of supervisory personnel and bargaining units for supervisory personnel and it...but it also stipulates that...that peace officer's...only peace officers shall be included in...in a unit for the purposes of collective bargaining unless the employer and...labor organizations agree to...of the employee inclusion. It provides for ... and what I consider to be a very strong management right sections which gives management exclusive rights to make sions...administrative decisions in certain areas, including manning an...a residency for...the use οf deadly force...certain weapons and so forth. The...the bill resolves impasse...and let me say this so that certain people like Senator Geo-Karis who is very strongly opposed to strikes, it prohibits policemen from striking and it resolves impasse through the...mediation process, and upon fourteen days prior to the ... expiration of any agreement, that either party can, in fact, request binding arbitration. Once the panel of arbitrators have made a decision, that decision then qoes before the appropriate governing body for its...approval...I mean, disapproval within twenty days. If. in fact, the...the appropriate governing body rejects one or more of the provisions of agreement the made the...decision made by the arbitrator, it would have to be ratified by a three-fifth vote of that governing body; otherwise, the agreement...the decisions made by the arbitrator will, in fact, become law...become part of the collective bargaining agreement. The...this bill also has a special section in there that increased benefits, widow's annuity for the Chicago Police only. This is a concession made by the...by the City of Chicago as a result of...certain concessions made by the police department in the process of negotiating this...this whole...whole agreement. It is something that is long overdue for increasing the widow's benefits in the City of Chicago and I think it...it is also a very good provision in this bill. It exempts...this bill is exempt from the Mandate's Act so that it is very clear that the City of Chicago will bear the expenses of...of this pension fund so that it...there will be no cost to the State of Illinois. I will be happy to answer any questions. I...otherwise, I would move for the adoption of Amendment No. 2.

PRESIDENT:

All right, Senator Collins has moved the adoption of Amendment No. 2 to House Bill 1529. Discussion? Senator Hudson.

## SENATOR HUDSON:

Thank you, Mr. President and members of the Senate.
Would the sponsor yield to a few questions?
PRESIDENT:

Sponsor indicates she will yield. Senator Hudson. SENATOR HUDSON:

Senator Collins, a day or so ago, I remember we had a discussion on this House Floor out of which I assumed came an agreement that you would not move this bill from 3rd. Don't want to seem to be unreasonable here, but that you would not move this bill from 3rd reading unless an agreement had been reached between, I understood, police and fire and possibly even municipalities. Has such an agreement been reached?

PRESIDENT:

Senator Collins.

## SENATOR COLLINS:

The agreement has been reached by police only. The...the firemen does not agree...did not reach an agreement. And...and let me just say...say this, I...I...I am fully aware of those two issues that the firemen could not, in fact, come to an agreement on. I do think that the majority of firemen in this State could have lived with the provisions of this Act, but for whatever special reasons, there are some

special problems in relationship to the firefighters of the City of Chicago and...and the City of Chicago which...which has very little, I think, to...to do with the provision of this Act, and...and for that reason, I am inclined to move on and to include the...the...the police into this bill at this time and...and grant them collective bargaining rights. I do think it's...it's a necessity that we move on and do that and hope that the firefighters can work out their problems at a later time.

## PRESIDENT:

Senator Hudson.

## SENATOR HUDSON:

Well, I understand your answer. I'm not...I'm not happy with it. Our understanding in committee and I...our understanding on this Floor was that this bill would not be moved in the absence in agreement between police and fire on this issue. Now, you're telling me that, no, no agreement has been reached, but we're moving it anyway. Is that correct? PRESIDENT:

Senator Collins.

SENATOR COLLINS:

No. Let...

PRESIDENT:

Senator Hudson.

## SENATOR COLLINS:

that...my agreement was not in relationship to agreement between police and firefighters but an agreement between local units of government, firefighters and other interested persons or groups into this whole bargaining process, not between the firefighters and...and the police as a group, but they were supposed to be a party to the overall agreement.

#### PRESIDENT:

Senator Hudson.

#### SENATOR HUDSON:

You mentioned other interest in parties...interested parties, does that...include parties such as the municipal league? Are they in agreement with this?

PRESIDENT:

Senator Collins.

# SENATOR COLLINS:

Yes, they are. I...I read off the list of persons...the groups that were...were in agreement. You must have...didn't hear me. I can easily pass them over to you.

## PRESIDENT:

All right, further discussion? Senator Collins has moved the adoption of Amendment No. 2 to House Bill 1529. All in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments? SECRETARY:

Amendment No. 3, by Senator Jeremiah Joyce. PRESIDENT:

Senator Joyce on...Amendment No. 3.

## SENATOR JEREMIAH JOYCE:

Thank you, very much, Mr. President and members of the Senate. Amendment No. 3 includes firefighters within the collective bargaining agreement, and it also deals with a very...in a sense, esoteric issue that is hanging all of this up and that has to do with the distinction with respect to who will be in the unit, and we have a unique situation in the City of Chicago, it applies to battalion chiefs, it's grounded into history that...of the 1979 situation. We want to keep this alive. The amendment provides that in existing units the members of the unit will remain the same in the City of Chicago at the present time. Those supervisors who are...who are presently in the unit can elect to get out of the unit if they so desire. We want to leave that intact.

That is the hangup. Other than that, we have no real serious differences and I move the adoption of Amendment No. 3 to House Bill 1529 at this time.

#### PRESIDENT:

Senator Joyce has moved the adoption of Amendment No. 3 to House Bill 1529. Discussion? Senator Geo-Karis.

#### SENATOR GEO-KARIS:

Will the sponsor yield for a question?

## PRESIDENT:

Sponsor indicates he'll yield, Senator Geo-Karis.

## SENATOR GEO-KARIS:

Is the right to strike specifically prohibited in your amendment?

## PRESIDENT:

Senator Joyce.

## SENATOR JEREMIAH JOYCE:

Yes, it is and the strong management clause that is contained in Senator Collins' amendment is also in this provision.

#### PRESIDENT:

Senator Geo-Karis.

# SENATOR GEO-KARIS:

Then I speak in favor of the amendment.

## PRESIDENT:

Further discussion? Senator Chew.

#### SENATOR CHEW:

Thank you, Mr. President. And, Senator Joyce, I was not totally aware that the firefighters' amendment was going to be offered. Now, I've been in close contact on this bill and the amendment that was offered and adopted by Senator Collins. As Senator Hudson said, this bill was not supposed to have been moved until there had been a total agreement. I have no thoughts of...of fighting the movement of the bill as it is now with the...Amendment No. 2 having be adopted, but

the City of Chicago, and let me repeat, the City of Chicago is in strong opposition of the amendment dealing with the firefighters because of the cost that's involved and other things that have not been cleared up. I...I cannot tell you why the agreement has not been made, I do not know, but if I'm getting the information correctly, and I hope I am...no, I'm not speaking of what you told me, that's not...I'm not fighting that either, but I know we're getting into these last days, Mr. President, but this...this amendment of Senator Joyce's, with all due respect to him, is opposed and totally resisted by me...and the City of Chicago.

## PRESIDENT:

Purther...further discussion? Any further discussion? Senator Hudson.

## SENATOR HUDSON:

Question of the sponsor.

## PRESIDENT:

Indicates he'll yield, Senator Hudson.

## SENATOR HUDSON:

Has this amendment been distributed?

## PRESIDENT:

It has.

## SENATOR HUDSON:

It has.

## PRESIDENT:

Further discussion? Any further discussion? Senator Collins.

# SENATOR COLLINS:

Yes, let...let me say again, it is unfortunate that this agreement could not have been reached but...but those are important factors and there must be an agreement. I think Senator Chew said it, that it's almost impossible to impose such a...such provisions as manning as to how many men are going to be on...you know, in each...each car and on each

truck and all of that...unit determination, who's going to be in the unit, supervisory determination of whether not they...they are supervisors or not. Those are important issues that...that...that has financial impact. Those issues ought to be resolved by the local units of government as well as...as the...the...the employees, and that issue...those issues have not been resolved, and at this time, you know, I...while I support what they're trying to do, I'm...I'm just not going to be able to vote for the bill...the amendment.

PRESIDENT:

All right, Senator Joyce has moved the adoption of Amendment No. 3 to House Bill 59. All in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

Amendment...Amendment No. 4 offered by Senator Jeremiah Joyce.

## PRESIDENT:

SECRETARY:

Senator Joyce on Amendment No. 4.

## SENATOR JEREMIAH JOYCE:

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

Amendment No. 4 is a technical amendment and it follows

Amendment No. 3. It relates to the title of the bill. I ask

for its adoption at this time.

#### PRESIDENT:

All right, Senator Joyce has moved the adoption of Amendment No. 4 to House Bill 1529. Any discussion? Senator Hudson.

## SENATOR HUDSON:

Question to the sponsor.

# PRESIDENT:

He indicates he'll yield, Senator Hudson.

#### SENATOR HUDSON:

Has this amendment been distributed...technical amend-

ment?

## PRESIDENT:

Senator Joyce.

## SENATOR JEREMIAH JOYCE:

I...I can read the amendment to you. It's only one line.
"It provides that an Act in relation to collective bargaining rights of peace officers and firefighters and peace officers and widows pension's benefits." It just retitles the Act...on the assumption that Amendment No. 3 was going to go on. I assume it was distributed.

## PRESIDENT:

Further discussion? Any further discussion? If not, Senator Joyce moves the adoption of Amendment No. 4 to House Bill 1529. Any discussion? All in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

## SECRETARY:

No further amendments.

## PRESIDENT:

3rd reading. We'll get back to the bills that are recalled, there's about six of them, at the end of the call. 1531, Senator Vadalabene. Top of page 5. On the Order of House Bills 3rd Reading is House Bill 1531. Read the bill, Mr. Secretary.

#### SECRETARY:

House Bill 1531.

(Secretary reads title of bill)

3rd reading of the bill.

# PRESIDENT:

Senator Vadalabene.

## SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. House Bill 1531 provides when positions are displaced or abolished due to a reduction in force, municipal fire or

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police departments and fire protection districts may not reduce an officer or member more than one rank. A reduction in force or removal shall be in strict compliance with seniority. Officers or members laid off shall have their names placed on an appropriate reemployment list in a reverse order of dates of layoff. House Bill 1531 continues the current practice in that compliance with seniority prevails when positions are displaced or abolished due to a reduction in the force of the department. Officers reduced in rank or removed shall be considered furlough without pay from their positions at the rank from which they were reduced or removed. The bill passed out of Local Government Committee by a vote of 11 to nothing and is supported by the Illinois Police Association, the Policeman's Benefit...Benevolent Association, the Fraternal Order of Police and the Associated Firefighters of Illinois, and I would appreciate a favorable vote-

#### PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall House Bill 1531 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, there are 52 Ayes, no Nays, none voting Present. House Bill 1531 having received the required constitutional majority is declared passed. 1540, Senator Savickas. 1547, Senator Degnan. On the Order of House Bills 3rd Reading, top of page 5, is House Bill 1547. Read the bill, Mr. Secretary.

#### SECRETARY:

House Bill 1547.

(Secretary reads title of bill)

3rd reading of the bill.

# PRESIDENT:

Senator Degnan.

## SENATOR DEGNAN:

Thank you, Mr. President. House Bill 1547 is for owners of real estate who sell and transfer their interest through a land trust and it requires those people and those trusts to pay the same transfer tax that individuals now pay. That tax is one dollar on every one thousand; half of that money goes to the State of Illinois, the other half goes to the county in which the transaction took place. The second reason for the bill is to provide the county assessing officers the same property value information of real estate sold and transferred by way of land trusts as is provided today in the sale and transfer of deed. I'm sure there will be some questions. PRESIDENT:

Discussion? Senator Netsch.

## SENATOR NETSCH:

Thank you, Mr. President. I would rise strongly in support of House Bill...1547. I think the reason why this strange anomaly exists is because we do still have heavy reliance in Illinois on so-called land trusts and it does involve what I think by everyone's concession is a legal fiction. The...the idea is that when the change is made in the ownership, if you will, of land that is in a land trust, it is not a transfer of real property, it is simply a transfer of the beneficial interest and that is as if personal property, so there is no change literally in title and so forth. The result of all of that is, and it is purely a legal fiction, that the property then, and it really is a transfer in property, is not subject to the Real Estate Transfer Tax and it just doesn't make any sense. It is depriving local governments, lots of local governments, of a great deal of money and it ... to no avail. This property should be treated exactly the same as any normal transfer of ownership of real So it seems to me that this is a bill that has property. been long overdue and I... I certainly hope that we will be

able to correct this inequity.

PRESIDENT:

Further discussion? Senator Chew. Any further discussion? If not, the question is, shall House Bill 1547 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 45 Ayes, 9 Nays, 2 voting Present. House Bill 1547 having received the required constitutional majority is declared passed. Senator Vadalabene, 1552. On the Order of House Bills 3rd Beading is House Bill 1552, read the bill, Mr. Secretary.

#### SECRETARY:

House Bill 1552.

(Secretary reads title of bill)

3rd reading of the bill.

## PRESIDENT:

Senator Vadalabene.

## SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. House Bill 1552 had a thorough hearing in a Local Government Committee and also on 2nd reading...the amendment which is the bill was thoroughly discussed on...on 2nd reading. This bill will...this bill raises the minimum salary for circuit clerks, county treasurers, county clerks, recorders, auditors and coroners, and it exempts the bill from the provisions of the State Handate's Act. This bill will not automatically raise all salaries of elected county officials because many counties are already at or above the...salary levels comprised in this bill. And I would appreciate a favorable vote.

## PRESIDENT:

Any discussion? Is there any discussion? If not, the question...well, all you have to do is put a light on. All

right. Relax. There was not a light lit. Senator Watson. SENATOR WATSON:

Thank you, and I apologize. You mentioned something about the State Mandate's Act, Senator, and I'd like to ask you in regard to that, what...what kind of provision is in here in regard to the State Mandate's Act?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Vadalabene.

# SENATOR VADALABENE:

The exemption was taken out with the amendment that was adopted.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

## SENATOR WATSON:

So we are complying with the State Mandate's Act under this law?

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Vadalabene.

SENATOR VADALABENE:

That is correct.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Watson.

## SENATOR WATSON:

Well, I've got a feeling we're going to see this again. But under the current conditions as long as the State's paying for it...it is an exorbitant increase in the minimums in many areas and, of course, some of the smaller counties are being the ones that are most negatively affected. I'm not going to support this but...and I'm guite concerned that we're going to see it back where we're going to force the counties to pick up the tab and that certainly wouldn't be a good idea. But, anyway, with...with the State Mandate's Act being included, why it's at least better than it was.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Rigney.
SENATOR RIGNEY:

Well, Mr. President, I think this is probably one of the worst bills of the Session. What we're talking about here is some increases in the minimums from a low of sixty-three percent, as I understand it, to a high of a hundred and fifty percent. Increases of that magnitude I don't think can be justified, and I don't care if the State is paying for it or if local units of government are paying for it, it just seems to me that this goes beyond simple reason. So I would suggest that it's high time that we decided in this General Assembly that the folks back home that have been paying the bill through the years to support county government, those local units of government are charged with the responsibility of paying their officers, and I think we ought to get out of this business of setting minimum salaries, and I hope that we give this a resounding No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Welch.

## SENATOR WELCH:

Thank you, Mr. President, I agree with Senator Rigney. Just as somebody in the House said we shouldn't be setting minimum salaries for teachers, maybe they're right if they apply this to county officials. Every time we talk about pay raises down here for ourselves or for judges we get bashed over the head and now come the county officials asking for pay raises and we don't hear too much of a peep from any of the interest or consumer groups complaining about this. I don't know where they are, but I think that this is a bad idea. I think paying an auditor thirty-seven thousand dollars for doing little or no work is a travesty and a slap in the face to our constituents, and I certainly urge a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Coffey.
SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. rise in opposition to this bill also, even though the bill is better than it was because we are not preempting home rule...or the...preempting the Mandate's But since...since we passed this bill from 2nd to 3rd I took t he time to contact our county board members and the chairmen of our county boards of the five counties I represent. And county board chairmen and those members serving, Republicans and Democrats, in my district are in opposition of...of this proposal and feel that we're taking the responsibility that they've been charged with away from them by raising the minimum. I think if and when the...the dollars are available, they've been allowing increases those counties, and it's true, some of the counties are above the minimums that maybe are stated here in this proposal. But I think...and some have said, well, because...county officials have said, well, the...the opposite party won't give them increases. In my...in my five counties, on the county board we have both Republicans and Democrats and in the county offices that are being held in my county, there are both Republicans and Democrats and they're both saying the same thing. Now it seems to me if those Republicans and Democrats and those county offices cannot work with their county board which should be setting the salaries, there must be a serious problem locally but I think it's for them to out. And for us to raise the minimums we are, in fact, mandating that the county boards raise those salaries even if they feel they're not justified. We don't like the Federal Government pushing us around, I don't think we ought to do the same to county government. We did put a proposal in to...to...allow some twenty percent minimum increases, maybe that was justified, but to this degree some hundred and...fifty percent salary increase I think is unreasonable and I'm going to oppose the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Schaffer.

## SENATOR SCHAFFER:

Well, members of the Senate, we all know that pay raises are very painful things, some of us bear some fairly deep scars from some of the pay raise votes that we've had to support or oppose. I would suggest to you, I...I...I would really implore the membership to bear in mind that we're talking about a raise in the minimum and the first raise in eight years won't affect a good portion of the county officers for three years. The ones it'll affect next year will be affected for four years so you can talk either ten or twelve years. And if you're going to treat your percentages you have to spread them over either ten or twelve years. large percentage of the counties are only...are not affected or marginally affected. We have at this point language in there to have the State through the Mandate's subsidize these things in the counties that would be most adversely affected, the small downstate counties. Senator Watson is absolutely right, this bill will be seen again. What we're attempting to do here right now is to put it into a Conference Committee, to sit down and work out a reasonable compromise. I, personally, will argue strenuously if I'm given an opportunity for a staggered system. I think that all of us elected officials have got to get away from the big salary jump. But when you wait eight years or twelve years to raise something you...naturally the percentages sound Maybe we can set a precedent here if we can get excessive. into a...a Conference Committee with some rational people representing all points of view and come up with a responsible compromise that we can all live with and maybe we can get into a staggered situation and maybe we can teach ourselves a lesson, learn how to handle the Legislature and the State officials the same way. The bill should be passed. We have a series of officeholders that will be going into four-year terms next year, and if we don't do it now, we're forced to consider the same question again in an election year when it's even more painful. I believe the compromise that can come out of that Conference Committee is one that most of us can accept and would argue is responsible. We need to let the bill go forward. Appreciate a favorable vote on that basis.

PRESIDING OFFICER: (SENATOR DENUZIO)

Further discussion? Senator Schuneman.

## SENATOR SCHUNEMAN:

Thank you, Mr. President. To argue that we're increasing the minimum and it's the first time that it's been increased in eight years and somehow imply by that argument that salaries of county officials have not been raised for eight years is, of course, wrong. Most salaries for most county officials have been raised in...in the past eight years. thing that I think is wrong with this bill is that we are moving from our traditional approach to this subject, which was to set the minimum, to what is being suggested in this bill which, in my opinion, is to raise the minimum so high that in many, many counties of this State the minimum will, in fact, become the maximum. And I think that's bad public policy. I think that we're infringing upon the rights of county government and this bill in its present form ought to be rejected. One of the arguments we're going to hear is that, gee, you did it for the sheriffs and now you ought to do it for us. Well, I'd like to point out to you that no sheriff in Illinois has collected a dime under that increased pay scale that was passed last year, and maybe when this thing comes back from Conference Committee we ought to correct the whole situation.

PRESIDING OFFICER: (SENATOR DEBUZIO)

Senator Chew, for what purpose do you arise?

SENATOR CHEW:

I move the previous question.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Chew has moved the previous question. We have Senators Fawell and Senator Hall. Senator Fawell.

## SENATOR FAWELL:

Thank you, Mr. President. Just a point of information for my colleagues. I checked and in DuPage County we're paying every one of our officials more than the minimum.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Fawell.

## SENATOR FAWELL:

We're paying more than that is in this bill right now. PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Hall.

## SENATOR HALL:

Thank you, Hr. President and Ladies and Gentlemen of the Senate. We get back to this same situation. Some of them say, what's wrong with this bill. What's wrong with the bill is that it should be an increase for us in there. I tell you what happens is that...what happens around this place. only people that really complain about pay raises and...pay raise for legislators are the legislators themselves. They run around town and say they voted against this and they voted against that. The point is, there are many legislators sitting right here right now that have gone for over six years without a pay raise. And you going to sit here and tell me we should deny these people this increase. You just don't have the gumptions to stand up and vote for what believe in. And what happened is, why should these people..we just passed a bill out of here that gave some department heads over thirty thousand dollar increase, more

than our own salary, and I didn't hear any crocodile tears for that. The point about it is that this bill should pass.

And I ask your most favorable support for this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Vadalabene may close.

## SENATOR VADALABENE:

Yes, thank...thank you, Mr. President and members of the Senate. I believe this bill has been debated long enough on 2nd reading, now on 3rd reading and in committee. And I would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 1552 pass. Those in favor vote Aye. Those opposed Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 33, the Nays are 22, 2 voting Present. House Bill 1552 having received the required constitutional majority is declared passed. Senator Watson.

## SENATOR WATSON:

I just think an issue of this importance...and I realize we got to knock four off, but I d like to verify it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson has requested a verification. Of the affirmative roll, Senator Watson? We had a little discussion about this yesterday. Senator Watson. The affirmative roll. Mr. Secretary, would...you will read the affirmative roll. ACTING SECRETARY: (MR. FERNANDES)

The following voted in the affirmative: Barkhausen, Berman, Chew, Collins, D'Arco, Davidson, Dawson, DeAngelis, Degnan, Demuzio, Etheredge, Fawell,...Geo-Karis, Hall, Jones, Jeremiah Joyce, Jerome Joyce, Keats, Kustra, Lechowicz, Lemke, Marovitz, Nedza, Netsch, Philip, Poshard, Savickas, Schaffer, Smith, Vadalabene, Weaver, Zito, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Senator Watson, do you question the presence of anyone? Senator Watson.

## SENATOR WATSON:

I understand there are several members that are off the Ploor with their summit meetings or whatever, so I won't call on them, but...Senator Chew I see is sitting in his seat. How about Collins? Okay.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Collins is next to Senator Chew.

## SENATOR WATSON:

Senator Jones.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones? Senator Jones on the Floor? Senator Jones is over here caucusing with Senator Netsch.

#### SENATOR WATSON:

Lechowicz. Lechowicz.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz on the Floor? Senator Lechowicz on the Floor? Strike his name.

## SENATOR WATSON:

Berman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Berman's here, next to the press box.

## SENATOR WATSON:

And as...I understand DeAngelis is in one of these meetings, is that correct? Okay. All right, thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. On a verified roll call, there are 32 Ayes, 22 Nays, 2 voting Present. House Bill 1552 having received the required constitutional majority is declared passed. 1556, Senator Keats. House bills 2nd reading is House Bill 1556, Senator Savickas. Mr. Secretary, read the bill, 1556. ACTING SECRETARY: (MR. FERNANDES)

House Bill 1556.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats.

#### SENATOR KEATS:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the rewrite of the Consumer Finance Act. are repealing the Consumer Finance Act and incorporating its provisions into the Consumer Installment Loan Act. actually combining the two. We are putting us under the Federal Truth and Lending Laws. It authorizes licenses to...licensees to make loans of money for principal amounts of ten thousand or less. It does allow a certain amount of real estate provisions which are sort of the Joe Six-pack...piece of property in Wisconsin that he'll eventually build a house on and wants to pay for over time. It allows the director to find or suspended licenses of consumer finance companies who are out of line in their opinion, changes certain loan levels. It is supported by the Department of Finance, it is supported by Household International, Hoffman Finance here in Springfield. The only support is...I mean, the only opposition is a public aid...law firm in Chicago and Senator Demuzio, so I will yield to him.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

#### SENATOR DEMUZIO:

Well, I hope everybody takes a long, hard look at this one; because for those of you that are out there running for reelection, you're going to hear about this one, I think, from your constituents. Now, what Senator Keats is attempting to do here is he's adding in this new...this new law all sort of anticonsumer little goodies. First of all, the...no severe limit on the fines, only a five thousand dollar per...per notice, not a per violation. In cases where the

tender has committed the same fraud against many lenders. they can earn many thousands of dollars and only pay a single five thousand dollar fine. The lender can sell a loan to anyone including any unlicensed collector, and no surety bond is required to do business under Senator Keats' legislation. It would allow the lender to charge any fee they choose...allows the lender to charge any fee they choose when the current law would limit these fees to the reasonable expenses that are connected with issuing the loan. I quess we're going to have thousands of new loan sharks, I quess, in the State of Illinois as a result of...of this bill. bill will allow a lender to impose any sort of reasonable or unreasonable fees, such as legal fees, in advance. And there are many, many other nasty little provisions of this bill that need go unmentioned, but I will suggest to you, you better take a long, hard look at this one cause this one is going to pop up all over the place. And I would rise in opposition to it.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Carroll.
SENATOR CARROLL:

Thank you, Mr. President, to join with Senator Demuzio in opposition. I think what you'll find also that there are no limitations on many of the areas; there's some significant changes, however, being made. They no longer want to follow Illinois' truth in lending. We have carefully worded a good truth-in-lending laws but obviously there are people now who do not want to be at all involved in the truth in lending. The current language has worked very well but obviously, again, there's no interest in following that. And now they want to charge interest as well on things that they are not loaning, such as any late fees, which in the past had been considered illegal under Illinois law. All and all I think that there are some significant problems that Senator Demuzio

posed and there's no logical reason for this in the interest of the citizens of Illinois. Right now, for example, how are premiums going to be calculated on the insurance? Will the lenders, in fact, charge interest on that as well? Will there be licensed people collecting? The answer, of course, is no, on and on and on. I think all and all, again, take a hard and close look at this and you'll see we're trying to by this legislation help a few lenders but trying to destroy the protection to twelve million people. And I would urge its defeat.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Keats may close.

## SENATOR KEATS:

Thank you, Mr. President. I appreciated your ... character reference for me. The bill is not quite what they make it out to be. It did pass the House Committee 18 to nothing, the House a 108 to nothing, the Senate Finance Committee 7 to 1 with Senator Demuzio at the time lambasting me in...in...in good humor in committee. I understand some of the opposition, but some of the major opposition raised by particularly the Illinois Support Center are things that are already in the law. I mean, some of their complaints were not ... I mean, they want powers that are there right today being dropped out. The few other points I want to raise specifically is, all the fees have to be disclosed right in the contract, there's no...no hidden fee thing in here. The Pederal Truthin-Lending Act totally covers all this. All the fees have got to be disclosed right up-front, I mean, every charge, it's all right there. Secondly, in terms of the...the fine. We offered to make the fine higher, we said what do you think the fine ought to be? Everybody seemed to agree at five thousand, then after there's agreement of five thousand, say it ought to be more and we said, hey, work out a reasonable amendment, we'll put it on. It turned out they never could work out an amendment. We had no problems with raising the fee some. I mean, the...I mean, the...the penalty...the penalty right now is five hundred bucks or something. I mean, this is a substantial increase over what exists. So, I understand some of the complaints, I don't think they're totally fair. The bill...I say, has been supported by large number of groups, is supported by the Department of Financial Institutions. And remember, this is the kind of loan for the small guy who needs to borrow four thousand bucks so they can buy a...piece of property in Wisconsin so he can eventually build a second...you know a second home on it, the skilled tradesman loan. These are not quarter of a million dollar loans, it's a ten thousand dollar limit. And I would appreciate your favorable roll call.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 1556 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? take the record. On that question, the Ayes are 30, the Nays are 24, none voting Present. House Bill 1556 having received the required constitutional majority is declared passed. Senator Carroll, for what purpose do you arise?

## SENATOR CARROLL:

I hate to do this but to request a verification of the affirmative vote.

## PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Carroll has requested...a verification of the affirmative vote. The members will be in their seats. The Secretary will read those who voted in the affirmative.

## ACTING SECRETARY: (MR. PERNANDES)

The...the following voted in the affirmative: Barkhausen, Bloom, Coffey, D'Arco, Davidson, DeAngelis,

Degnan, Dudycz, Etheredge, Friedland, Hudson, Jereniah Joyce, Karpiel, Keats, Kustra, Lechowicz, Macdonald, Mahar, Nedza, Philip, Rigney, Rupp, Savickas, Schaffer, Smith, Sommer, Watson, Weaver, Welch, Zito.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Carroll, do you question any of the affirmative vote?

SENATOR CARROLL:

Yes, Senator Coffey.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Coffey.

SENATOR CARROLL:

Oh, I'm sorry, I didn't see him. Is Senator Schaffer on the Floor?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schaffer, he's ....

SENATOR CARROLL:

I apologize. Senator Lechowicz on the Floor?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz on the Floor? Senator Lechowicz? Senator Lechowicz? Strike his name.

SENATOR CARROLL:

Senator Margaret Smith.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Smith? Senator Smith on the Floor? Strike her name.

SENATOR CARROLL:

That's sufficient.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator DeAngelis, for what purpose... Senator Keats.

SENATOR KEATS:

I'm not verifying the negative.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Postpone? Senator Keats wishes to put House Bill 1556 on

the Order of Postponed Consideration. Is leave granted? Hearing no objection, leave is granted. On a verified roll call, House Bill 1556 received 28 Yeas, 24 Nays and was defeated. House Bill 1567, Senator Watson. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1567.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

#### SENATOR WATSON:

Thank you, Mr. President. This legislation was introduced in behalf of the Illinois Association of Circuit Clerks. you know, they collect considerable amount of surcharges at the local level on fines and those surcharges go into the Traffic Criminal Conviction Surcharge Fund, the Violent Crime Assistance Fund and driver's education. The problem that the circuit clerks have, and this is one that's Statewide, is the fact that many of these particular surcharges are percentages, some are add-ons, there's a lot of confusion as to exactly what they're to do, and, in fact, in some cases the circuit clerks simple aren't adding on and the percentages are the...the add-ons because...there's such confusion. What this particular piece of legislation does, it just imposes a flat four dollars on each forty dollar fine or a fraction thereof and ends any confusion at the...that there would be at the local level. It passed out of the House with a hundred and seven votes, it passed out of the committee unanimously. There's no opposition. I'd appreciate affirmative vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Darrow.

SENATOR DARROW:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

## SENATOR DARROW:

Was the Senate amendment adopted which reduces the amount of fine by the amount of the surcharges? Or...or takes your amount of fine and reduces it by the state's attorney fee and the other fees and then applies the surcharge to that figure? PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

## SENATOR WATSON:

Okay, we put two amendments on on the Floor and they were...they took care of the problem that you mentioned. Yes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

# SENATOR WELCH:

(Machine cutoff)...you, thank you. A question of the sponsor. Senator Watson, will this raise certain fines or certain surcharges and lower others or is it going to raise everything up to four dollars?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

#### SENATOR WATSON:

Well, there's percentages and there's add-ons, currently. So there's going to be a case when they may in some instances raise and some instances lower. We're not trying to...add-on additional money, although...there may be some that will be generated because of this but we're simplify trying to simply the system for the circuit clerks, that's all.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? If not, the question is, shall House Bill 1567 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who

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wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are 1, none voting Present. House Bill 1567 having received the constitutional majority is declared passed. House Bill 1589, Senator Demuzio. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1589.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

## SENATOR DEMUZIO:

Yes, thank you, while I'm on the subject here, on this last bill, 1567, I inadvertently was instructed by Senator Chew to vote him in the affirmative and I inadvertently voted him in the negative. So if the record would so show that I'm...he wanted to be voted in the positive. Now, relevant to House Bill 1589. This is a bill that creates the Illinois Preneed Cemetery Sales Act, and the Comptroller's Office has spent the last four and a half years analyzing problems and drafting legislation relevant to this bill and it is modeled after many other states that have similar provisions. And I am told that this superfund concept would make it a model for the rest of the...the nation. The legislation is in response to the fact that there is a nonexistence of any law that requires cemeterians to entrust a percentage of their preneed sales and it has caused some consumers to lose their investments in cases of bankruptcy or fraud. What this bill purports to do is to protect a consumer by regulating the entrustment, licensing, construction time and refunds without causing undue hardship to the cemetery industry. I personally don't know of any opposition to this bill but I would be pleased to answer any questions that there may...members might have.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator...the question is, shall House Bill 1589 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open...voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are 1...1 voting Present. House Bill 1589 having received the constitutional majority is declared passed. House Bill 1596, Senator Welch. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1596.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

# SENATOR WELCH:

Thank you, Ar. President. This bill is in great part a clean-up bill. It does approximately five separate things. Number one, the main purpose of the bill is to allow Citizen Utility Board customers to become members through having a notice printed on those bills that are sent out by post In addition, the...when that company uses envelopes in its mailings to customers, they are to advise the Citizen Utility Board ninety days in advance of a planned mailing so that the Citizen Utility Board may prepare an insert similar to what it does with all other utilities throughout the entire State of Illinois. When the utility does not use the envelope, then at least four times a year information on billing statements on how customers may receive information on COB is to be included directly on the face of the bill. Another change, the language of the Citizen Utility Board Act will be changed to clarify who may run for the board of directors and who may circulate the nominating petitions and where the ballots are to be returned. This tightens up the definitions of persons excluded from running, and...including those persons holding elective offices, which excluded so many people, have been clarified to read, "Holding public or political party elected positions governed by the Election Code." The fourth change, the month for the Citizen Utility Board elections are changed from December to March. The...language defining...CUB membership will allow multiyear memberships as opposed to them requiring someone to send in five dollars every year. I would move passage of House Bill 1536.

## PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? Senator Rigney. Senator Friedland. Senator Rigney.

## SENATOR RIGNEY:

Well, Mr. President and Ladies and Gentlemen of the Senate, this is not a...a real bad bill, I quess, in terms of some we see at times that goes through our committee, but it is a bill that probably does present at least a couple of problems to the utilities and I think maybe they ought to be mentioned prior to a vote on the issue. I understand that one of the...one of their concerns is the issue of room on the post card, where they are using a post card system to put the information that they are asking for, to find that room on a post card to include all of that. The other concern that was expressed in the committee and that was the ninety-day provision. As I understand, at times the Commerce Commission asks the utilities to include some material in their billings and sometimes they are not given ninety days of notice. And that presents another little problem when you mandate that they must give ninety days of notice back to As I say, not a...not a major piece of legislation, I think the sponsor has represented it correctly as being a cleanup but it does have a...it is a bill that does present a couple of minor problems.

#### PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Welch may close.

## SENATOR WELCH:

I didn't mean to say it was a technical type of amendment, Senator Rigney, I meant in part it's a cleanup because of the action at the last election. But let me address your two questions. There are only two companies in the State that have objected to this bill because of no room on their post card mailing of their bill. And those arguments are really quite specious when you examine them. We're only talking about a one-line statement typed in on your...on your card, a post card. Certainly they can find room for that in the little check-off box. That's really not asking too much, that's kind of a...a curious argument to defeat this. h n A what we're trying to do is make it uniform so that all customers throughout the entire State, not those,.. just those of us downstate here from the Citizen Utility Board, everybody has a representative on the utility board, the Citizen Utility Board, but not everybody is apprised of all that they're doing or receives mailings to join the Citizen Utility Board, and that's the basic intent of this bill. As far as the ninety-day printing requirement, I think in committee the reaction to that was that it takes ninety days for the Citizen Utility Board to print up some three million inserts. takes a couple of weeks to get the...the layout drawn up, takes three more weeks to get them to the printer and get the printing of three million pieces of paper, then you have the inserting. So minety days really isn't that illogical that ... that difficult to abide by. I think that in order to make the citizens more aware that they do have a Citizen Utility Board and so that all citizens in the entire State of...State of Illinois can fully participate in trying to have themselves represented before the Commerce Commission, this is a good bill, and that's the intent of this bill,

make sure that everybody has a fair chance for representation when their utility rates are about to go up. And I would urge a favorable vote for House Bill 1596.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall House Bill 1596 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 30, the Nays are 24, 1 voting Present. House Bill 1596 having received the required constitutional majority is declared passed. One...Senator Rigney, for what purpose do you arise?

## SENATOR RIGNEY:

Someone suggested that since there's only 30 votes on the board, we ought to verify.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Rigney has requested a verification of the affirmative roll. The Secretary will read those who voted in the affirmative.

ACTING SECRETARY: (MR. PERNANDES)

The following voted in the affirmative: Berman, Carroll, Chew, Collins, D'Arco, Darrow, Degnan, Demuzio, Hall, Holmberg, Jones, Jeremiah Joyce, Jerome Joyce, Kelly, Lechowicz, Lemke, Luft, Marovitz, Netsch, Newhouse, O'Daniel, Poshard, Rupp, Sangmeister, Savickas, Smith, Vadalabene, Welch, Zito, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rigney, do you question the presence of any of the members?

# SENATOR RIGNEY:

Yes, I do, Mr. President. Senator Jeremiah Joyce.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jeremiah Joyce on the Floor? All right. Senator

Jeremiah Joyce is at the back of the Chamber.

SENATOR RIGHEY:

Okay. Senator Jones.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Jones on the Floor? Senator Jones has just popped up in the back here.

SENATOR RIGNEY:

... Senator Collins.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Collins on the Floor? Senator Collins on the Floor? Senator Collins? Strike her name.

SENATOR RIGNEY:

Senator Luft.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft is...Senator Luft is here, he's sitting next to Senator Rock. Beg pardon?

SENATOR RIGNEY:

Senator Newhouse. Oh he's...I see.

PRESIDING OFFICER: (SENATOR DEMUZIO)

He's in his seat. All right. Senator Rigney, do you question the presence of anyone else? All right on that...on a verified roll call, the Ayes are 29, the Nays are...the Nays are 24, 1 voting Present. House Bill 1596 having failed to receive the required constitutional majority is declared lost. Senator Welch.

SENATOR WELCH:

Ask for postponed consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Oh, I was hoping you didn't ask for a verification of the negatives. Senator Welch has...has asked for postponed consideration. Postponed consideration. 1598, Senator Kustra. House bills 3rd reading is House Bill 1598, Mr. Secretary.

ACTING SECRETARY: (HR. FERNANDES)

House Bill 1598.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kustra.

## SENATOR KUSTRA:

Well, thank you, Mr. President and members of the Senate. The description of House Bill 1598 on the Calendar is not exactly accurate. The original bill read differently than the bill in its form as it stands before you now. Under current law and practice, the MSD has certain quidelines for the amount of storm water which is allowed in the sanitary sewer lines in those communities which the MSD governs. The original bill stated that the MSD could not adopt standards for the infiltrationproblems for these suburbs which could not be effectively and economically eliminated from a sewer system as determined by the guidelines laid down by the Illinois Environmental Protection Agency. The MSD objected to that original piece of legislation, and in committee, an amendment was offered by a representative of the Northwest Municipal League, that association of cities all of whom fall within the guidelines of the MSD, and that amendment which is now the bill reads that for the period from July 1st, 1985 to March 30th, 1986, the board, that is the MSD, shall not initiate compliance proceedings regarding correction of excessive infiltration and inflow from tributary sewer systems if such corrections would conflict with the cost effectiveness determination pursuant to EPA rules. So what this bill is now is an attempt for the mayors of the suburban communities affected by the MSD to buy nine months of time. Nine months to sit down and discuss this matter with the MSD and try to work out a solution. I will also point out to you that presently one hundred and twelve of the one hundred and twentyseven communities which are in the MSD...affected by the MSD are out of compliance. So almost all the communities who are out of compliance, we're trying to bring them into compliance. This, I believe, is a good faith effort on the part of the mayors and I hope the MSD to solve this problem over the next nine months. I would be happy to answer any questions. I would ask for a Yes vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? Senator Zito. SENATOR ZITO:

Thank you, Mr. President and members. This legislation that was sponsored by Senator Kustra is really a...a local concern, and being a suburban legislator I...I, too, am concerned and helped Senator Kustra when the bill was in committee because I had felt that negotiations were going to continue as I believe they are, but I... I have some serious reservations now with House Bill 1598 as amended. There's three points I'd like to make and voice my concerns. first really addresses the problem, and it's a serious problem, that we have in the suburban area, and that's flood waters. I... I fully believe that sewerage treatment plants are not designed to treat excessive volumns of storm water. In times of heavy rain the plants become overloaded and they result, obviously, in flooded basements, and we certainly are plagued throughout the suburban area with that very serious problem. The second, or ... or the thrust of the legislation, I think, was originally to fight the standards imposed by the MSD to the local units of government that were really Federal standards to begin with, and one might argue that the Metropolitan Sanitary District, in fact, imposed these standards I believe that it was a combination, that in themselves. order to receive some grant money, the Federal guidelines mandated the MSD to impose these. And...and many communities, the community that I live in certainly had to...to do that, to separate these lines...these sewer lines. Anybody that's dealt with granting with the Federal Government knows,

and being in local government and involved in those granting procedures, I know that sometimes, to receive Federal money you have to follow certain regulations. Now they're not always enforced but the time that they...they may, in fact, be enforced, you're jeopardizing certainly those...those Pederal dollars. And in compliance with that, I think the Metropolitan Sanitary District really had no choice in The second point...or the third point, I should say is the real problem as I see it is infrastructure Rather than spending some time legislatively to address the concerns, as Senator Kustra would like to do. I think should be spending the time, and I've tried to spend the time, addressing the concerns of infrastructure to find the necessary dollars for our suburban area in...in particular to provide those dollars to put the adequate sewer lines in to alleviate and avoid all of these problems. I'm not so sure that this legislation is going to promote further negotiations. As a matter of fact, I think it might be...termed being a little antagonistic. I know that negotiations are going on now in good faith. I, too, Senator Kustra, would like to see those continue, and for that reason, I don't think at this point I can support this bill any longer and would urge the members on my side of the aisle and certainly the members of the suburban delegation on the other side of the aisle to oppose this measure at this time as well.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Lechowicz.
SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Let there be no doubt about it that the Metropolitan Sanitary District is opposed to this bill. And, unfortunately, the reason why they're opposed to it is that the district has received Federal grants for the construction and expansion of district treatment plants. A condition of these

grants is that local municipalities in separate sewer areas be required to repair and maintain their sewer systems so that the storm water infiltration will be kept at a minimum. The original bill and the amendment inhibit the district's ability to carry out this Federal mandate. Negotiations have been going on by the municipalities, the district and IEPA and some progress has been made. This is the proper way to handle the technical matters of this nature. House Bill 1598 does not offer a solution but unfortunate would complicate many, many issues. And for this reason, the Metropolitan Sanitary District says that they have to comply with the Federal mandates. They have also relaxed the standard by fifty percent, or a hundred gallons per capita per day of allowable infiltration was increased to a hundred and fifty gallons. To relax these...standards any further would require an additional construction of more plant capacity at a far greater cost than it would take to repair the sewers. reason, we are...in opposition to House Bill 1598 and I recommend a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Rock. SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I, too, recommend a strong No vote on 1598. Allow me just to say that the...my understanding was that there had been some kind of tentative agreement over in the House that the bill would, in fact, get out of the House but not move in the Senate on the basis that the negotiations were continuing. The Metropolitan Sanitary District of Greater Chicagoland receives Federal monies, but in order to receive Federal monies, it has to live by Federal rules. And to try to obviate Federal rules by virture of an Illinois State Statute simply is not going to work. Obviously, the district is sympathetic. I represent a suburban community; as a mat-

ter of fact, I represent two suburban communities, and I'm not as...any more happy than Senator Kustra is. But the fact of the matter is, if we are indeed to negotiate in good faith, this legislative effort is in vain and we ought not do it. I would ask those particularly from other parts of Illinois who are not involved, please stay out of this one, vote No on this bill. We'll keep the negotiations going on. I've talked to Commissioner Currie as recently as two or three days ago, he's painfully aware of this problem. But by virtue of this kind of legislative action, we stand to...to jeopardize...jeopardize some serious Federal money that would otherwise be forthcoming. I urge a No vote.

## PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Kustra may close.

## SENATOR KUSTRA:

Well, thank you, Mr. President. The first thing I would point out is that the MSD in the cities involved in this have been in technical violation of these rules that you're all so concerned about for over ten years...for over ten years. So if they're in violation for ten years, ladies an gentlemen, I suggest to you that another nine months isn't going to make a lot of difference. Senator Rock, your community of Oak Park isn't even affected by this bill, nor is the City of Chicago because you have what is known as combined sewers. talking about the hundred and twenty-seven communities whose sewers are not combined and who have been trying over the years to adapt those sewers to guidelines that are so incredibly stringent. And I'm not blaming the MSD, you're right, they're in a box, they're enforcing the Federal Government rules. But let me show you, let me give you one example of how stringent they are. In Niles, whose mayor, I might add, is of your party and not mine and a party official in your party and not mine, the MSD rule says that they have to abide by an infiltration inflow of a hundred and fifty gallons per capita per day. Niles right now is at two thousand seven hundred and fifty per gallons per capita per day. There ain t no way Niles can in any way abide by that rule without socking it to their local citizens, and that's what's going to happen all around Cook County. All around Cook County tax bills would skyrocket if you ever forced communities to abide by these rules. So what are we asking for? Nine months, ladies and gentlemen, nine months so these mayors and the MSD can sit down and talk. I would ask for your favorable consideration.

## PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall House Bill 1598 pass. Those are...those in favor vote Aye. Those opposed Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who push? Take the record. On that question, the Ayes are 33, the Nays are 19, none voting Present. House Bill 1598 having received the required constitutional majority is declared passed. Senator Rock, for what purpose do you rise?

## SENATOR ROCK:

I would request a verification of the affirmative vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock has requested a verification of the affirmative vote. The members will be in their seats. The Secretary will read the...the persons who voted in...in the affirmative.

## ACTING SECRETARY: (MR. FERNANDES)

The following voted in the affirmative: Barkhausen, Berman, Bloom, Coffey, Davidson, DeAngelis, Donahue, Dudycz, Dunn, Etheredge, Fawell, Friedland, Geo-Karis, Hudson, Jones, Karpiel, Keats, Kelly, Kustra, Lemke, Macdonald, Mahar, Maitland, Philip, Rigney, Rupp, Savickas, Schaffer, Schuneman, Sommer, Topinka, Watson, Weaver.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Thank you. I know Senator Savickas and Jones were...recorded in error, I would ask their presence be questioned.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Jones on the Floor? Senator Jones on the Floor? Strike his name. Senator Savickas on the Floor? Senator Savickas on his...on the Floor? Strike his name. Senator Rock.

SENATOR ROCK:

Senator Topinka.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Topinka on the Floor? Strike her name.

SENATOR ROCK:

Senator Lemke.

SENATOR LEMKE:

Senator Lemke on the Floor? Senator Lemke on the Floor. Strike his name.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. On that question, the Ayes are 29, the Nays are 19, none voting Present. On a verified roll call, House Bill 1598 having failed to receive the required constitutional majority is declared lost. Senator...Kustra requests consideration postponed. 1641, Senator Maitland. House bills 3rd reading, House Bill 1641, Mr. Secretary.

REEL #4

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1641.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

## SENATOR MAITLAND:

Thank you, very much, Mr. President, Ladies and Gentlemen House Bill 1641 amends the Public Funds of the Senate. Investment Act and it deletes the provision specified that no more than twenty-five percent of the total average balance from all the funds available at the end of each month may be invested by public agencies in short-term corporate obligations. This bill was a candidate for the Agreed Bill List and because the Treasurer bought ... brought to us an amendment, we, of course, had...to call off the...the Agreed Bill List. And the amendment that the Treasurer has suggested us, and we debated this on 2nd reading, provides that no public agency may invest in any repurchase agreements, what's commonly called...called repos, unless a number of requirements are met. I'd be happy to explain any of those if...if you like, but I believe it's a noncontroversial amendment, and I would ask for your support for House Bill 1641 as amended.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 1641 pass. 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 none, none voting Present. House Bill 1641 having received the constitutional

majority is declared passed. House Bill 1656, Senator Degnan. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill...1656.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Degnan.

## SENATOR DEGNAN:

Thank you, Mr. President. House Bill 1656 amends the Consumer Praud and Deceptive Practices Act, authorizes the state's attorneys of any county to bring an action to enforce the Act on the same basis as the Attorney General. Also gives those state's attorneys the same investigative and subpoena powers as the Attorney General with regard to the Act. I'd be happy to answer any questions.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Degnan moves the passage of House Bill 1656. 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...on that question, the Ayes are 56, the Nays are none, none voting Present. House Bill 1656 having received the constitutional majority is declared passed. House Bill 1667, Senator D'Arco. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1667.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator D'Arco.

# SENATOR D'ARCO:

Thank you, Mr. President. This is a Chicago Park District bill. It provides that the pension benefits are

subject to withholding under the Nonsupport of Spouse and Children Act which we all agree is a good idea. It also incorporates the provisions of...three or four other Senate bills that passed this Chamber. And it's my understanding that all of these pension bills are going to be reviewed and studied and analyzed and...eventually we're going to come up with a decision concerning the benefits for all of these bills, and I don't know of any opposition to this one. And I would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 1667 pass. 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 none, none voting Present. House Bill 1667 having received the constitutional majority is declared passed. House Bill...1677, Senator Barkhausen. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1677.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

# SENATOR BARKHAUSEN:

Mr. President and members, House Bill 1677 would make it a Class A misdemeanor for nonattorneys to collect a fee or be given a fee for referral of cases to attorneys. And this would include cash as well as noncash benefits. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator...Senator Collins, Netsch and Rock. Senator Collins.

SENATOR COLLINS:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he'll yield.

## SENATOR COLLINS:

Would this include...those agencies, consulting firms that...from referring someone who's otherwise charging a fee for services as a consultant to refer someone to an attorney? This include...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

## SENATOR BARKHAUSEN:

Well, I don't know of any such consultants or services, but if they're nonlawyers and they're accepting a fee for it, I believe that it would.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Collins.

# SENATOR COLLINS:

Yes, there...I...I know of...of consultants who are nonlawyers who...who consults on any number of issues but some of those they may find that their...clients may need legal services and refer that persons to qualified attorneys, and the fees they are collecting is for the services that they're...they're providing as a consultant.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen. Oh, Senator Hall.

## SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Caught me at an embarrassing time. Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Indicates...

## SENATOR HALL:

Senator Barkhausen, I thought we'd just finished with this thing. I don't understand you...continually coming back

with this same thing. Let me ask you this, the eternal question, who wants this?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

#### SENATOR BARKHAUSEN:

The bill for one thing is supported by the Illinois Bar Association, but I think beyond that it's in the...it's in the interest of everyone to make sure that the legal profession is thoroughly reputable and that there aren't...people charading as lawyers who aren't lawyers and attempting to collect fees for...as nonlawyers for referring clients to lawyers.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Hall.

## SENATOR HALL:

Well, I've been around here long enough and you have too, and I'm thinking you ought to know that you can't legislate Now what you're trying to say is that you're going to make the profession better by not having someone who could not refer someone to a lawyer? This is unbelievable. think you fellows who must have these big law practices don't want anybody else to get any cases, and so therefore...but I think it's a bad move because there are many people that will call a legislator's office, and not that you are trying to do something to that but people walk in and said, that here, I need a good lawyer. And if you say, well, you... I don't make it a practice myself but I'll say there's several lawyers in this building. In other words, if ... I have an office in bank building, if someone comes in there...and of course you saying for a fee, is that correct? Are you saying for a fee? PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

## SENATOR BARKHAUSEN:

Yes, that's the difference.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Hall.

#### SENATOR HALL:

The thing that happens that...I don't know of any legislator around here that's getting anything done. All his constituents want something and they certainly aren't going to go out and start paying for him to do that. It's just one of these things that I see this as wasted legislation and this bill should be defeated.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Collins had a question and obviously
we...misunderstood Senator Barkhausen's answer. Senator
Collins.

SENATOR COLLINS:

He did not answer. Didn't get a chance to.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen, Senator Collins did...

SENATOR BARKHAUSEN:

I'd...I'd have to ask her to repeat her question then, Mr. President.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Collins.

## SENATOR COLLINS:

The question...I...I'll give you a...a...a good example. My husband is a consultant but he is not an attorney. He does charge a fee, he has a consultant firm. And you're saying...and I'm asking the question under this...this bill or this amendment, you would prohibit him from referring his clients to a lawyer when he find in those cases that a lawyer is necessary, that he does not have the expertise to deal with a specific legal issue and a person would be better served by using an attorney?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

## SENATOR BARKHAUSEN:

Senator Collins, it's not exactly clear from your hypothetical what consultant is doing, but insofar as the consultant is providing a professional service, certainly he or she can charge a fee for that service but could not specifically collect a fee for the mere act of referring that client to...or customer to a lawyer.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Collins.

## SENATOR COLLINS:

Well, I want to know where the safeguards are, when...where's the cutoff point? Where does his fee for service end and...and...and the fee for the legal charge begin? Otherwise, if he charged a fee and part of that...that consultant fee, you know, is...I mean, he's instructing his client to...to a specific attorney, referring him to an attorney, how...how am I to know that there are safeguards to say that this person can't claim that you charged me for referring me to an attorney?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

## SENATOR BARKHAUSEN:

I think it's clear the intent of the bill is to prohibit the...sort of a kickback from the attorney being paid to the person referring the case in the first instance. So, insofar as the so-called consultant who you're mentioning is...is...providing a valuable service to the client, he could charge a fee for the service that he, the consultant, renders.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

# SENATOR BERMAN:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Indicates he'll yield.

## SENATOR BERMAN:

Is the word "fee" which is prohibited spelled out?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

## SENATOR BARKHAUSEN:

It is, Senator Berman, in the amendment which was adopted that says fee shall mean any explicit or arrangement for the receipt of cash or noncash benefits.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

## SENATOR BERMAN:

All right. Let me point out, and I'll give you a hypothetical and I want you to recognize that it's strictly hypothetical. First of all, I think the Illinois Restaurant Association should rise up in arms against this bill because when I send a very important big fee case to Senator Barkhausen up in Lake County to handle for me and he comes down to Cook County a couple of weeks later and buys me lunch, he could probably be sent to a year in jail for that nice, courteous gesture under this bill. I think it's ludicrous and ought to be voted down.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator...Rock.

#### SENATOR ROCK:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. We, it seems to me, argued this at some length at the amendment stage. I still think, Senator Barkhausen, truly, this is not a good idea. It perhaps would be good to spell out that if, indeed, you are not an attorney, you can't get fees for being a chaser or something. I presume that's what we're after. But the fact is, the way this currently reads...with...with meals and payment of golf green fees and goods and services,...we just ought not do this. I

urge a No vote or a Present vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Indicates he'll yield.

SENATOR GEO-KARIS:

There was an amendment that was defeated on the Floor relative to dinners and what have you. Is that amendment back on the bill?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Senator Geo-Karis, the amendment was...was Senator Lemke's amendment in committee and it was added and there seemed to be some concern about it. I...I made a motion to Table but then it seemed to be the will of the Body to keep it in. So the...the amendment is...is in the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Well, Hr. President, Ladies and Gentlemen of the Senate, I think every one of us in this Senate has...would be guilty of taking a dinner from someone who's not in the Senate here. I certainly don't solicit business as a lawyer from some of these people or vice versa. And I think the...because the amendment is in there makes it potentially dangerous to be fair to all. So I'm afraid I cannot support the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

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

SENATOR BARKHAUSEN:

Well, just in closing, Mr. President and members, I would

point out that the...the situation that Senator Berman mentions if he would be so kind as to buy me lunch or dinner when I visit Chicago because he may be grateful for services I've rendered or if I'd do the same for him, it's...it's only where that...gratuity or...or...noncash benefit is expressly in exchange for the service of referring a case. the...I think the situation is no different from...the free meals that members of the Legislature often get from lobbyists. I mean, if it's...if, in fact, those meals are directly in exchange for our votes on bills, that's prohibited by law. And so what we are trying to do here is to...is to make it clear that that kind of benefit expressly in exchange for the act of referring a case to a lawyer is also to be prohibited by law. I think the ethics that apply to us as members of the General Assembly ought to apply likewise to members of the legal profession, and I don't think any of us are going to take issue with that particular argument. I would therefore urge a favorable roll call.

PRESIDING OFFICER: (SENATOR SAVICKAS)

For what purpose Senator Berman seek recognition? SENATOR BERMAN:

Well, I apologize, Mr. President, but if he reads the amendment, it says explicitly or implicitly, that's the whole difference. And I would be glad to defer to him to respond in closing, but his statement was in error. The amendment says explicitly or implicitly. It's the implicitly that undercuts the intent of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen may close again.

## SENATOR BARKHAUSEN:

I...I stand by my earlier statement. I think it would...before any prosecutor is going to go after any person referring a legal case, I'm sure they were going to look for direct evidence that the cash or noncash benefit is offered

in direct exchange for the act of referring a case.

I...again, urge a favorable roll call.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall House Bill 1677 pass. 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 Yeas are 25, the Nays are 17, 12 voting Present. House Bill 1677 having failed to receive a constitutional majority is declared lost. House Bill 1688, Senator Netsch. For what purpose does Senator Hudson arise?

#### SENATOR HUDSON:

Mr. President, would it be noted that I voted No, I meant to vote Yes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The record will so indicate. House Bill 1698, Senator Netsch. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1688.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

## SENATOR NETSCH:

Thank you, Mr. President. This bill...deals with the subject matter of the allocation of the cap on so-called private activity bonds, a cap which was imposed in the Deficit Reduction Act of 1984 by the Federal Congress. I might say that we have already passed out of this Chamber a bill which I sponsored, Senate Bill 1318, which dealt with the same subject matter. This, again, is an attempt to set up a mechanism for allocating that cap which is applicable to the State of Illinois. The principal difference between this bill and the one that the Senate has already passed is that

instead of just simply incorporating into law the Governor's role through Executive Order to take care of part of the allocation, it has created a council which will, in effect, succeed to the Governor's authority to act pursuant to Executive Order. And the council consists of, mostly of executive officers, but of such people as the director of the Bureau of the Budget, the director of Commerce and Community Affairs, the director of Illinois Development and Finance Authority and so forth. It does also include the President of the Senate, the Speaker of the House, the Minority Leader of the Senate and the Minority Leader of the House, so that it is a mixed agency. I think in all other substantive respects, I believe the bill is essentially like if not absolutely identical to the one that the Senate has already passed. main difference is that it substitutes a council for the Executive Order method of doing the allocation. I'd be happy to answer any questions.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 1698 pass. 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 56, the Nays are none, none voting Present. House Bill 1688 having received the constitutional majority is declared passed. House Bill 1763, Senator Netsch. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1763.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

## SENATOR NETSCH:

Thank you, Mr. President. This bill is a response to the

authorization to provide for blind vending facilities at...so-called rest areas that are on State highways. it does is to authorize the Department of Transportation and the Department of Rehabilitation Services to install vending facilities at State and interstate highway rest and...and authorizes them to be operated by licensed blind vendors, in other words, similar to that which we do in State Capitol and other public buildings. It is...it also provides that if there is a rest stop at which there is no one who seeks to operate it that it can be done pursuant to private contract, but any money that the State then makes will be put into the funds that help to support the blind...either vendor's program or the...excuse me, rehabilitation program. It is strongly supported by the Federation for the Blind, by the Visually Handicapped Managers of Illinois and I think is ... is a very good addition to the programs that we have already done. I'd be happy to answer questions; if not, I would solicit your support.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 1763 pass. 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. House Bill 1763 having received the constitutional majority is declared passed. House Bill 1780, Senator Lemke. Read...that...1765 was on recall. Senator Lemke.

# SENATOR LEHKE:

(Machine cutoff)...understanding the...the way we're handling the recall is when it comes up we do the recall.

PRESIDING OFFICER: (SENATOR SAVICKAS)

All right. You're correct, Senator. House Bill 1765, Senator Lemke. Read the bill, Mr. Secretary. Oh,...Senator Lemke.

## SENATOR LESKE:

Like to have it moved to second to...Table...for purpose of Tabling Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke seeks leave of the Body to return House Bill 1765 back to the Order of 2nd Reading for purposes of Tabling an amendment. Is leave granted? Hearing no objection, leave is granted. Senator Lemke.

## SENATOR LEMKE:

I've been requested by the House sponsor to take off this amendment. I think...to save the time of the Senate,...we've argued this question before. It's a controversial amendment, we'd probably waste an hour, and just to have the House nonconcur and we'd be back again arguing. So I move to Table this amendment.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Lemke moves to Table Amendment No. ! to House Bill 1765. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is Tabled. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 2 offered by Senator Lemke.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke.

SENATOR LEMKE:

Withdraw that.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 1780, Senator Lemke. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1780.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke.

## SENATOR LEMKE:

What this does is amend the Illinois Highway Code and Finance Act. In 1983 the Attorney...Attorney General gave an opinion that the...IDOT was not legally...had no legal authority to make loans to local governments for the moving of their gas, water, electric lines in conjunction with...their road projects. This amendment gives them that authority. I ask for a favorable adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 1780 pass. 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 50, the Nays are 8, none voting Present. House Bill 1780 having received the constitutional majority is declared passed. House Bill 1800, Senator Berman. Read the bill, Mr. Secretary.

ACTING SECRETARY: (HR. FERNANDES)

House Bill 1800.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke,...or Senator Berman. You have the same jackets on.

SENATOR BERMAN:

We all look the same. Thank you, Mr. President. First, I would ask for leave to add Senator Keats as a hyphenated cosponsor on House Bill 1800.

PRESIDING OFFICER: (SENATOR SAVICKAS)

You've heard the motion. Is there discussion? If no objection, leave is granted.

#### SENATOR BERMAN:

The bill as amended does only one thing. It allows the Illinois Development Finance Authority to make grants to universities and research institutions...research consortiums and other not-for-profit entities for the purpose of remodeling or otherwise physically altering existing laboratory or research facilities, et cetera. The purpose of the bill is to allow the Illinois Development Finance Authority, IDFA, to consider within the quidelines that it will set and the funding that it has available a grant for the purpose of the Northwestern University Evanston Research Park that is being developed in the City of Evanston. We have discussed the more complicated and technical areas, but...regarding tax incremental funding...financing those things removed from the bill and it is merely an authorization to IDPA to authorize it to consider grants for this purpose. I solicit your Aye vote.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Netsch.

# SENATOR NETSCH:

Briefly, as I understand it then, Senator Berman, the only thing left is the authorization for the grants. I...I would say that's both good and bad because what you were trying to do previously was very innovative and probably has more long-range potential economic development impact than most of the things that we do around here because it was related to research and its relationship to a university. But in any event, I...I think the idea of encouraging this kind of activity is a good one. I don't know whether I'm supposed to vote Present because I work for Northwestern University or not; heaven knows, I will not benefit from this particular facility. But I do think though that, if I might

just underscore something, this does go to one of the great strengths that this State has and that we clearly ought to do more with in terms of economic development and that is to make use of our great universities and to find ways in which we can get them to add to the...really what amounts to a development of job base. And I...I hope that we will spend a lot of time instead of just giving away tax breaks to everybody under the sun, address ourselves to beefing-up our strengths as this bill does in the future.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge.

SENATOR ETHEREDGE:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Indicates he will.

SENATOR ETHEREDGE:

Senator Berman, are the DCCA grants...is that part of the program still in the bill, the grants that DCCA would authorize to...buy or purchase the...the services of replacement facility members for those that are assigned to work in the research labs?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

SENATOR BERMAN:

Yes.

SENATOR ETHEREDGE:

Okay. So...those grants still...are still in plus the grants that would be made available through IDFA. I'm not sure that you indicated that those were matching grants, but...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Berman.

SENATOR BERMAN:

Yes, there's a sixty-forty match that would be involved

in those.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

## SENATOR ETHEREDGE:

And the...the TIF program with the back-up support of the State Sales Tax, that has also been...been removed from...from the program as it stands right now. I have one...one other question. The grants that would be made available both through IDFA and through DCCA, is there an appropriation for those monies? What is the status of the funding for this project?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

#### SENATOR BERMAN:

No, we have not provided for any funding, that will be down the road. If and when the...the park, University in Evanston, see fit to submit a request to IDFA and they see fit to fund it, then will be...they will be back depending upon their source of funding.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

## SENATOR ETHEREDGE:

So that what we are setting in place then is a...a shell, if you will, that would make possible grants through IDFA and through DCCA, but also that this is not tied specifically to the Northwestern University Project. I think there are a couple of times that has been indicated, but actually this is written so that universities...any university, in fact, or non-for-profit agency could participate. Is that not the case?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

## SENATOR BERMAN:

Well, the language is in a generic description, of

course, but I wanted to be candid, as I was in committee, that we are...the bill is being sponsored by me and by Senator Keats specifically before this dramatic project that's being undertaken in Evanston in cooperation with Northwestern University. I...I'm not aware of any other project of that sort that would be coming in for money.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator DeAngelis.

## SENATOR DeanGELIS:

Thank you, Mr. President. A couple of questions of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator DeAngelis.

## SENATOR DeanGELIS:

What is the size of the project contemplated under this legislation that you have in mind for Evanston?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

## SENATOR BERMAN:

Before I give you figures, I would like...are you asking what we're going to come to the State for or do you want to know what the size of the cost of the project is going to be? PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

## SENATOR DEANGELIS:

The cost of the project.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

## SENATOR BERMAN:

Right. The total capital needs of the Evanston University Research Park is contemplated to be 505.2 million dollars. The research park will be four hundred and three million dollars, the research institute will be a 102.2 million dollars. There's already committed Federal support of 68.6

million dollars. Other sources which would include university sources, private, State, municipal funds would be contemplated to be 436.6 million dollars. And, again, I want to underline, those are the total projected costs, we're not coming to the State of Illinois for that kind of money.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

## SENATOR DEANGELIS:

That...that would make...the grant eligibility about two hundred and forty million dollars, correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

## SENATOR BERMAN:

No, and that's why I couched my...my comments. I don't want to get put into a box, Senator DeAngelis, where you're saying that I'm coming in for forty percent or sixty percent of a five hundred million dollar project, that's not the case.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

## SENATOR DEANGELIS:

Well, then what, under this legislation, would you be eligible for if not two hundred and forty million dollars?

PRESIDING OFFICER: (SENATOR DEMUZIO)

... Senator Berman.

# SENATOR BERMAN:

The bill as it is before us merely authorizes IDFA to consider grants for these types of research parks. The total prerogatives as to whether an amount is going to be granted will be in the hands of IDFA. And I cannot say to you today that we're coming in for a million or ten million or any other figure. This is merely an authorization to IDFA along with...a...a vote of confidence in a dramatic program that stresses the strengths of the State of Illinois for economic

development.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

## SENATOR DEANGELIS:

Senator Berman, thank you for the nonanswer. I have another question that I hope you can answer a little better. When you say not-for-profit, who is the not-for-profit entity here?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

## SENATOR BERMAN:

Well, we've got a couple of not-for-profit entities; first is the university, that's the not-for-profit entity. As the development goes along there may be other not-for-profit entities that are involved either existing or to be created. But again, we're...we're limiting it to not-for-profit organizations.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator DeAngelis, before that, UPI has requested to take still...pictures. Is leave granted? Leave is granted. Senator DeAngelis.

# SENATOR DeanGELIS:

All right. Now, you got a non-for-profit entity, you get the...the grant...housed in that facility, can for-profit companies be in there doing their technology and their work? PRESIDING OPPICER: (SENATOR DEMUZIO)

Senator Berman.

## SENATOR BERMAN:

If the question is, is there a prohibition against for-profit entities in this project? No, there certainly is not, I don't think you'd want it and neither would I.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DEANGELIS:

Well, I certainly don't, I...I have a strong belief in the profit system, but not profit based on charity, profit based on effort and productivity. The point is that you could, in fact, end up funding up to two hundred forty million, whether Senator Berman wants to disagree with me or not, and you can then, in fact, put in a for-profit company in there, in whatever that facility is. And...it's tough to vote against something like this because the concept is really great. But what you really got here is somewhat of a technology stamp program and I...I just think that we're really embarking on another area of public policy that we should not be doing.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Poshard.

Yes, Senator Berman, I just want to be clear about this.
Now does this bill speak... (Machine cutoff)...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator, your...apparently your microphone has...has some problems. Try it again. Say something, we don't know. Now it is.

## SENATOR POSHARD:

Yeah, thank you, sir. Senator Berman, I just want to be clear about the bill. Does this bill speak with specificity only toward, Northwestern University? Does it only apply to Northwestern University or can other universities of the State apply for these types of funds from IDFA?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

# SENATOR BERMAN:

No, it does not limit it to Northwestern University. Let me read to you, "The authority," meaning IDFA, "may award grants to universities and research...research institutes...institutions, research consortiums and other notfor-profit entities," et cetera, et cetera.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Pavell.

SENATOR FAWELL

you, very much. I have been doing a lot of Thank research recently on...on what brings high tech. into the State of Illinois and one of the main things that must be in place is that the universities work closely with private industry. This is what's happened in...in California, this is what has happened in Massachusetts and this is what presently happening in North Carolina. Very frankly, I went down to Chicago and listened to Northwestern's presentation because obviously this area is going to be in direct competition with DuPage County. But, frankly, what is being attempted here is what should be done in this State. only way we are going to increase our high technology possibilities in this State is to have our large universities such as Northwestern, the University of Chicago, the University of Illinois, none of whom which are in my district and I wish they were, have this cooperation with the State. I think this would be penny-wise and pound-foolish if we reject such a...a creation as is formed in this bill, and I seriously ask my colleagues to support it.

PRESIDING OFFICER: (SENATOR DENUZIO)

All right. Ladies and Gentlemen, we have about a hundred bills to go. Senator Berman.

## SENATOR BERMAN:

Thank you. I think it's always or sometimes ironic...ladies and gentlemen, if I was presenting this bill from three feet to my right, Senator DeAngelis would be up here telling what a wonderful program this was. It's still a great program. Senator DeAngelis, quote, said, "It's a great idea." It is a great idea, it builds upon the strengths as to research and...and basic industry research...that we

have...in Illinois it is an important economic development and I ask for an Aye vote on House Bill 1800.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 1800 pass. Those in favor vote Aye. Those opposed 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...45, the Nays are 12, none voting Present. House Bill 1800 having received the required constitutional majority is declared passed. Senator Holmberg, for what purpose do you arise?

Point of personal privilege, Mr. President. I have in the President's Gallery a...a group of women from Rockford, including some county officials, they're very active in Democratic politics and I would like to welcome them to the Senate.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Will our guests in the gallery please rise and be recognized by the Senate. Welcome to Springfield. 1801, Senator Barkhausen. House bills 3rd reading is House Bill 1801, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1801.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Barkhausen.

## SENATOR BARKHAUSEN:

Mr. President and members, I think it's appropriate that House Bill 1801 follows on the heels of Senator Berman's House Bill 1800 for its...although the subject matter is somewhat different the purpose is essentially the same and that is to stimulate the Illinois economy by giving encouragement to increased high technology businesses. It



does two things, the original bill simply directs the Department of Commerce and Community Affairs to include within its economic planning the future occupational needs of the State. The...the bill was then amended to incorporate into it the provisions of a bill that...that passed this Chamber unanimously two years ago to create a commission Governor's Commission on High Technology...on Science and Technology, and the bill passed both Chambers and was amendatorily vetoed by the Governor into a form which is identical to this bill...as it stands, it essentially codifies the existing High Technology Task Force within the Department of Commerce and Community Affairs and gives the task force or the commission somewhat more specific direction from the General Assembly but it is consistent with the task...what the task force has been doing, it merely directs them to continue in the direction that they ve been proceeding. I would urge a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there any discussion? If not, the question is, shall House Bill 1801 pass. Those in favor will vote Aye. Those opposed 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...the...on that question the Ayes are 58, the Nays are none, none voting Present. House Bill 1801 having received the required constitutional majority is declared passed. 1814, Senator Bloom. House bills 3rd reading, House Bill 1814.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1814.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

## SENATOR BLOOM:

Thank you, Mr. President and fellow Senators. House Bill 1814 is the telecommunications portion of the rewrite of the Public Utilities Act. It is the universal telephone service protection law of 1985. It came over from the House and there were some unresolved issues, if you will. Monday afternoon in the...the issues were resolved through amendments and the good faith efforts of the various telecommunications companies and the very hard work of our staff, Deborah Connelly and Bill Sheppard, has resulted in what could have been a very controversial, time-consuming bill is now pretty much settled out. I'll answer any questions you may have about it, but I think that we can take care of this and send it on its way. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? Senator Netsch. SENATOR NETSCH:

Just briefly to underscore what Senator Bloom has said, I think that the bill is essentially without heavy controversy at the moment. I would like to mention just two things: one is that it does have a sunset provision for December 31, 1991, that is important, I think, because it is a reflection of our recognition and the bill's recognition that this is a very volatile...industry, that things are quickly, and that what we write in law today may not be relewant next year or two years from now, certainly not ten years from now. Secondly, I would like to point out that it...it is a...strong commitment to protect what we do call universal service and we do virtually have universal telephone service in Illinois with about a ninety-five percent of the households being connected, that is certainly a commitment that we want to maintain. Third, I think for some from downstate areas they should be aware of the fact that we recognize that local service is...has a real danger of being more expensive in those areas on a cost basis in the future, and the commission is very strongly directed to pay strong...to pay attention to that, to study it specifically and to report back to us other devices that might be necessary to...to make that not a fact. So, I think in terms of all objectives, it is well done and it does come to you from that same committee that produced Senate Bill 1021.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Hall.

## SENATOR HALL:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Hall.

#### SENATOR HALL:

Senator Bloom, you know, I've had serious reservations and questions about this. Now, you're telling me that it's pretty much all been settled, I want to know what you mean by that. Secondly, I want to know this and Senator Netsch has alluded to it, we're going to have much higher rates and when you're saying...you're working on it, and you're saying that here it's going to have a sunset provision of 1990, that's fifteen years from now. I want to know what's going to be happening right now?

PRESIDING OFFICER: (SENATOR DENUZIO)

All right. AP...

### SENATOR HALL:

...or five years from now. Did you say 1990, Senator Netsch?...oh, well, that's six years away. Okay. I'm ready for your answer.

## PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, AP has also requested leave to photograph, they...they don't want to lose this historic moment. Leave is granted. Senator Bloom.

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### SENATOR BLOOM:

Thank you, for turning my mike on. Purpose of this bill is to guarantee insofar as you and I as legislators can that local phone rates do not go up. Okay? Now, that's the best answer I can give you, insofar as you and I have...are able through House Bill 1814, is to keep the commitment to universal telephone service and to keep the commitment to keeping local exchange rates as low as possible. This bill will not increase your local exchange rates and that's a fact, and Senator Netsch is nodding her head.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Bloom, do you wish to close?

SENATOR BLOOM:

No, I want a roll call.

PRESIDING OFFICER: (SENATOR DENUZIO)

House Bill...the question is, shall House Bill 1814 pass. Those in favor vote Aye. Those opposed 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 57, the Nays are none, 2 voting Present. House Bill 1814 having received the required constitutional majority is declared passed. 1841, Senator Barkhausen. House bills 3rd reading is House Bill 1814, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. PERNANDES)

House Bill 1841.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Barkhausen.

## SENATOR BARKHAUSEN:

Mr. President and members, House Bill 1841 is once again the DUI bill that was offered by the Illinois DUI Task Force chaired by Secretary Edgar. I...I think by now most of us know what's in it so I won't summarize, unless anybody wants to ask questions, all of its provisions. I simply would briefly like to make two points clear and in so doing address a couple of concerns that were voiced in the last Judiciary II Committee hearing that we had on the subject. One was a concern about the possible consequences of an arresting officer not appearing at a...at a hearing in response to a defendant's subpoena, and I want to make clear that it is not the legislative intent of Section 2-118.1 of the bill to limit the circuit court's authority under those circumstances to grant a continuance or to go forward, "on the record." There was also some concern about the possible nonadmissibility of blood alcohol tests, and that is only under circumstances where the officer is not charging the...party with a...a violation of driving under the influence of...of alcohol or intoxicating...I should say driving under the influence of alcohol or drugs. So, again, it's not the legislative intent under Section 11-501.3 to reduce a person's responsibility to voluntarily submit to a chemical test or tests as provided in Section 11-501.1 nor does Section 11-501.3 limit the admissibility of evidence procured...pursuant to any other provision of law. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? Senator Darrow.

### SENATOR DARROW:

Thank you, Mr. President, Ladies and Gentlemen of the House. It's very easy for the sponsor of this legislation to get up and tell what the legislative intent is but this bill is defective...on a number of points. As was mentioned, if the arresting officer fails to appear, the charges will be dismissed, the person will not be convicted of DUI. At least that's how it operates in Cook County. There should be some mechanism written into this bill if for some reason the

arresting officer cannot appear the case is continued. There oftentimes the officer may be called out on an emergency especially in small town communities and it would be a shame if these charges were dismissed. Secondly, the current draft specifies that the urine and blood tests will be strictly confidential and be used only for medical and traffic safety research. I think it might be well if we could also these tests in reckless homicide and also in the DUI cases. That's another defect. And thirdly, what are we going to do with the juvenile who's charged with drunk driving? Currently, they're often tried in juvenile court. This bill does not specify that. With regard to reckless homicide you cannot try a juvenile in a criminal court, there's no provisions in this for automatic transfer, so we have a problem with the sixteen-year-old who is...just has his license, goes out, becomes inebriated and is arrested. And lastly, a provision that might have...be of interest to Senator Carroll because he had a, if you recall, legislation that says if you're a passenger in a car with an inebriated person you're going to be arrested. Well, this bill...in a way follows that. It says, "Any person owning a motor vehicle shall be guilty of a Class A misdemeanor if he allows a person under the influence to operate the motor vehicle." There again could make the same arguments. If you allow someone to drive your car, how do you know if he's inebriated if he is right on the border line? You could be charged with that misdemeanor. It's for these reasons that I look at this legislation, I'm very surprised that it's made its way this far with the Secretary of State's Task Force and the other groups that have endorsed it, there are some serious concerns. Hopefully, if this legislation does pass, we'll be able to come back perhaps with a bill in Conference Committee and make some of these changes. Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Chew.

### SENATOR CHEW:

Thank you, Mr. President. 1841 is the results of the four legislative leaders, the bar association, the Governor's Office, the Secretary of State's Office and the DUI Task Force which some of us served on. Senator Darrow so well knows that very rarely can anybody, including the famous lawyer which he's a descendant of, can draw "a perfect piece of legislation." Anybody with common sense can find a fault of any piece of legislation that comes through this Body, if he so chooses. However, in his closing he said, and I quote, "If it passes, then we can come back and help to clean it up." That's the attitude we should take. The main focus of the bill is to crack down on people driving in the State of Illinois under the influence of alcohol or/and drugs. We had the bar association which put its full input and approval on this legislation and, again let me repeat, the four legislative leaders, the Governor's Office, the Rehabilitation Institute, Lutheran General Hospital and a host of law enforcing agents throughout this State of Illinois. We went into other states to get additional information where we could make this bill as good as we possibly could and yet accomplish what we set out to do, and that was to attempt to get drunk drivers off of our roads, streets in this State. We don't purport to have the perfect piece of ...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Chew, would you bring your remarks to a close. SENATOR CHEW:

Yes, I will, Mr. President, but I must make this point, if you please.

## SENATOR CHEW:

We don't purport to have a perfect piece of legislation, we never said that. But we do bring you a piece of legislation and with your help we would certainly hope that you would help us make it better. And I would urge an Aye vote on this because it's very crucial. Each time you see an accident or read of one, fifty-six percent of those accidents are alcoholic related. This is a good piece of legislation, it's even supported by most trial lawyers and you've got to be good to produce that kind. So I would ask an...Aye vote. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Hall.

## SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Two questions of the sponsor, if he'll yield.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He'll...indicates he'll yield.

### SENATOR HALL:

Number one, the protection that people have, I guess that's in the other part of the bill, in case that..we have a number of people who...who are subject to some type of medication who might appear to be inebriated. Is...is that protection in the other part of that bill?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

### SENATOR BARKHAUSEN:

Yes, it is, and I...this protection that they now have is in no way changed by anything this legislation does.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Hall.

## SENATOR HALL:

Question No. 2, are you...you using .10. Is that right right now?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

## SENATOR BARKHAUSEN:

Yes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Hall.

### SENATOR HALL:

Well, I saw there was some discussion that the medical society is saying that they might want to change that, but I guess we'd have to deal with that in case that does happen by the Feds. Am I correct?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

SENATOR BARKHAUSEN:

Yes, you are, Senator.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Hall. Okay. Senator Rupp.

#### SENATOR RUPP:

Thank you, Mr. President. Two questions. Our Digest shows something and it reads like this, "Finally, a driver involved in an accident causing personal injury or death must submit to a chemical test if requested. The test is to be conducted only for traffic research." What does that mean? And does that mean that the results of that test cannot be used in any other manner than for research?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

### SENATOR BARKHAUSEN:

Those results would only be confidential when the driver is not to be charged with driving under the influence. They're to be...the results kept merely for statistical purposes are to be kept confidential, but where there is a charge for a violation of DUI or reckless homicide, there's nothing in this bill and it's not the legislative intent to keep the results of such a test confidential.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rupp.

## SENATOR RUPP:

Well, you're saying that this statement is incorrect here

then, the test is not to be conducted only for traffic research.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

## SENATOR BARKHAUSEN:

Yes, what you just read me there is... is incorrect as far as it goes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rupp.

## SENATOR RUPP:

And the second thing, getting back to the charging me if I let someone else drive my car. Now this also means that if I'm not even with him, if someone else borrows my car and goes out and has an accident and he is found to be under the influence of liquor, I am charged?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

### SENATOR BARKHAUSEN:

You...you potentially could be but only where you give them your car...knowing that the person is intoxicated, and, of course, that's a pretty difficult thing to prove.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rupp.

### SENATOR RUPP:

That's what my question was, am I going to be...should I take some training as to how to be able to determine whether someone is drunk or not?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

## SENATOR BARKHAUSEN:

I think the feeling is that that provision would be used very sparingly because of the difficulty a prosecutor would have in proving that the car owner knew or had reason to know that the person using the car was intoxicated.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Mahar.

## SENATOR MAHAR:

Thank you, Mr. President. I rise in support of this bill. I think that Senator Chew did a very fine job of...of indicating the purpose which is to remove drunk drivers from the road. For those members who have a concern as to whether or not the Breathalyzer test has what we might call validity or reliability. I had the opportunity several weeks ago to...to talk about the latest instrument being used by the now Department of State Police. And the head of that department has indicated the accuracy of that...of the newest machine or the newest Breathalyzer unit which is...which is being used more and more now is accurate to .001. Thank you. PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? If not, Senator Barkhausen may close.

### SENATOR BARKHAUSEN:

Ar. President and members, I think in my opening remarks I addressed some of the concerns that Senator Darrow had; but I would not pretend that in a piece of legislation as substantial as this with all of the changes that it proposes that all of the bugs have been worked out. And we are. in...in fact, still looking through to see whather we might need to make some technical changes and we would propose to do so on some DUI bills now over in the House that will be coming back to us. If we fail in that effort and there are still some lingering problems, we would propose to...to clean them up in the Fall Session. But I think all of us are...are concerned about one of the...the primary reasons for unnecessary loss of life and limb in Illinois and this is an attempt...a major attempt to make more serious inroads against this plague on our society that we have made with the legislation we've adopted in the last few years. I know all of us are concerned about it and I would urge fifty-nine green votes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall House Bill 1841 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who...have all voted who wish? Take the record. On that question, the Ayes are 59, the Nays are none, none voting Present. House Bill 1841 having received the constitutional majority is declared passed. House Bill 1847, Senator Netsch. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1847.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

### SENATOR NETSCH:

Thank you, Mr. President. The basic purpose of the bill was to take care of a...an anomaly that arose with respect to the liability for interest paid when property...for interest...incurred when property taxes were not paid as a result of an error that the taxpayer had no knowledge of. And I...I think this is a very fair...eminently fair way of resolving What it says is that when an owner has paid...or when a ministerial or assessor's error has resulted in a property taxpayer not paying their property taxes and the owner subsequently finds out about it and does, in fact, pay the taxes due, then they will not be charged the ten percent interest which seems to me is perfectly reasonable. But it does require that they have paid the property taxes so that there is no opportunity for delaying that. A second part of the bill was an amendment which had been put on in the House which repealed two longstanding State authorizations for the imposition of property taxes. One of them clearly is obsolete and we have continued to eliminate that one. The second one at the request of the Department of Revenue we have continued on the books because it is still the backing for two long ago issued General Obligation Bonds of the State of Illinois, one for mental health institutions and one...and other welfare institutions and the other for higher education that have not yet been repaid. Once those bonds are repaid, that provision also could be eliminated. I'll be happy to answer any questions.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 1847 pass. 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 58, the Nays are none, none voting Present. House Bill...House Bill 1847 having received the constitutional majority is declared passed. (Machine cutoff)...Bill 1850, Senator Joyce. Senator Vadalabene, for what purpose you arise?

## SENATOR VADALABENE:

Yes, on a point of personal privilege.

PRESIDING OFFICER: (SENATOR SAVICKAS)

State your point.

## SENATOR VADALABENE:

Sometimes we seem to forget but I have a philosophy, it's never too late to forget. We have a distinguished colleague of ours who celebrated his birthday yesterday and I brought him out here so that we could give him a hearty round of applause. He...he treats us very well, and that's our friend, Everett Kinslow.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

House Bill 1850, Senator Joyce. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1850.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Joyce.

#### SENATOR JEREMIAH JOYCE:

Thank you, Mr. President, members of the Senate. House Bill 1850 permits counties and municipalities to establish local hearing officers in zoning matters. It's totally permissive. It also includes a provision that was put on by way of amendment which deals with a flood hazard problem in DuPage County. I know of no opposition and I ask for your support of House Bill 1850 at this time.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 1850 pass. 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 57, the Nays are none, none voting Present. House Bill 1850 having received the constitutional majority is declared passed. House Bill 1857, Senator Philip. House Bill...read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1857.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

## SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. House Bill 1857 is the DuPage County Water Commission. And as you know, we've had a problem with water in our county for a considerable length of time. We have now had

permission to take water from Lake Michigan, we're in the process of doing that. In order to do that we have to build a pipeline and pumping stations from the...the Lake Michigan out to DuPage County which as you know will be a considerable amount of money. What this bill does basically is authorizes a front-door referendum for approximately three hundred and fifty million dollars in General Obligation Bonds to be paid for by a quarter-cent sales tax in DuPage County only. also provides for twenty cents per hundred dollars assessed valuation for one year, a real estate tax which would raise approximately fourteen million dollars to, how should I say it, start up the engineering, buy some property in Cook County and proceed ahead. I'll be happy to answer any questions. I would hope that you realize that the...if and when this happens, it happens by referendum, that DuPage County will be the biggest customer for the City of Chicago for water. They estimate the first year some thirty-six million dollars. A lot of the money from these bonds will be spent in the City of Chicago and Cook County. They guesstimate about a hundred and fifty million dollars will be spent on construction, legal fees, engineering, et cetera. Be happy to...answer any question. I would hope that there would be some support.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator, we have four Senators seeking recognition at this point. Senator Zito.

### SENATOR ZITO:

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

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

## SENATOR ZITO:

Senator Philip, I don't really have a problem supporting this. I understand that it's a DuPage County issue and it's

going to be a DuPage County tax. But I have one question, if you can for me define what you have included in the bill and the terminology as the corporate limits. I'm to understand that...it's an understanding of mine that the tax is not only going to be solely collected in...DuPage County. That, in fact, it could be collected outside the corporate limits of DuPage County. Can you explain that...that terminology of corporate limits?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

### SENATOR PHILIP:

Yeah, as you're probably aware, there are some municipalities that overlap from DuPage County into other counties; Burr Ridge is an example, Hinsdale, Hanover Park, I believe. If a municipality would use more than twenty-five percent of their water from other than a DuPage County location of water then they would...they would have the tax; if not, they would not have the tax. So, in other words, it all depends on that municipality and the amount of water that they use.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Zito.

## SENATOR ZITO:

Correct me if I'm wrong. You said that twenty-five percent...if they use more than twenty-five...less than twenty-five percent of water...DuPage's water or other sources of water? Can you reexplain that, I'm sorry, I didn't understand that.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

## SENATOR PHILIP:

...if they get twenty-five percent of the water from outside of DuPage County, then they would have the tax; if they do not, they would not have the tax.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Zito.

### SENATOR ZITO:

Well, Mr. President and members, to the bill. Just...just a word to the wise, and I...I really, Senator Philip, have no problem at all with supporting legislation of this kind that's going to affect one specific county. My concern certainly is...I...I truly believe that the bill taxes areas outside of DuPage County, and the citizens in those corporate limits outside the limits of DuPage County really have no representation in the matter and that's the point that concerns me, and I just think it should be brought to the membership's attention.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio. Senator Netsch.

## SENATOR NETSCH:

Thank you, Mr. President. I think all of us are sympathetic with the need for DuPage to solve its water problems but I just want to be clear about one thing because this is a fairly dramatic departure from tradition in the Illinois Senate, Senator Pate Philip. One is that, as I understand it, and correct me if I am...if I'm not correct. There is first authorized a twenty-cent property tax which is for start-up costs, that is the one-year-only one estimated about fourteen million dollars and no referendum at all. Is that correct?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

### SENATOR PHILIP:

That is absolutely correct.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

## SENATOR NETSCH:

Secondly is a one-half cent property tax levy for the general corporate purposes of the water commission and that

also is for...with no referendum required at all. Is that correct?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

### SENATOR PHILIP:

No, that is not correct. That is already the law, we've already passed that.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip. Senator Netsch.

### SENATOR NETSCH:

I'm sorry, in what law? I...I think it is a replacement tax but it is not the same one that is...that is in there right now. That is, you are...it's a new one-half cent without referendum although it is replacing a previously authorized tax. Is that correct? Senator Philip indicates that is correct. Okay. Third, a one-quarter cent sales tax which, again, is expected to raise about fourteen million dollars and there you have a front-door referendum. Is that correct? PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

SENATOR PHILIP:

That is correct.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

### SENATOR NETSCH:

And finally, a tax which will be sufficient...and I don't honestly know whether there's a limit on this one in the Statute, I don't have its...in the bill, I don't have its exact language in front of me, that would be sufficient to raise the money to retire the General Obligation Bonds. And if I'm not mistaken, I think that also is, and that's not too unusual, without referendum. Is that correct?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

#### SENATOR PHILIP:

Yes. I...I believe the commission would use the quarter-cent sales tax and the...the cost of the water to the consumer, a combination of both.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

### SENATOR NETSCH:

That...that was on the prior point, the...one-quarter cent, and both of those are going to be used and then there is in addition a...a tax that is directed toward retiring the General Obligation Bonds; and I think that there's a limit on the amount of bonds to five and three-quarters percent of the aggregate value of the property, but there is no particular limit on the tax rate and I think again it's without referendum. Is that correct?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

## SENATOR PHILIP:

Yes, I believe that is correct.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

### SENATOR NETSCH:

Right. Well...you...I think you've...I appreciate your...your candor in answering the questions and I think it should just be very clear. Again, you have water problems, no one is suggesting otherwise. There are a lot of other areas that have a lot of other problems, but for many, many years you and others have refused to allow any tax increase, particularly a property tax increase, to be imposed even when requested by the local area for a...what they considered to be a major problem with...unless there was at least a referendum; and I would just simply like to point out that you are now imposing a whole bunch of taxes for...one of which admittedly is a replacement tax, and except for one

front-door provision, I think there is no referendum involved at all in any of them. And I guess I would just say, the next time someone else requests a...help from their local community for a taxing provision without referendum, please be kind to them, Senator Philip, because they might remind you of what you have requested for your county.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Karpiel.

END OF REEL

### REEL #5

## SENATOR KARPIEL:

Thank you, Mr...thank you, Mr. President. I just wanted to clear up some things that brought up by Senator Zito. Two of the municipalities...I believe there are only three municipalities that were affected by this, but two of the municipalities that you were referring to that overlap into other counties were in my district and they were very concerned about the original bill, and we did work it out so that when the bill says twenty-five percent...if the municipality is getting their water from...some other source outside DuPage County, twenty-five percent or more, that does, in fact, take care of all the municipalities that are affected and they are all supportive of the bill and have no problem with it with this wording.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Collins.

SENATOR COLLINS:

Yes, thank you...question of the sponsor.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he'll yield.

### SENATOR COLLINS:

Senator Philip, following on point number three raised by Senator Netsch, on the front-door referendum, will those persons outside of the corporate limit that's impacted by this legislation, will they have an opportunity to vote on the referendum?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

### SENATOR PHILIP:

Yes, Senator, they will.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

### SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of I would hope that this bill doesn't get caught in...in a type of a quagmire because, unfortunately, the situation that exists in DuPage County which has been written by both Chicago papers exemplifies a position where the water in the wells in DuPage County are at a new what...House Bill 1857 is trying to accomplish is to...to provide the funding mechanism so that Dupage County will probably be connecting with Lake Michigan water to make sure that one of the largest populationwise counties in this State has an adequate water supply through the year 2000. I don't believe that the areas that we've discussed have made mention of the fact that, unfortunately, in DuPage County this year, just a few weeks ago they had a water shortage and there was a curtailment in water usage so that there was a very small adequate supply of water available to its residents. House Bill 1857 addresses that situation from a financial standpoint, and for that reason, it should not be caught in any political quagmire but should be approved by this Body. Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

### SENATOR ROCK:

Thank you, Mr. President. Question of the sponsor if he'll yield.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

## SENATOR ROCK:

Senator, can you relate to me what happens to those communities that straddle the county line that are, in fact,...are they territorially within the water commission

boundaries, and if so, are they also subject to the tax? Hinsdale, Naperville, Roselle, you know the towns better than I.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

### SENATOR PHILIP:

...quite frankly, that's a good question and...maybe I didn't answer it very...clearly before. If a municipality who has boundaries within DuPage and outside in another county receives over twenty-five percent of their water not from the water commission, they are out completely, not taxes, period.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

## SENATOR ROCK:

Take, just for example, Hinsdale. As you go down one street, one side is DuPage and the other side is Cook...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

## SENATOR ROCK:

...would...would it...would it be possible for the taxation to be different on...on...on different sides of the street?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

### SENATOR PHILIP:

No, it would be the whole community, either in or out.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

## SENATOR ROCK:

Well, then I guess that was one of the problems that we attempted to point out with the creation of the water commission. As I understand it, those folks in those straddling communities don't have any representation on the board, do

they?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

### SENATOR PHILIP:

The...the mayors that they elect have an appointment on the water commission. If...if you'll remember...if I remember correctly, we have a eleven-member board, six are appointed by the chairman of the county board and the five are appointed by members of the...municipalities, the presidents and...and mayors of the municipalities.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Philip may

### SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. You've been probably reading in the Chicagoland papers in regards to the problems in Naperville who have passed two ordinances, one restricting the amount of water they can use for sprinkling and, secondly, the restriction on housing permits; in other words, the Village of Naperville have been turning people down for housing permits because they, quite frankly, do not have the water. If you'll look at the taxes, the largest tax is the front-door referendum, the one-quarter cent is by far. When you're talking about a one year tax that only raises fourteen million, that's a small part of the three hundred and fifty million dollar General Obligation Bond. The voters will have an opportunity to discuss it, debate it; hopefully, they will feel the way we do and it will be passed and we will proceed ahead. I would certainly like to see some affirmative votes.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

Question is, shall House Bill 1857 pass. 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 42, the Nays are 10, 3 voting Present. House Bill 1857 having received the constitutional majority is declared passed. House Bill 1871, Senator Vadalabene. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1871.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Vadalabene.

### SENATOR VADALABENE:

Yes, thank you, Hr. President. House Bill 1871 is a bill which provides for a continued hospitalization coverage for retired fire...firefighters and their dependents at the same rate as the active members. These continued premiums would be paid by the retiree or dependent unless it was negotiated otherwise in the collective...bargaining agreement. It applies only to downstate firefighters and only to that particular section of the Insurance Code. House Bill...1871 passed out of the House Committee 18 to nothing, out of the House 99 to nothing and out of the Senate Committee on Insurance, Pensions and Licensed Activity by a vote of 11 to nothing, and I would appreciate a favorable vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Collins.

### SENATOR COLLINS:

Does it preempt home rule that...is...I'm...I'm looking at the Calendar here.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Vadalabene.

## SENATOR VADALABENE:

It applies only to downstate counties.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not,...the question is,



shall House Bill 1871 pass. 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. Hey...Demuzio, you're...on that vote, the Ayes are 57, the Nays are a mistake and there's none voting Present. Senator Demuzio.

### SENATOR DEMUZIO:

Yes, Senator Savickas, had he been here, would have voted in the affirmative. Senator Rock inadvertently pushed the wrong button and...would like to have the record so indicate. PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Savickas was sitting on the Podium, that's why he wasn't in his chair voting. On that question, the Ayes are...57 Yeas, 1 Nay, none voting Present. House Bill 1871 having received the constitutional majority is declared passed. House Bill 1902, Senator Barkhausen. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1902.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

#### SENATOR BARKHAUSEN:

Mr. President and members, House Bill 1902 is a recommendation of the Securities Advisory Committee to the Illinois Secretary of State. It for the most part strengthens the fraud and criminal provisions of the Illinois Securities Act. It by and large does not deal with those provisions of the Act that were covered by the 1983 amendments that underwent a considerable debate in this Chamber before their passage two years ago. I know of no opposition to the bill, but it is quite technical and I'd be happy to try to answer any questions.

### PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 1902 pass. 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 59, the Nays are none, none voting Present. House Bill 1902 having received the constitutional majority is declared passed. House Bill 1914, Senator Mahar. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1914.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Mahar.

### SENATOR MAHAR:

Thank you, Mr. President and members. This...bill allows for the annexation of seven parcels in Ridge Township to the Metropolitan Sanitary District. It was on the Agreed Bill List. It was taken off to include two additional parcels from the Village of Hoffman Estates. The MSD, the municipalities and the property owners are all in agreement. I move for its adoption.

### PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 1914 pass. 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 59, the Nays are none, none voting Present. House Bill 1914 having received the constitutional majority is declared passed. House Bill 1919, Senator Donahue. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1919.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

### SENATOR DONAHUE:

Thank you, Mr. President. House Bill 1919 changes the due date for the Department of Corrections' annual report and statutorily references the current practice of advancing monies for approved employee travel. I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion?...any discussion? If not, the question is, shall House Bill 1919 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are 2, none voting Present. House Bill 1919 having received the required constitutional majority is declared passed. 1922, Senator Etheredge. House bills 3rd reading is House Bill 1922, Rr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1922.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

## SENATOR ETHEREDGE:

Yes, thank you, Mr. President and Ladies and Gentlemen of the Senate. This...bill increases the bond ceiling for the Illinois Environmental Facilities Financing Act and it also changes the procedure used by the authority to collect the fees which it receives from the businesses or who will use the funds from the Pollution Control Bonds. I would be glad to respond to any questions.

## PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 1922 pass. 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 56, the Nays are none, none voting Present. House Bill 1922 having received the required constitutional majority is declared passed. 1924. Mr. Secretary, House Bill 1924.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1924.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

## SENATOR WATSON:

Thank you, Mr. President. That's quite correct. Calendar is correct in regard to the initial legislation. T+ does provide for an exchange of certain described parcels of public lands between the Department of Conservation and the Metro-East Sanitary District. A hundred and forty-seven...or a hundred and forty-five acres of land to the Metro-East Sanitary District in exchange for two hundred and thirty-eight acres of approximately equal value. Ιt was amended. Amendment No. 1 was just a technical amendment. Amendment No. 2 offered by Senator Dunn and Luft permits Central Management Service to offer certain real estate tracts for sale at a reduced rate of three hundred dollars per acre. The reason for this is because the...the land value was...has depreciated considerably in this particular area and this will allow the exchange to occur. Senate Amendment No. 3 offered by Senator Dunn authorizes two land exchanges, one in Monroe County and the other one in Mason County. I know of no opposition and certainly...I'd appreciate your favorable

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vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...any discussion? Any discussion? If not, the question is, shall House Bill 1924 pass. Those in favor Aye. Those opposed 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 57, the Nays are none, none voting Present. House Bill 1924 having received the required constitutional majority is declared passed. 1928, Senator Coffey. House bills 3rd reading, House Bill 1929.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1928.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Coffey.

### SENATOR COFFEY:

Thank you, Ar. President and members of the Senate. House Bill 1925 does really two things. First of all, the bill itself amends the Mental Health and Development...Disability Code and requires...I'm sorry, I'm on the wrong bill here. House Bill 1928...it amends an Act relating to identification of the use of motor vehicles of the State. It allows the Department of Conservation to do what already the Secretary of State and law enforcement can do. ently, the only kind of decals that we can have on those vehicles is... is the State emblem, and for identification purposes, that's fine; but when they're under some investigations, there's other...they...they would prefer not to have this type of identification on their vehicles. Amendment No. 2 actually just says that when Department of Transportation sells their used equipment, they must notify local government so they will have an opportunity to purchase that equipment,

and I'd ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 1928 pass. Those in favor vote Aye. Those opposed Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? You want to get Senator Collins, Senator Welch? Have all voted who wish? Take the record. On that question, the Ayes are 59, the Nays are none, none voting Present. House Bill 1928 having received the required constitutional majority is declared passed. 1933, Senator Donahue. Mr. Secretary, House bills 3rd reading, House Bill 1933.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1933.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

## SENATOR DONAHUE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is an administration bill that deals with...Explosive Acts and the Conservation of Oil and Gas Act. It deals with fees and licenses. It raises the bonds and it deals with the fees involved with the...the brine haulers. Also we added and amended on...an amendment onto it that we've also added onto...Senate Bill 1260 and that deals with the royalties and payment to the oil and gas lessees. I would move for its adoption.

## PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Any discussion? If...Senator...Senator O'Daniel. The question is, shall House Bill 1933 pass. 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,

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the Ayes are 59, the Nays are none, none voting Present. House Bill 1933 having received the required constitutional majority is declared passed. 1934, Senator Macdonald. House bills 3rd reading is House Bill 1934, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1934.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Macdonald.

### SENATOR MACDONALD:

Thank you, Mr. President. The first part of this bill is very fundamental and perfunctory. It is a technical amendment to the Environmental Protection Act which was recommended in the EPA's audit report. Specifically, the Act which currently says the environmental agencies may not charge fees except as authorized under specific named sections...however, in 1984 we did pass legislation, House Bill 3036, House Bill 3193 and House Bill 3041 which directed the Environmental Protection Agency to collect fees, so that's all this bill did. Then, I will let Senator Philip explain what I consider to be...probably the most dramatic amendment to be added to any bill in this Session and one which I strongly support, which is the bill which would allow night games at Wrigley Field. So, that's what this bill does and if Senator Philip would like to explain his amendments to the bill...I...I will let him explain those and I would ask for your support of this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, is there any discussion? Any discussion? Is there any discussion? Senator Philip.

## SENATOR PHILIP:

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

Senate. Just to explain what my amendment does, it leaves home rule completely intact. In other words, the city council, by its majority, could change...the...the night games and et cetera. What it...provides is that there will be eighteen...only...only eighteen night games plus the playoffs and the World Series, that's it. It does not have anything to do with home rule, home rule is still intact.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Macdonald may close.

SENATOR MACDONALD:

...would only ask for your support for 1934.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 1934 pass. Those in favor vote Aye. Those opposed 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, 2 voting Present. House Bill 1934 having received the required constitutional majority is declared passed. Top of page 8, 1947, Senator Hudson. House bills 3rd reading, House Bill 1947, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1947.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hudson.

## SENATOR HUDSON:

Thank you, Mr. President and members of the Senate. House Bill 1947 would do two things. Number one, it would repeal the Insect Sting or Bite Emergency Treatment Act and, number two, would repeal the Mass Gatherings Act. Now this bill was promulgated mainly on the...the wishes of the Department of...Illinois Department of Public Health that felt for various reasons that these...neither one of these

Statutes were any longer needed on our books. If there are any questions, I'll attempt to answer. I know of no opposition, otherwise, would request an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, any discussion? Senator Holmberg. SENATOR HOLMBERG:

Yes, this Insect Sting Bite Emergency Act was passed the last Session of the Legislature 58 to I in the Senate and a 115 to 2 in the House. It was based on a model law prepared by the American...Medical Society. This is the law that Senator Watson is attempting to repeal. At least four states have adopted similar legislation, Oregon, Virginia, Tennessee and North Carolina and the whole purpose of it was to train camp counselors so that small children who were not close to a doctor and needed emergency treatment, needed epinephrine in a hurry could have it, and the medical society agreed then in these cases with proper training it could be administered. That was the purpose of the Act. The AMS recommended it and that was the reason that we passed it. I believe that law should stay on the books and that we should once again, direct our Department of Public Health to go ahead with the proceedings for training to make this happen.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hudson may close.
SENATOR HUDSON:

Thank you, Mr. President. I might say that in answer to that...Senator...Holmberg's concern that this action is not taken lightly or cavalierly, and I have a letter here from the Illinois...Department of...Public Health explaining; and I could read it but I will not take the time of the Body, I will if anybody requests. I would read the letter from Samuel Andleman, M.D., chairman of the Medical Determination Board, and it was the Medical Determination Board that recommended to the Illinois Department of Public Health that this...this

law is...has been found to be inoperable in many ways. It's very difficult to deal with training people to do this and having them understand exactly when this injection should be given and it is the Determination Review Board's thought and recommendation that the Statute simply is not workable and is not needed, and I will go into this...in detail if...if requested; otherwise, I would ask for your affirmative vote. PRESIDING OPFICER: (SENATOR DENUZIO)

Question is, shall House Bill 1947 pass. Those in favor vote Aye. Those opposed 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 5, none voting Present. House Bill 1947 having received the required constitutional majority is declared passed. 1949, Senator Schuneman. House Bill 1949, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1949.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

## SENATOR SCHUNEMAN:

Thank you, Mr. President. House Bill 1949 is a clean-up bill for the Real Estate Agents and Brokers Act that was passed in 1983. It does a number of rather insignificant things including deleting the license categories of associate broker and nonresident broker, it corrects the definition of broker to mean an individual, partnership or corporation; provides a...a requirement for a refresher course for a licensed salesman who's been inactive for over five years, it adjusts some fees. I know of no opposition to the bill. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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Any discussion? If not, the question is, shall House Bill 1949 pass. 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...59, the Nays are none, none voting Present. House Bill 1949 having received the required constitutional majority is declared passed. 1952, Senator DeAngelis. House bills 3rd reading, House Bill 1952, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1952.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DEANGELIS:

Thank you, Mr. President. House Bill 1952 amends the State Employees Group Insurance Act to require that contributions be made from all funds except from the income funds, public universities and local auxiliary and service enterprise funds of public universities and the Ag. Premium Funds. Also it allows us to go outside of Blue Cross and Blue Shield to purchase some wellness programs.

PRESIDING OFFICER: (SENATOR DENUZIO)

Any discussion? Any discussion? If not, the question is, shall House Bill 1952 pass. Those in favor will vote Aye. Those opposed 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 59, the Nays are none, none voting Present. House Bill 1952 having received the required constitutional majority is declared passed. House Bill 1953, Mr. Secretary.

ACTING SECRETARY: (NR. FERNANDES)

House Bill 1953.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, this bill was amended with the consent of the chairman of the committee, Senator Nedza, and also the minority spokesman, Senator Coffey. What this bill says in effect is that any attendant on duty at a service station which has both self-service and full-service can upon request dispense motor fuel for the driver of a car which is parked at a self-service island and displays the...registration plates or other evidence of disability, and simply calls for this attendant to...to sell the gas to him at a...at the self-service part and charge the self-service rates, and I move the passage of this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, any discussion? If not, the question is, shall House Bill 1953 pass. Those in favor vote Aye. Those opposed 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 58, the Nays are 1, none voting Present. House Bill 1953 having received the required constitutional majority is declared passed. 1958, Mr. Secretary. House Bill 1958.

ACTING SECRETARY: (NR. FERNANDES)

House Bill 1958.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dunn.

SENATOR DUNN:

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

House Bill 1958 provides that...this does exactly what the Calendar said. It provides that any party found to have wrongfully cut or caused to be cut another party's timber, shall pay three times the timber's value and damage. This was suggested by the Department of Conservation and I'll be glad to answer any questions and I urge an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 1958 pass. Those in favor vote Aye. Those opposed 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 58, the Nays are none, none voting Present. House Bill 1958 having received the required constitutional majority is declared passed. House Bill 1961, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. PERNANDES)

House Bill 1961.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

### SENATOR SCHAFFER:

Mr. President and members of the Senate, this bill would allow the use of State monies in a...in an appropriate fund and procedure to be used for buy-money to purchase illegally taken fish and game. It's a Department of Conservation bill. It was on the Agreed List. I had to pull it off to put an effective date amendment on it. I know of no opposition.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 1961 pass. Those in favor vote Aye. Those opposed 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 59, the Nays are none, none voting

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Present. House Bill 1961 having received the required constitutional majority is declared passed. 1966, Mr. Secretary. Read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1966.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. House Bill 1966 is the department bill. It was introduced to allow deferrals from lump sum payments for accumulated unused vacation, personal leave and sick leave, that is...deferrals for deferred compensation from those sources. It was amended here in the Senate to allow all State agency heads and...and assistant agency heads appointed by the Governor and confirmed by the Senate to have an option as to whether or not they would be covered under the State Retirement Pund. I know of no opposition of the bill. This is the one that Senator Rock was interested in and I think we got all the problems worked out there. Would urge adoption of the bill.

PRESIDING OFFICER: (SENATOR DEBUZIO)

Any discussion? Any discussion? If not, the question is, shall House Bill 1966 pass. Those in favor vote Aye. Those opposed 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 59, the Nays are none, none voting Present. House Bill 1966 having received the required constitutional majority is declared passed. House bills 3rd reading is House Bill 1970, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill... House Bill... House Bill 1970.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

# SENATOR DAVIDSON:

Mr. President and members of the Senate, this was on the Agreed Bill List and I had to take it off to change the immediate effective date. I'd appreciate a favorable roll call.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, any discussion? If not, the question is, shall House Bill 1970 pass. Those in favor will vote Aye. Those opposed 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 59, the Nays are none, none voting Present. House Bill 1970 having received the required constitutional majority is declared passed. 1974, Senator Coffey. House bills 3rd reading is House Bill 1974, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1974.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Coffey.

## SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. House Bill 1974 really does two things. First of all, the bill amends the Highway Code to make internal cross-reference changes in the township and road districts in the Road Act; and the second part, which is a more important part of the bill, authorizes county boards having a population not to...and not in the excess of one million to levy a property tax within the county at the rate not to exceed ten percent,

which is now five percent, so it's a five percent increase. This tax is to be used for a matching Federal aid for purposes of the construction, maintenance of county highways. Be glad to answer any questions you might have in regarding to this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, any discussion? Senator Luft.

SENATOR LUFT:

A question, please, of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Luft.

SENATOR LUFT:

This is a property tax that can be levied by a county board for the purposes of using those funds as matching funds for Federal highway monies. Correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Coffey.

## SENATOR COFFEY:

Yes, that's true...they now can levy at the rate of five percent. This increases it from five to ten percent. Now it doesn't say they have to levy at ten percent. It gives...by county board authority...it gives them authority to go to...from five which they...most of them I think are at five and...and are unable to come up with enough money to match their Federal aid dollars. What this will do will allow them to go to six, seven, up to ten percent without referendum.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

This is only for county roads and...only?

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Coffey.

SENATOR COFFEY:

Yes, it is.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is,...Senator Luft.

SENATOR LUFT:

Is there a referendum provision?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Coffey.

SENATOR COFFEY:

No, there is not. This...this is only a...a...authorized by the county boards so they...it is a back door.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Coffey may close.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. I think this is a good bill...as you know, the counties are in...in...in some serious problems because of revenue to be able to match the Federal dollars that's made available to them. This would give them the...the opportunity...the county boards to pass that tax on and to be able to match those dollars, and I'd ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 1974 pass. Those in favor vote Aye. Those opposed Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 32, the Nays are 20, 2 voting Present. House Bill 1974 having received the required constitutional majority is declared passed. House Bill 1977,...Senator Schuneman. House bills 3rd reading, House Bill 1977, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1977.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

### SENATOR SCHUNEMAN:

Thank you, Mr. President. This bill was originally on the Agreed Bill List and I had to take it off because of attaching an amendment, but it...it makes some nonsubstantive changes in the Personnel Code. It is a Central Management Services bill. In the...in the Senate we attached an amendment which would increase the membership of the Interagency Committee on Handicapped Employees by two members, it requires six meetings a year of that committee rather than two. I would move adoption of the bill.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 1977 pass. Those in favor 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 58, the Nays are none, none voting Present. House Bill 1977 having received the required constitutional majority is declared passed. 2022, Senator Geo-Karis. House bills 3rd reading, bottom of page 8, is House Bill 2022, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2022.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Geo-Karis.

# SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, this bill permits a...a unit of local government...it's a may bill...says it may enter into intergovernmental agreements...prepared and implement solid waste management plans. I might tell you that I amended this bill to satisfy Cook County, to satisfy the City of Chicago and to satisfy the collar counties, and I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, is there any discussion? If not, the question is, shall House Bill 2022 pass. 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 57, the Nays are none, 2 voting Present. House Bill 2022 having received the required constitutional majority is declared passed. Page 9. 2023, Senator Geo-Karis. House bills 3rd reading is House Bill 2023, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2023.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, this bill...includes health maintenance and preferred provider organizations among the types of...group insurance or group participation which a county my provide for its employees. It authorizes a county tax levy for...for this type of insurance subject to the back-door referendum; however, the back-door referendum, I've amended it by a...amendment here in the Senate to provide that it's the...needs only a hundred signature and it gives...it gives the people sixty days in which...to gather the hundred signatures. So, I move for its passage 'cause they'll have ample time if they wish to have referendum to...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Any discussion? If not, the question is, shall House Bill 2023 pass. 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 3, none voting Present. House Bill 2023 having received the required constitutional majority is declared passed. House bills 3rd reading is House Bill 2061, Mr. Secretary.

House Bill 2061.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

ACTING SECRETARY: (MR. FERNANDES)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, this amends the low-level...radioactive waste management plan to increase the fees to be collected by the Department of Nuclear Safety from those who generate low-level radioactive waste. I might tell you that this has been amended so that the annual fee will be ninety thousand dollars...for...per nuclear...power reactor for the treatment, storage and disposal of low-level radioactive waste and this is supported by the Department of Nuclear Safety, and I ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Any discussion? If not, the question is, shall House Bill 2061 pass. 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 59, the Nays are none, none voting Present. House Bill 2061 having received the required constitutional majority is declared passed. House bills 3rd reading is House Bill 2089, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2089.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

### SENATOR BLOOM:

This bill is an enabling piece of legislation which would ensure that preferred provider organizations are specifically permitted under the Insurance Code. Answer any questions; otherwise, seek...

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Any discussion? If not, the question is, shall House Bill 2089 pass. 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 56, the Nays are none, none voting Present. House Bill 2089 having received the required constitutional majority is declared passed. House bills 3rd reading is House Bill 2103, Ar. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2103.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lemke.

#### SENATOR LEMKE:

What this...bill does is amends the bill of rights for victims of...and witnesses of violent crimes. What it does is authorize the court to...to order a delinquent minor to serve a period of detention not to exceed seven days as a condition of supervision. What this is is if they give supervision, the judge can say, you have to spend the night in the juvenile facility. I think it's a good bill. I ask for its adop-

tion.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there any discussion? Senator Fawell.

SENATOR FAWELL:

Can...can you slow down just a second? I can't even turn the pages fast enough.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Why don't you signal when you're ready. Further discussion? All right, the question is, shall House Bill 2103 pass. Those in favor vote Aye. Those opposed vote Nay. The...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 1, none voting Present. House Bill 2103 having received the required constitutional majority is declared passed. 2108. House bills 3rd reading is House Bill 2108, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2108.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

#### SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 2108 requires principals to report incidents of intimidation to the local law enforcement authorities and to the Illinois Department of Law Enforcement, Illinois Uniform Crime Reporting Program. It applies to...to each incident of intimidation for which the principal has knowledge and each incident reported to him or her by pupils or school employees. This bill is the work product of the Gang Crime Study Committee, was recommended a year ago, passed the House, came to this Senate, was held in Rules.

Again, this was a...also recommended by the Mayor's Task Force on Gang Crimes where if there is a problem within a school of intimidation that the principal be required to notify the law enforcement agency and the State of Illinois. I know of no opposition and I would hope that you would support House Bill 2108.

#### PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Any discussion? If not, the question is, shall House Bill 2108 pass. Those in favor vote Aye. Those opposed 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 5, none voting Present. House Bill 2108 having received the required constitutional majority is declared passed. House bills 3rd reading is House Bill 2115, Mr. Secretary, read the hill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2115.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Maitland.

# SENATOR MAITLAND:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. House Bill 2115 as amended requires that the State Board of Education cause an annual audit to be made of all financial records of the regional superintendent of schools.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Any discussion? Question is, shall House Bill 2115 pass. 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, 1 voting Present. House Bill 2115 having received the required constitutional majority is declared passed. Senator Hall, for what purpose do you arise? All right. House bills 3rd reading is House Bill 2165, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. PERNANDES)

House Bill 2165.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEHUZIO)

Senator Berman.

#### SENATOR BERMAN:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 2165 is a product of the Task Force on Hispanic Student Dropouts. As amended, the bill calls for a goal for the Chicago Board of Education to employ counselors per student ratio of two hundred and fifty to one. It calls for vocational and career counseling to students as well as five special career counseling days. I ask for an affirmative vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 2165 pass. 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 56, the Nays are none, none voting Present. House Bill...2165 having received the required constitutional majority is declared passed. Senator Hall, for what purpose do you arise?

SENATOR HALL:

Well, for a point of information, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Yes, sir.

SENATOR HALL:

I was trying to get my switch on when Senator Maitland's bill was there and I was trying to see...I just want to ask him a question. Are...under your bill, are we going to teach patriotism to...to public...to private schools? Is that what you're trying to do? It says so here.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well...

#### SENATOR HALL:

...is anything to that...and I just wanted to ask that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

I'm...I'm sure that the two of you can get together.

House bills 3rd reading is House Bill 2179, Senator Topinka.

House Bill...okay. 2179, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2179.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

# SENATOR TOPINKA:

Mr. President and Ladies and Gentlemen of the Senate, this bill is fairly similar to the bill we just passed out of here on preferred provider organizations; however, the unique thing about this particular bill is freedom of choice is still retained for the consumer, so that ultimately it does not cut a person's ability to go back and use the services of the family doctor or one who may not be a part of the PPO, and I would encourage a positive vote or will answer any questions.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Topinka...is there any discussion? Senator Bloom.

### SENATOR BLOOM:

The sponsor, I think, maybe could answer some questions

\*cause this bill is not, repeat, not similar to 2089. Would this bill cause some existing preferred provider organizations to close down?

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Topinka.

#### SENATOR TOPINKA:

At this moment in time, I don't...and PPO is such a new and novel concept, I don't know if it would or it wouldn't. There...there just aren't any really...I don't think there's any track record for that to be able to answer your question. PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Bloom.

#### SENATOR BLOOM:

Well, in fact, there are ninety-one hospitals in this State that have already contracted with major PPO's and, in fact, there are existing PPO's, and let me ask the question another way. Is this not the bill that declares all nonprovider based and noninvestor owned PPO's have to be insurance companies. Is that not correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

# SENATOR TOPINKA:

Yes, that's correct.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

#### SENATOR BLOOM:

So, that if this bill became law, self-insured operations, such as,...let's say Quaker Oats or Caterpillar or Deere or any of the other large self-insurers, their PPO's would be illegal unless they were insurance companies under this bill. That is exactly what this bill does. I'm not going to take the Body's time. I know this gets us off our rhythm, but I...I am unalterably opposed to 2179 in its present form and if anything...talk about overregulating

something in it's infancy, this is classically it...it's a...I believe that the trade association that is pushing this, we've been very good to this spring and perhaps this is the place to stop our taking care of them. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Zito.

#### SENATOR ZITO:

Thank you, Mr. President and members. As a cosponsor of House Bill 2179, I think that there's many good points, obviously, to this legislation, but I might point out to the membership that the one key element to this piece of legislation...there is one key element to this piece of legislation I think it should be supported for ... would be the freedom of choices retained for the consumers. This is accomplished, I believe, in several ways but a patient covered under House Bill 2179 is specifically free at all times to seek and receive health care services from both preferred and...nonpreferred providers of ... of the patient's choice. The patient has complete choice over this situation. The payment of...by the PPO to a patient use...using a nonpreferred provided under this proposal would be ninety percent of the payment that would ordinarily be made to a...preferred provider. The patient would be responsible for the ten percent difference in payment and, thus, would have an incentive to use a...preferred provider but would have...not have to find it economically prohibitive to use their personal physician. I think that point alone, ladies and gentlemen, is...is worth a Yes vote on 2179 and would hope that all of you would agree.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Dunn.

## SENATOR DUNN:

Thank you, Ar...thank you, Mr. President. I wonder if the sponsor would yield.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates she will yield, Senator Dunn.

SENATOR DUNN:

Senator Topinka, do you say that the hospital association supports this bill?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

### SENATOR TOPINKA:

No, I...I did not say that the hospital association supported the bill...the Illinois State Medical Society supports the bill and I think most local physicians would probably support the bill because, for all intents and purposes, their normal patient load, people that they've had in the family for years are not going to be able to come back to them else they face no insurance benefit.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Dunn.

### SENATOR DUNN:

Thank you. I...I thought that you had said hospital association. I guess you said the medical society, excuse me.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator Hall.

#### SENATOR HALL:

Thank you, will...will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DENUZIO)

Indicates she will yield. Senator Hall.

#### SENATOR HALL:

Senator Topinka, Senator Dawson passed out Senate Bill 1298 and Senator Bloom passed out Senate Bill 1311. Now how does your bill differ from them...from...from those two?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

It is the only bill, as Senator Zito has brought out very, very effectively, which allows for the public to make a personal choice as to their physician so that they can retain someone that they may have had in the family for years or someone to...who...to them who is preferrable and still be able to have the...some insurance benefit from this to the tune of ninety percent of what a PPO would provide but still have that ten percent differential which would provide the incentive to use a PPO. So, it does have that consumerism built into this bill. The other two bills do not have that. PRESIDING OFFICER: (SENATOR DEMOZIO)

All right, further discussion? Senator Hall.

SENATOR HALL:

I agree with this moving, but let's take a little time here too. What's the hospitals' position on this then, Senator...Senator Topinka?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

They are opposed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

They're opposed but the medical society is for it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Savickas.

SENATOR SAVICKAS:

Yes, I guess I've got a question of the sponsor. Senator Zito support stems from the position that this gives them freedom of choice. My understanding of Senator Bloom's comments that only insurance companies could operate PPO's, that the exisiting PPO's would go out of business. So, I guess we'd be left in a void that there would be no PPO's where your doctor or you could get your freedom of choice with. Am

I correct in that assumption, Senator Topinka?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

#### SENATOR TOPINKA:

I think that that's not a hundred percent so. I think some PPO's will be able to exist with no difficulty of this...with this particular bill. I...I mean, that has yet to be worked out and with the passage of all of these bills, I think that it provides the necessary position to make those determinations as to what the ultimate PPO legislation around here will look like.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Savickas.

### SENATOR SAVICKAS:

Well, with Senator Topinka's comments that that's not totally correct, that...even if there is a good percentage of a probability that that would happen, I would think that this bill should probably go back to a subcommittee until that could be worked out.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Bloom. Senator...Senator Topinka may close.

# SENATOR TOPINKA:

Yes, Mr. President and Ladies and Gentlemen of the Senate, I think we have to look at what we're trying to put forth here in...in PPO's which...which is a very laudable concept. Two bills are already out, this is the third, but this provides a very unique part to the whole process which the other two bills do not and that is we continue to allow the consumer to have freedom of...of choice to go to the doctor of...of their...of...of their choosing and, second of all, to still have the incentive to go on and tie into a PPO. Basically, we leave it to them; otherwise, we cut them out of the action totally. I would encourage your support.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 2179 pass. 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 7, the Nays are 41, 2 voting Present. House Bill 2179 having failed to receive the required constitutional majority is declared lost. 2182. House bills 3rd reading is House Bill...House bills 3rd reading is House Bill...House bills 3rd reading is House Bill 2179, Mr. Secretary, read the bill...all right, 2182, I'm sorry, House Bill 2182.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2182.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

# SENATOR DEANGELIS:

Thank you, Hr. President. House Bill 2182 basically requires agencies to establish rules, procedures and forms to be used by those agencies in the administration and payment of their own workers' comp. claims. Now there's some other things along with it, but most of those other provisions are in House Bill 1977 which we just passed a few minutes ago. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Senator Savickas.

# SENATOR SAVICKAS:

Yes, I guess the question would be, why are we exempting them from the Personnel Code?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

# SENATOR DeanGELIS:

I'm sorry, exempting who, Senator Savickas?

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Savickas.

#### SENATOR SAVICKAS:

Well, I understand that this would permit transfer of funds on workers' compensation, also deletes the obligation that the personnel would be under the Personnel Code.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

#### SENATOR DEANGELIS:

Senator Savickas, I still don't understand your...you're probably looking at the synopsis rather than the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Savickas.

#### SENATOR SAVICKAS:

I got concerned. I hear AFSCME's got it worked out and everything's okay. So, I don't know what...what that means, Senator DeAngelis. It says, presently the State employees workers' compensation claims and payments are administered by DCMS and that this bill would allow DCMS to delegate to other State agencies this responsibility. Why?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

### SENATOR DeANGELIS:

Well, a lot of these payments that are made for this go into CMS's budget. This allows each one of them to have their own budget and deal with their own claims. Now, this is...it's permissive.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Savickas.

# SENATOR SAVICKAS:

All...also on the bill it exempts the hearing officers of the Human Rights Commission from the Personnel Code. Why? PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

#### SENATOR DEANGELIS:

Senator Savickas, that is not in the bill that...the synopsis had that, that's not in...in the bill, sir.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall, perhaps you could...shed some light on this. Senator Hall.

#### SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen. Will the sponsor yield? Senator DeAngelis, evidently there's some amendments that's on this bill that we don't have. Would you mind telling what...that's one of the questions that Senator Savickas asked you.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator DeAngelis.

#### SENATOR DEANGELIS:

Mr. President, there are no amendments on this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Luft seems to have the answer, Senator Hall, if you...if you would yield to him. Senator...Senator Hall. Senator Hall yields to Senator Luft. Senator Luft.

Thank you, Mr. President. It's my understanding that the bill had an...House amendment on it that someone thought created a problem, that someone who thought a problem was created has decided that there is no problem; obviously, there's no problem with the bill, so I would assume that we vote Aye.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

# SENATOR HALL:

Then what I'm reading is and the question that Senator Savickas asked is that says, hearing officers of the Human Right Commission are exempted from the Personnel Code, and that was a question that Senator Savickas asked and the

response was that it's not in the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

#### SENATOR DEANGELIS:

Well, that...that exemption already exists. What you're reading is from a synopsis...for the fourth time, that isn't quite the bill, Senator Hall.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

#### SENATOR HALL:

i...I..I want...from my learned, esteemed colleague, I
just want to know so he can set me straight, that's all.
PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis may close.

# SENATOR DeanGELIS:

Thank you, Mr. President. For those of the Body...
PRESIDING OFFICER: (SENATOR DEMUZIO)

...I beg your pardon, hold on. Senator Hall had not...concluded...

# SENATOR HALL:

Well, I...if...I just asked for an explanation on it, that was all.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator DeAngelis.

#### SENATOR DEANGELIS:

It simply reflects those exemptions that already exist in the Human Rights Act, that's all.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator DeAngelis may close.

# SENATOR DEANGELIS:

Yeah, well, thank you, and I apologize to the Body. This particular bill in this day and age had been designated possibly as a Hostage Article. The negotiations were completed in Syria. The hostages have been released. I urge your

favorable approval.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 2182 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 53...54, the Nays are none, none voting Present. House Bill 2183 having received the required constitutional majority is...House Bill 2182 having received the required constitutional majority is declared passed. 2184, Senator Schaffer. All right, House Bill...Senator Schaffer on...is there an amendment to be put on? Okay. Senator Schaffer seeks leave of the Body to return House Bill 2184 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. House bills 2nd reading is House Bill 2184, Mr. Secretary.

#### SECRETARY:

Amendment No. 1 offered by Senator Kustra.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kustra.

# SENATOR KUSTRA:

Mr. President...thank you, Mr. President and members of the Senate. Yesterday we considered House Bill 1102 sponsored by Senator Lemke and Representative O'Connell sent it over here from the House. I was a...it's a good bill, but there was a rather controversial amendment attached to it the boss judge amendment. Basically, the bill died on a debate that had nothing to do with the original bill but on the boss judge amendment. So, what I'm doing is taking Senator Lemke's House Bill 1102, which he was sponsoring yesterday, and adding it to House Bill 2184; and what this bill does is provide that if candidates for only one office appear on a page in a ballot booklet in an electronic voting system and less than half the page is utilized, then no candidate's name

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can be printed on the lower half of the page. The reason for this...legislation stems from a problem in the last November Election where it was found that some candidates received less than the votes they ordinarily would because of the strange way they were listed on the ballot. I know of no opposition to the bill. It came flying out of the House and out of the Senate Committee on Elections. I would ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Kustra has moved the adoption of Amendment No. 1 to House Bill 2184. Any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments? ACTING SECRETARY: (MR. PERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. 2188, Senator Marovitz. House bills 3rd reading is House Bill 2188, Mr. Secretary, read the bill. ACTING SECRETARY: (MR. FERNANDES)

House Bill 2188.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

### SENATOR MAROVITZ:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. House Bill 2188 is the Local School Improvement Act. It...it applies to Chicago only. There's no dollars in this whatsoever. Under the Act, each school and participating districts in Chicago will establish a school improvement councils made up of equal members of parents and school staff. The councils will investigate their school strengths and weaknesses and develop a comprehensive improvement plan. The plan would focus on strengthening basic skills

instruction, cutting the dropout and truancy rate and improving...preparation for college and employment. When a school plan is accepted through an objective review process, the school is then committed to making the basic changes that the plan spells out. The council...the school improvement council becomes a permanent decision making group within the subdistrict that holds the school accountable for carrying out their plan. The councils bring local accountability and democracy to our public school system and do not duplicate existing school groups. One of the problems that we have in the City of Chicago with a very large bureaucratic system, as we go around our districts, we hear from parents constantly how frustrated they are that they do not have any input whatsoever into the process. They have suggestions but they have no input whatsoever. This would bring the decision making process down to the local level and give parents input along with staff as to how to improve the quality of education at the local schools. Again, Chicago only, no dollars, and I would ask for your support for this legislation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, any discussion? If not, the question is, shall House Bill 2198 pass. 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 58, the Nays are none, none voting Present. House Bill 2198 having received the required constitutional majority is declared passed. 2189, Senator Luft. House bills 3rd reading is House Bill 2189, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2189.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. House Bill 2189 was introduced at the request of the State Dental Society. It simply says and provides that copies of dental records shall be made available upon request to the patient or his guardian and it recommends that the director of R and E consider recommendations made by the examining committee regarding professional conduct. I'd try to answer any questions; otherwise, I'd seek a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Any discussion? If not, the question is, shall House Bill 2189 pass. 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 58, the Nays are none, none voting Present. House Bill 2189 having received the required constitutional majority is declared passed. Top of page 10. 2199, Senator Barkhausen. House bills 3rd reading is House Bill 2199, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. PERNANDES)

House Bill 2199.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Barkhausen.

# SENATOR BARKHAUSEN:

Mr. President and members, House Bill 2199 as amended is identical to Senate Bill 1153 which earlier passed this Chamber. Its most essential provision is that it allows the issuance of General Obligation Bonds upon approval in a referendum for the purposes of creating a joint municipal

water action agency. This is of great interest to Lake County, and I know of no opposition and urge your favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 2199 pass. 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 55, the Nays are none, 1 voting Present. House Bill 2199 having received the required constitutional majority is declared passed. 2202, Senator Sangmeister. House bills 3rd reading is House Bill 2202, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2202.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sangmeister.

# SENATOR SANGMEISTER:

Thank you, Mr. President and members of the Senate. House Bill 2202 received some discussion previously on another bill and what this bill does is it takes off the grandfather clause on...annexation petitions that have been filed. We...fought the fight on this bill back four years ago and Joliet Township High School was locked in under a grandfather clause. All we're asking is that the grandfather clause be taken off and that Joliet Township High School be treated exactly like every other school district in the State of Illinois. Let's let the law that the General Assembly saw fit to pass apply to this petition as well as to all others. Move for a favorable roll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall...Senator

Etheredge.

#### SENATOR ETHEREDGE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I...as Senator Sangmeister has...has just indicated, the...the thrust of the amendment that has been put on this bill...this is the same amendment that was put on House Bill 242 and which this...this Body, I think, very wisely...the day before yesterday...defeated. That bill is now on postponed consideration and I hope that we will not have the opportunity to get back to it later. I would...hope that, once again, you would defeat this bill. It, again, changes the rules of the consolidation game in...late in the fourth quarter. Let us let the consolidation effort that is going on in Kendall and Grudy and Will County proceed under the law as it stood at the time the proceedings begun. Here we are trying to encourage consolidations, let's not...let's not make it more difficult than it...already is. I would... I see that Senator Jerome Joyce is not on the Floor. spoke...rose and spoke in opposition to this...to the comparable legislation a couple of days ago, perhaps I could do that for him now since I know that it does affect some of his constituents. I would strongly urge a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Joyce.

# SENATOR JEROME JOYCE:

Yes, to echo what Senator Etheredge said. This is...does affect part of my district and I would also urge a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Sangmeister may close.

# SENATOR SANGMEISTER:

Well, I hope everybody noticed that all we're talking about here is...nobody gets into the merits of the bill. The opposition, obviously, doesn't want to get into the merits of the bill because they're on the side of the guys with the

black hats and I want to tell you what's the problem with this petition being covered by current law. We recognize a deficiency of not allowing people to vote in a referendum. My God, that's all we hear about here on the Floor is let the people vote back in the district, that's all we're asking for is for a referendum. Now, if referendums are fair, and we've always said they are, we should have the right. Here's a school district that's going to lose twenty-five percent of their assessed valuation, and the people can't vote on that? Let's quit lining up around here on the basis of who's for and who's against the amendment and let's take a look at the merit of the legislation. Not only are you doing this to Joliet Township High School...you know the Governor was there and spoke law day and spoke so laudably about the high school that he was...speaking in. I hope he realizes that we could use some votes from his members to maintain that district. If we lose twenty-five percent of the assessed valuation, and plus, also, we looked at the printout that just came through on the School Aid Formula, every school district in my district gets an increase except one, Joliet Township High School loses another three hundred and fifty thousand dollars. Without this legislation, sincerely, we could bankrupt that district. I ask for common decency and consideration. This school district needs this and deserves it and it's hurting no other district. The other districts involved, it isn't hurting them at all. They're trying to steal our...our refineries is what they're trying to do. Is that fair? I ask for a favorable roll.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 2202 pass. 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 40, the Nays are 15, 1 voting Present. House Bill 2202 hav-

ing received the required constitutional majority is declared passed. 2205. House bills 3rd reading is House Bill 2205, Mr. Secretary, read the bill.

END OF REEL

REEL #6

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2205.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator D'Arco.

SENATOR D'ARCO:

Thank you, Mr. President. This bill combines the provisions of two Senate bills we passed out of here and it enables a holding company to merge trust companies and it allows successor company to assume all the rights and duties of the combined entities. The commissioner of banks is unopposed to this bill, I don't know of any opposition and I would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Any discussion? If not, the question is, shall House Bill 2205 pass. Those in favor vote Aye. Those opposed 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 58, the Nays are none, none voting Present. House Bill 2205 naving received the required constitutional majority is declared passed. House bills 3rd reading is House Bill 2220, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2220.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

#### SENATOR WELCH:

Thank you, Mr. President. The Calendar is in error as to the percentage set-aside. There is no percentage in this bill. What the bill does is authorize the Department of Commerce and Community Affairs to annually include in existing CDAP set-aside programs, money for moving expenses as an allowable activity to be...to have grants awarded for in the State of Illinois. An amendment added by Senator DeAngelis also states that not only as the original bill provided for companies moving into Illinois would be eligible for grants but companies moving within the State of Illinois would also be eligible. I would move for a favorable vote on House Bill 2220.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Etheredge.

### SENATOR ETHEREDGE:

Senator, this...this bill has been...has been changed both over in the House and over here. Now, am...am I correct in understanding that there is no percentage set-aside in the bill as it has been amended?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

#### SENATOR WELCH:

That it correct, Senator.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

# SENATOR ETHEREDGE:

There is no set-aside, there's no...no set percentage, but you can receive grants for movements from outside the State and also with...within the State. And so...the total

number of dollars that have been allocated to this program in recent years, as I understand it, is five million dollars. So that...and there is cap on each award of a hundred thousand dollars...okay. Then this money, as I understand it, if it were not used for the purposes of moving, would...is used for infrastructure improvements, money that is doled out...perhaps doled is a poor word but...grants that are...are given to local units of government for infrastructural improvements. Isn't that ... isn't that the case?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

#### SENATOR WELCH:

Community Development Block Grants are used for development in community, which may include the beautification plans for downtown such as...we just received a grant in the City of Streator. There is some infrastructure money that it could be used to build up the infrastructure, it's a broad based program which the department administers grants to...cities and villages. Yes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

#### SENATOR ETHEREDGE:

Then I...I rise in...in opposition to the bill. It...it doesn't make any sense to me to use some of this money to make infrastructural and...and other improvements, projects that people at the local level have...have deemed are...are useful and necessary and useful to them, and to spend that money and to...to move equipment from one county in the State of Illinois to another. We're...the amendment to this bill has the impact of...of pitting one locality in the State against another in...in terms of...of attracting business, and we would use money for other local improvements to...to move one firm from one county to another. It just doesn't

make any sense to me. I would encourage a No vote. PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Welch may close. SENATOR WELCH:

Thank you, Mr. President. Let me point out to the members of the Body that the amendment allowing for interstate movements was not my idea but rather Senator DeAngelis\* on your aisle; unfortunately, he chose not to speak in support of his amendment. But let me explain the reason for the bill and perhaps that will clarify why money will be taken from CDAP programs. A business wished to move from Indiana into Illinois; however, it didn't have the funds to move its equipment. The Department of Commerce and Community Affairs was unable because of not having the authority to allow that company to receive a grant to move in the equipment and bring jobs to Illinois. So the purpose of the bill is to try to get companies from out-of-state to bring jobs to Illinois and to encourage them to do so by allowing the Department of Commerce and Community Affairs to award them grants. department doesn't have to award a penny under this bill, they don't have to award a single cent. It's up to them as to when in their discretion they feel that a company would come in and create employment in the State of Illinois, and I think that that is what we're talking about when we talk about improving our infrastructure, certainly that includes taking care of employing people in Illinois and bringing business to Illinois. I would urge an...a favorable vote on this bill.

# PRESIDING OFFICER: (SENATOR DENUZIO)

...the question is, shall...shall House Bill 2220 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 34, the Nays are 24, none voting

Present. House Bill 2220 having received the required constitutional majority is declared passed. 2226, Senator Marovitz. House bills 3rd reading is House Bill 2226, Mr...Mr. Secretary. Senator Marovitz, you wish to...recall this bill, is that correct? House bills 3rd reading is House Bill 2226, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2226.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

#### SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the Senate. This is the bill for hard core drop-out youth. passed this bill...Senate Bill 1317, 57 to nothing. Saturday, I think most of you have gotten this pink sheet, there was an editorial in the Chicago Tribune on behalf of this program for dropouts and...as you know, that's been a very serious problem in our State. Every year over twenty thousand youth drop out of high schools in Chicago, and across the State about twenty-seven thousand youth drop out. Ninety percent of these kids will never return to their regular public school programs and there is a high correlation, as most of you know, between nonattendance and juvenile crime. Costs the State twenty-five thousand dollars to incarcerate youth for one year, seventy-five percent of these kids are illiterate and incarcerations of juvenile youth have increased by a hundred and eighty-five percent. This program and House Bill 2226 will focus on hard core high school dropout youth, age sixteen to twenty-three who won't return to their regular school programs. The program is a companion to the educational reform package in that it's a sensible approach to investing in some programs to reach these kids.

Program payments will be based strictly on student educational achievement and outcomes. This is meant to provide a much higher level of program accountability. No performance, no payment, I think that's the key to this bill. If the kids don't perform, there's no payment. 4.5 million dollars is in the State Board of Education. This has gone through the State Board of Education, it will be in their Adult Education line item for programs throughout the State of Illinois, participation by local public school districts and community colleges districts is voluntary. For many kids who cannot function and are not part of the public system, this is their last chance. If they don't get a chance to get into an alternative program such as this, they will never be literate, they will never have an opportunity to be a functional part of society. Eventually, we're going to pay for them in terms of the law enforcement and our prison systems. them the last opportunity. Again, we passed this bill 57 to nothing, Senate Bill 1317. This is the bill that will go to the Governor's Desk. It's been approved by the State Board of Education and I would solicit your Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Any discussion? Senator Keats.
SENATOR KEATS:

I don't rise in opposition except to say that it would be interesting to remind some of the local schools who allowed these illiterates to go through there, let them or their parents chip in...it's always interesting that we are responsible for someone refusing to learn or accidentally not learning. I don't rise in opposition because it is cheaper to do it this way than any other way, but maybe you ought to charge those who help cause this problem rather than forever the other taxpayers' having to pay.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? The question is, shall House Bill

2226 pass. Those in favor will vote Aye. Those opposed 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 57, the Nays are none, none voting Present. House Bill 2226 having received the required constitutional majority is declared passed. House bills 3rd reading is House Bill 2232, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2232.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Karpiel.

# SENATOR KARPIEL:

Yeah, thank you, Mr. President. House Bill 2232 requires the regional superintendent of education to publish an annual accounting of receipts and distributions from the Institute Fund. Currently, the superintendent has to annually report to the county board the condition of the fund but not to the teachers that actually pay into it. So this bill would say that he has to either publish the condition of the fund in a locally published newspaper or send a...a report to the local school board. The bill further provides for procedure to fill a vacancy in the Office of Regional Superintendent when and if one occurs, and I ask for your Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Just a question for the sponsor, if she will yield. Could you kindly tell what institute that is?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Karpiel.

### SENATOR KARPIEL:

What is the Institute Fund? The Institute Fund is a fund

that the teachers have to pay...they pay four dollars a year to register their certificate every year and that money goes into the fund for their institute days, et cetera.

PRESIDING OFFICER: (SENATOR DENUZIO)

Further discussion? If not, the question is, shall House Bill 2232 pass. 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 55, the Nays are none, none voting Present. House Bill 2232 having received the required constitutional majority is declared passed. 2249, Senator Hall...House bills 3rd reading is House Bill 2249, Nr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2249.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

## SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Under existing law, a person may seek judicial review of an electoral board's decision on a objection to a tax rate change proposition. Under the bill, a person before asking judical review may appeal an electoral board's decision to the State Board of Election. The bill would authorize the State Board of Election to review the decision of the following electoral boards that hear objections to local tax rate propositions; county officers, municipal officers, township officers and education officers. It also will allow for appeal to the State Board of Election of an electoral board's decision regarding the sufficiency of such petitions. It...also require anyone seeking review by the State Board of Election to file an appeal, therefore, with ten days of deci-

sion by electoral board. And...fourth, it would provide for a judicial review of any State Board of Election decision. Now, a likely effect of this bill is to reduce the preliminary expense and time required to contest a tax rate referendum. The bill requires that electoral boards do much of the work, that would otherwise have to be done by the objector. By allowing an objector to petition the State Board of Election prior to seeking a court hearing, the objector is allowed to present his case in a forum which would be less costly than initiating court action. Judicial review is still an available option however. So I would ask most favorable support of this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 2249 pass. 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 55, the Nays are none, none voting...1 voting Present. House Bill 2249 having received the required constitutional majority is declared passed. House bills 3rd reading is House Bill 2259, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2259.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

## SENATOR BERMAN:

Thank you, Mr...thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 2259 is...intended to facilitate the transfer of real estate and the payment of a real estate transfer tax were applicable. The bill requires that the transfer of tax be in the form of revenue stamps,

that they be available at the county recorder's office and that the tax declaration sheet be the basis upon which the...stamps are assessed. Be glad to respond to any questions, ask for your favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 2259 pass. 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 56, the Nays are 1, 1 voting Present. House Bill 2259 having received the required constitutional majority is declared passed. 2263. House Bill 2263, Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. PERNANDES)

House Bill 2263.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Savickas.

# SENATOR SAVICKAS:

Yes, Mr. President, House Bill 2263 would require the director of Public Health to be a physician, licensed and practice medicine in all of its branches and, basically, would make him accountable for all the decisions. I would move its passage.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? Senator Collins.

SENATOR COLLINS:

... question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Collins.

SENATOR COLLINS:

Does...does...does the director applicant have to have any administrative experience and training?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Savickas.

### SENATOR SAVICKAS:

Yes, it's my...that he should have some administrative experience in public health.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...further discussion? Senator Donahue.

### SENATOR DONAHUE:

Thank you, Br. President. Just to clarify a few things in House...or Senate Bill 864 which I am the sponsor, it's coming back on concurrence, does include an amendment that does exactly this only much more and I just bring that to your attention. I think it's a much better bill, pardon me, Senator Savickas.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Davidson.

### SENATOR DAVIDSON:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Davidson.

## SENATOR DAVIDSON:

Didn't we just...six...about six years ago repeal this provision at the request of all parties concerned including the Illinois State Med. Society for two reasons. One is that they felt the public health needed a...an administrator, you can always hire a physician and, secondly, a person who met all the qualifications that you were talking about, you couldn't hire 'cause the salary wasn't high enough. Is that correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Savickas.

### SENATOR SAVICKAS:

Well, I don't think that's correct, but, obviously, we tried both systems and they didn't work and we're reverting

back to the original to say that's probably a better way, the original system.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

### SENATOR DAVIDSON:

Well, I'd like...rise in opposition to this bill. We're now putting back something into the law that we felt collectively was a good idea to remove about six years ago. We did the same thing with the Department of Mental Health when we removed the fact you had to be a psychiatrist. who knows. Frank, you may give me an ... you put ... you pass this and the Governor signs it, you may not have the opportunity to let me become the director of public health and have an opportunity to get me out of here. So I would urge everybody to vote No on this bill, because we're limiting the possibility to have a good administrator; and because what may have been one episode, which didn't make any difference who was director, if that episode was going to happen, it was going to happen, because some lower level of authority individual did not check that dairy as it should have been and that could happen to anybody and to try to put this back in now just...due to all the publicity I think is bad, bad administration 'cause what we need is good administrators to head a department. You can always hire the technical staff and I don't know many MDs who are good administrators, and even some chiropractors are not a good administrators and myself included.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

SENATOR SCHAFFER:

...further discussion? Senator Schaffer. We have DeAngelis, Schuneman, Netsch. Senator Schaffer.

Well, I won't belabor the point. Frankly, I don't think this is an idea whose time has come. There are a few of us that remember the years that we had doctors in, and I don't mean to put down any individuals but, frankly, we had a very

tough time at the salary we paid and will continue to pay attracting the kind of personnel that we wanted, and this is no slight on the gentleman who I think has probably come here in the...in the midst of a crisis more out of public service than...than out of a...a feeling he's being adequately compensated. I will tell you that that first director that was put over there was a breath of fresh air in that department and did a lot of good, and I don't really have anything negative to say about the gentleman who decided to take one too many vacations, except he decided to take one too many vacations at a bad time. I don't think that that is justification for going back to the old system. I think, frankly, that both here in the Department of Public Health and the Department of Mental Health, the...the bringing in of administrators has had a very beneficial effect, and to get back to the old ways, I think is a mistake.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...further discussion? Senator DeAngelis.

SENATOR DEANGELIS:

Yes, thank you. Question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator DeAngelis.

SENATOR DEANGELIS:

Does the current law prohibit the hiring of a doctor?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Savickas.

SENATOR SAVICKAS:

No, it doesn't.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

# SENATOR DEANGELIS:

So, if there is a qualified doctor to administer that department, under the current law, they can be chosen as director of that agency?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DEANGELIS:

Can you tell me if there's currently a doctor the head of public health?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Savickas.

SENATOR SAVICKAS:

No, there is not.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DEANGELIS:

The answer is yes. And I would like to remind the Body that that doctor that's currently the director I am not criticizing the current pediatrician. Now, appointee cause I think he's a well-qualified person. point is this, is that if we're going to choose someone...if we're going to limit this by expertise, then you ought to not only limit it to a doctor, you ought to limit it to a certain kind of doctor, because having a doctor in there isn't going to do any better than having anybody else in there. And I think all you're doing with this is limiting the options that are available, you're not helping anything else because you can, in fact, still appoint a doctor; and I might also remind the Body, if anybody has been following any part of the salmonella situation, it was not lack of medical expertise, it was lack of administrative ability.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Well, Mr. President and Ladies and Gentlemen of the Senate, not to belabor the point, but you will find that most doctors are lousy administrators. What you need is a good administrator in there, and...if you go ahead with this bill,

you're going to preclude the hiring of good, able administrators who can do the job. We've had a fine administrator...handling the Department of Mental Health, he's not a doctor, and I can remember we had a psychiatrist who was the head of the Department of Mental Health and it was a mess. So I certainly oppose this bill on those bases.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Netsch. Further discussion? Senator Rock.

#### SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in support of House Bill 2263 and would ask all members, particularly of this side, to support this. I think this is a statement, it is in no way in derogation of what the Governor has done. He has, in fact, found a physician to assume that awesome responsibility, but I think the time is...is appropriate that we, again, restate as a matter of public policy that we consider...we, the General Assembly, consider this agency so important that we're going to mandate that it be a physician licensed to practice, a medical doctor who is, in fact, in charge. And I'll tell you, a medical doctor can hire all the administrators he wants, let's turn it around, don't tell me that it...it should be an administrator and he can...hire all the medical doctors he wants. Let's say to the people of Illinois, that yes, indeed, there should be a medical doctor...we used to have this law and the Governor came to all of us, as you will remember, and said, in effect, I can't find a doctor who will take this at this salary and he was right. So we had the Compensation Review Board...at least make a...a living wage or what purports to be a living wage for these cabinet officers. But the fact is, now that everything is back in place and now that we have had a controversy of some major proportion where seventeen or eighteen thousand people in this State suffered, it seems to me only appropriate that we reestablish as a matter of policy, whatever it takes, we want a doctor in charge, and I urge an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion?...the question is, shall House Bill 2263 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take...have all voted who wish? Take the record. On that question, the Ayes are 31, the Nays are 28, none voting Present. House Bill 2263 having received the required constitutional majority is declared passed. 2266. House bills on 3rd reading, House Bill 2266, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2266.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Demuzio.

# SENATOR DEHUZIO:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. House Bill 2266 authorizes the Department of Energy and Natural Resources to develop a program for making grants to nonprofit organizations for pilot recycling projects. I understand this is permissive...permissive program, it's certainly not mandatory. I don't know of any opposition. Be glad to answer some questions, if there are any.

## PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 2266 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are 1, none voting Present. House Bill 2266 having

received the constitutional majority is declared passed. House Bill 2278, Senator Marovitz. Senator Marovitz seeks leave of the Body to bring House Bill 2278 back to the Order of 2nd Reading for purpose of amendment. Is leave granted? Hearing no objection, leave is granted. On the Order of 2nd Reading, House Bill 2278, Mr...Senator Marovitz.

#### SENATOR MAROVITZ:

Thank you, very much, Mr. President, members of the Senate. In order to keep my word to members on the other side of the aisle, having voted on the prevailing side by which Amendment No. 1 was...was adopted, I would move to reconsider the vote by which Amendment No. 1 was adopted.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz moves to reconsider the vote by which Amendment No. I is adopted. All those in favor indicate by saying Aye. Those opposed. The Ayes have it. The motion carries. The vote is reconsidered. Now, Senator Marovitz moves to Table Amendment No. I to House Bill 2278. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. I is Tabled. Any further amendments, Mr. Secretary?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 2 offered by Senator Marovitz.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

#### SENATOR MAROVITZ:

Could I see a copy of that. What is...what is Amendment No. 2? I would move to Table Amendment No. 2, also to keep my word.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz moves to withdraw Amendment No. 2. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 2 offered by Senator Coffey.



PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Coffey.

#### SENATOR COFFEY.

Yes, thank you, Mr. President. To keep my word, I'll Table my amendment also.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any further amendments? Senator Coffey withdrew his amendment. Any further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. House Bill 2283, Senator Welch. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2283.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

## SENATOR WELCH:

Thank you, Mr. President. The Calendar is correct, the amended bill includes employees of units of local government and school districts but not employees or the...of the State or local...State or Federal Government from the Wage Payment and Collection Act. The basic idea is to ensure that those benefits available to nonpublic employees are available to public employees at the local level.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 2283 pass. 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 51, the Nays are 6, 2 voting Present. House Bill 2283 having received the constitutional majority

11 B 2286 31d reading

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is declared passed. House Bill 2286, Senator Kustra. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2286.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kustra.

### SENATOR KUSTRA:

Thank you, Mr. President and members of the Senate. House Bill 2286 requires school districts to pay the cost of a physical examination if and when the school board requires a physical exam from a teacher who has been absent for fewer than few...three days. Basically, this is a bill that stems from a problem in a downstate school district, the Bushnell Prairie City District 170 who apparently has a superintendent that sent a memo out requiring employees to go get a...a doctor's certificate every time they took a...a day of sick leave. That's costly for the employee, they tried to reason with this gentleman to no avail, they came to this General Assembly and ask that at least in those cases for under three days, the school district pay for that physical examination, maybe that will discourage school districts from doing this. I would ask for your favorable consideration.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 2286 pass. 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 3, none voting Present. House Bill 2286 having received the constitutional majority is declared passed. House Bill 2308, Senator Barkhausen. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2308.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen.

### SENATOR BARKHAUSEN:

Mr. President and members, because those who had originally asked us to introduce and support this legislation are no longer interested in it, I move to Table House Bill 2308.

PRESIDING OFFICER: (SENATOR SAVICKAS)

You've heard the motion, is there any objection? Hearing no objection, leave is granted. House Bill 2310, Senator Darrow.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2310.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

PRESIDENT:

Senator Darrow.

# SENATOR DARROW:

Thank you, Mr. President. House Bill 2310 amends the Department of Children and Family Service Act. It prevents advance funding for grants to the Unified Delinquency Intervention Services Program. I know of no opposition.

Any discussion? Any discussion? If not, the question is, shall House Bill 2310 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. 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, there are 57 Ayes, no Nays, none voting Present. House Bill 2310 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2351. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2351.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Savickas.

#### SENATOR SAVICKAS:

Yes, Mr. President, members of the Senate, this bill would...address a specific problem faced by some of our northwestern Cook County suburbs who need landfills, and it...it would say that the rate charged to residents of the county can be no higher...they can't charge noncounty residents a higher rate, and I would move its passage.

### PRESIDENT:

Any discussion? Senator Watson.

### SENATOR WATSON:

Well, thank you, Mr. President. This particular piece of legislation came through the Local Government Committee and one of the reasons that many of us oppose that, and there was quite a bit of opposition, in fact, it passed out with a five four vote and 2 voting Present, was...and just to reiterate what the Senator said. This is a bill that provides that a county landfill must charge the same rates for nonresidents as for residents. Well, generally, a county landfill, of course, is financed and probably purchased through tax dollars which are paid for by the residents of that particular county. Also, the county government of that particular area could be levying a tax on the people of, let's say, DuPage County if ... in this particular case, the DuPage County people may be paying more taxes to support this landfill. So, I don't see particularly any problem in allowing the county to have the discretion to charge people from outside of that area more...more for use of that landfill. I see no problems whatsoever with that; in fact, municipalities in my

area do that quite often, if you don't live within the city, you pay a higher rate for...for using their facilities. So I...I think this is a bad idea and a bad precedent to establish, and I would urge a No vote.

#### PRESIDENT:

Further discussion? Senator Schaffer.

#### SENATOR SCHAPPER:

Well, I'd just like to echo Senator Watson's comments. If a unit of government uses local property taxes and local revenues and develops a landfill, buys the ground, puts the berm in and then sets a rate that only partially covers the cost, it is unfair to ask the taxpayers in one county to subsidize people in another county. I happen to live in a area that is not in a park district, we have a park district, my area didn't want to be in it, and when I sign up for the swimming pool, I pay twice as much as the people in the district because I don't pay any property taxes to that district and that's fair, because that swimming pool was built with the property taxes from the people within the district. don't think we want to start this precedent. The county in question bought the land and developed those landfills with taxpayers' money and is charging a rate that only partially covers it. In addition, when those landfills are over, the county is going to be stuck with the responsibility, and I might add, a somewhat awesome responsibility, for a large number of years of monitoring that ground to make sure that that landfill does not become a negative influence in the This is totally unfair and a precedent that we do not want to set in this General Assembly.

## PRESIDENT:

Further discussion? Senator Fawell.

### SENATOR FAWELL:

Thank you, very much. I, too, happen to serve on this committee and this was a good bill the way it was introduced

and the way our...initial analysis says it is. The way it is now with this amendment, it is a very bad bill, and I would suggest all my colleagues including those from my county vote No.

### PRESIDENT:

Further discussion? Senator Savickas, you wish to close? SENATOR SAVICKAS:

Well, I would just suggest that all those that represent Chicago and all suburbs in Cook County and all their friends should support this bill, because Cook County is a area that...that needs a...an area for landfills so they can remove some of their debris, and I would hope that those in Cook County and those that are their friends would support this legislation to help us out in our time of need.

PRESIDENT:

The question is, shall House Bill 2351 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, there are 25 Ayes, 32 Nays, none voting Present. House Bill 2351 having failed to receive the required constitutional majority declared lost. 2362, Senator Collins. On the Order of House Bills 3rd Reading is House Bill 2362. Read the bill, Mr. Secretary.

House Bill 2362.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Collins.

SENATOR COLLINS:

Thank you, Mr. President and members of the Senate. House Bill 2362 says exactly...does exactly what the Digest says in the Calendar. It just requires custodians of public

funds to invest when possible those...funds into minority owned financial institution. It also permits the State Treasurer to accept deposits for...proposals for deposits for State monies that will accept the lower...he can accept the lower interest rate if an institution invest those funds into community development projects. I will be happy to answer any questions; if not, I would ask for a favorable roll call. PRESIDENT:

Any discussion? Senator Keats.

# SENATOR KEATS:

Thank you, Mr. President. The ... the bill came out of the Financial Institutions Committee 10 to nothing but that was not reflective. At the time we just agreed to let the bill out and we were letting a series of bills out, so that vote did not reflect the feelings. There are several questions on the bill, one says that this shall be done, not may. requires the treasurer to make these investments. Now, I am not speaking for the State Treasurer... I am not speaking on his behalf, but we are turning the State Treasurer into DCCA. Basically, he will take all the State funds and will invest them in these various organizations that are kind of hard to define. You know, the...the papers have been running stories about what are minority owned businesses and the problems involved and various front group. What's a community development project and how does the treasurer then determine when a custodian is performing reasonably? How would you like to be in the treasurer's shoes and try and define reasonably when you have a minority owned business doing a community development project or some...you know, those are the kind of problems involved. The treasurer does at this time do a certain amount of this. He does accept a lower interest rate on part of the State funds voluntarily doing this. It's a good program, but remember, this doesn't say may be done, this says shall be done and the State Treasurer has to decide what is reasonable...when he already concedes that he is not getting maximum interest. You're putting the treasurer in an almost untenable position and...although, I suppose I should kiddingly say, being a Republican, I suppose I should be happy to see the treasurer in that difficult position, but I really don't think it's fair for the treasurer regardless of who he is, and I would solicit a No vote.

Further discussion? Any further discussion? Senator Collins, you wish to close?

Yes, in response to Senator...Keats, this is an amendatory amendment to an existing Act. The qualifications for the investment of funds into any bank still remains the same, we have not changed that. So for whatever criterion that he uses now to...to invest those funds to ensure that the funds are sound and that there are adequate returns on those investments, they would use that same criteria, it did not change.

### PRESIDENT:

SENATOR COLLINS:

The question is, shall House Bill 2362 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. 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, there are 33 Ayes, 23 Nays, none voting Present. House Bill 2362 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading on House Bill 2364. Read the bill, Mr. Secretary.

House Bill 2364.

(Secretary reads title of bill)

3rd reading of the bill.

### PRESIDENT:

Senator Berman.

### SENATOR BERMAN:

Thank you, Mr. President. House Bill 2364 enumerates the types of evidence to be considered in the evidentiary hearings conducted by the circuit courts in the lien reductions involved in personal injury cases. Be glad to respond to any questions and ask that...a favorable vote.

#### PRESIDENT:

Any discussion? If not, the question is, shall House Bill 2364 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 2364 having received the required constitutional majority is declared passed. 2378, Senator Karpiel. On the Order of House Bills 3rd Reading, House Bill 2378. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2379.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Karpiel.

### SENATOR KARPIEL:

Thank you, Mr. President. House Bill 2378 amends the Election Code to require that an election judge must print his or her name, ward, township or road district and precinct number in which he or she is serving on a badge that they will be provided.

## PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall House Bill 2378 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? All voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes,

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no Nays, none voting Present. House Bill 2378 having received the required constitutional majority is declared passed. Senator Luft. On the Order of House Bills 3rd Reading is House Bill 2384. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2384.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. House Bill 2384 is an attempt to eliminate the penalty of corporations who invest or expand and consequently increase employment in this State. What we're trying to do with House Bill...2384 is to amend the Illinois Corporation Income Tax Formula to bring us in with the efforts of other states, such as Massachusetts, Connecticut and Florida who are perceived to have an excellent business climate. The bill will double the weights, the sales factor...double weights the sales factor and the Corporate Income Tax Apportionment Formula, thereby reducing the tax penalty currently imposed on companies who invest in the State of Illinois. It also removes the existing tax incentive for companies to leave and expand outside Illinois. feel like we have passed many incentives this year to attract people and corporations into this State, and it is my hope with this bill, we will help the corporations that already exist and do their business in the State of Illinois.

## PRESIDENT:

Discussion? Senator Netsch.

### SENATOR NETSCH:

Thank you, Mr. President. Here we go again and it is really very unfortunate. I know how these things work and I know how many votes are going to be up there, but let me tell

you what we are doing. We are once again changing the Apportionment Formula for the corporate income tax, that is the tenth time in the last twelve years. Under this proposal there will be some winners and some losers, there always are some winners and some losers. For the most part, the winners have already signed a letter to you saying that, yes, they would love to have this done because it will reduce their State taxes...is it going to reduce the State treasury? don't know. I don't think we have any way of determining that until we find out who, in fact, has their income tax and changed by how much? But the real point is that this is the most awful business message that could be sent by the State of Illinois, and if...if I might, at least two corporations have had the courage, and I think there are a few more, to stand up finally and say so. So, instead of my saying so, let me tell you what the Ford Motor Company has said in a letter which has been, I think, distributed to some of you. "Illinois" Corporate Income Tax Code has been changed ten times in the last twelve years. These continual changes, we believe, mark Illinois in the eyes of the business community as a State with a Tax Code continually being rebent to suit the narrow interest of a few." And, again, they say, "If adopted into law, House Bill 2384 will send out warnings to many large multi-State firms that they have good reason to fear Illinois. It will harm the State. The good intentions with which this is done will not lessen the harm. Illinois will sacrifice the stature it gained by the thorough reworking of the Corporate Income Tax in 1983." That is a point of view that is also shared by General Motors Corporation which has said again, please, what we most need...what we, the business community most need in State tax policies is stability. You can't go around changing the law every year and twice on Sunday simply to accommodate a few businesses who prefer it that way, that turns off all of the rest of us.

I know I am talking to a...a blank, barren wall, but just listen, you know, for the first time at least some of your big Illinois businesses have stood up and said, don't keep doing this to us. That is the worst message you can send about the business climate of the State of Illinois. I might say that that is a point of view that is strongly shared by the Department of Revenue which has also urged that we do not change the tax law in this form again.

#### PRESIDENT:

Further discussion? Senator Geo-Karis.
SENATOR GEO-KARIS:

Well, Mr. President, Ladies and Gentlemen of the Senate, I'm very heartened to see that the sponsors in the Senate and in the House, for the most part, are Democrat Senators and House members who realize that we cannot keep biting business off. We cannot keep making ourselves think that we're going to keep business here. We've lost enough businesses and if you take a look at the number of companies that are affected by this favorably if this bill passes, they have far more employees than Ford Motor Company or General Motors has in this State and I would urge the passage of this bill.

## PRESIDENT:

Further discussion? Any further discussion? Senator Keats, are you closing...Senator Luft. Senator Keats will close.

# SENATOR KEATS:

Okay. I'm closing. I just want to correct one thing, I appreciate what Senator Netsch has said and she would be correct except for one thing, our Tax Code is closely tied to the Federal Code, we all know that. And I think everyone knows that this year President Reagan and Chairman Rostenkowski, in a somewhat bipartisan manner, will rather dramatically change the Federal Tax Code. If there is ever a time to make a major correction in our code, this is not that

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major a correction, it would be this year knowing that in a somewhat bipartisan way, Congress is going to make a major change in our Tax Code because we're linked to it. What I simply say is this benefits Illinois growth firms, Illinois headquartered firms, it's a direct benefit for firms that are headquartered in Illinois and the...and the stability of the Tax Code issue would be good if it were not for the fact that we all know there's a huge tax change coming. I appreciate a positive vote.

## PRESIDENT:

The question is, shall House Bill 2384 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 36 Ayes, 20 Nays, none voting Present. House Bill 2384 having received the required constitutional majority is declared passed. Top of page 12, on the Order of House Bills 3rd Reading is House Bill 2387. Senator Berman seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of House Bills 2387, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

Amendment No. 3 offered by Senator Berman.

#### PRESIDENT:

Senator Berman on Amendment No. 3.

### SENATOR BERMAN:

Thank you, Mr. President. This is a bill that was passed out of the House under the sponsorship of Representative Madigan that deals with the area of evaluation of teachers and remediation of teachers in the reform mode. The...in committee, questions arose as to the role of the consulting teacher and there was an amendment that was adopted in

committee that clarified the role of the consulting teacher. The Speaker upon review did...thought that that was too restrictive and the language that's...embodied in this amendment is a compromise position, and what it in fact says, that the consulting teacher will...let me read it, "shall provide advice to the teacher rated unsatisfactory on how to improve teaching skills and to successfully complete the remediation plan. The consulting teacher shall participate in...developing the remediation plan but the final decision as to the evaluation shall be done soley by the administrator," and that's the key phrase that was adopted in the House...in the committee amendment. The other point that's changed that's addressed here is that the time line that's spelled out in the remediation plan; namely, that a...within thirty days after completion of the evaluation, a teacher...a teacher shall receive the remediation plan. We have said here that failure to comply with the time...with that time requirement, namely, thirty days, shall not invalidate the results of the remediation plan. I move the adoption of Amendment No. 3.

### PRESIDENT:

3...Senator Berman has moved the adoption of Amendment No. 3 to House Bill 2387. Discussion? Senator Demuzio.

SENATOR DEMUZIO:

Yes, thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. I would rise in support of Amendment No. 3. I think that we've worked a long and hard...several hours relevant to the language in this particular amendment, and I applaud Senator Berman's notion to be conciliatory and it seems to me that this would satisfy both the members of the Senate as well as the House, and would move also to support this amendment.

### PRESIDENT:

Further discussion? Senator Holmberg.

### SENATOR HOLMBERG:

Yes, thank you, Mr. President. Just for confirmation from the sponsor to be sure... cause I remember as it went through committee that we were very much concerned with the fact that the administrator would be the evaluator and that the teachers would be the consulting so-called helpers as the remediation process went along. And I want to be sure that this amendment keeps that intact.

### PRESIDENT:

Senator Berman.

### SENATOR BERMAN:

Yes, it does.

### PRESIDENT: tf

All right. Senator Berman has moved the adoption of Amendment No. 3 to House Bill 2387. Further discussion? If not, all in favor of the adoption of the amendment indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

ACTING SECRETARY: (MR. FERNANDES)

No further amendments.

# PRESIDENT:

3rd reading. 2391, Senator Berman. On the Order of House Bills 3rd Reading is House Bill 2391. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2391.

(Secretary reads title of bill)

3rd reading of the bill.

## PRESIDENT:

Senator Berman.

### SENATOR BERMAN:

Thank you. This...this creates the preference to the Handicapped Workers' Act. What it does is that if there are two people of equal qualification...equal qualification, one

of whom is handicapped, the handicapped applicant shall be given a preference. This is similar to what is done with veterans and other laws that we have previously passed. I move...solicit your Aye vote for 2391.

### PRESIDENT:

The question is, shall House Bill 2391 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, 3 Nays, none voting Present. House Bill 2391 having received the required constitutional majority is declared passed. 2399, Senator Karpiel. On the Order of House Bills 3rd Reading is House Bill 2399. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. PERNANDES)

House Bill 2399.

(Secretary reads title of bill)

3rd reading of the bill.

### PRESIDENT:

Senator Karpiel.

### SENATOR KARPIEL:

Yes, thank you, Mr. President. House Bill 2399 amends the Highway Code and creates a county division of transportation. Provides for a director of the division who should...shall be appointed by the county board chairman with advise and consent of the county board and shall be an employee of the county board. That's all it does, I ask for your Aye vote.

## PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall House Bill 2399 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57

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Ayes, 2 Nays, none voting Present. House Bill 2399 having received the required constitutional majority is declared passed. 2400, Senator Savickas. On the Order of House Bills 3rd Reading is House Bill 2400. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. PERNANDES)

House Bill 2400.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Savickas.

### SENATOR SAVICKAS:

Yes, Mr. President and members of the Senate, House Bill 2400 in its amended form is an addition to the Motor Vehicle Franchise Act. It adds a new section to the Act which more clearly defining what a motorcycle is, and it adds provisions unique to the motorcycle industry; these provisions regarding financing, ownership by a dealer of the franchise and the repurchase of parts when a franchise is terminated. This bill has been agreed upon by the motorcycle dealers and the Motorcycle Industrial Council and the manufacturers. The concerns of Secretary of State have been answered and the concerns of DCCA have been answered. I would just seek your favorable support.

### PRESIDENT:

Any discussion? Is there any discussion? If not, the question is, shall House Bill 2400 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Ayes, 3 Nays, none voting Present. House Bill...2400 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2408. Read the bill, Mr. Secretary.

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ACTING SECRETARY: (MR. FERNANDES)

House Bill 2408.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. Speaker. House Bill 2408 was introduced at the request of the State Board of Election. The bill simply clarifies existing language in the Election Code to permit the filling of vacancies and nominations up to sixty-one days prior to the General Election which is the date of certification. It also makes various other technical changes in the code. I know of no opposition and it passed the House 114 to 2 to 2, and I ask for your support of this bill.

PRESIDENT:

Any discussion? Is there any discussion? If not, the question is, shall House Bill 2408 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 2408 having received the required constitutional majority is declared passed. 2416. On the Order of House Bills 3rd Reading is House Bill 2416. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2416.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Zito.

SENATOR ZITO:

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

I quite honestly don't know why this bill wasn't on the Agreed Bill List. It simply deletes reference to obsolete language to reflect the changes made last year by the incorporation of the offense of rape into the sexual assault provisions. I know of no opposition and would ask for a favorable vote.

#### PRESIDENT:

Any discussion? If not, the question is, shall House Bill 2416 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Take the record. On that question, there are 54 Ayes, no Nays, none voting Present. House Bill 2416 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2418. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2418.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator... Senator Dunn.

#### SENATOR DUNN:

Thank you, Mr. President and members of the Senate. Senate Bill...House Bill 2418 amends the Illinois Coal and Energy Bond Development Act, the Natural Resources Act, and creates the industrial...Illinois Industrial Coal Utilization Program and creates a new board called the Coal Development Board to administer funds of the Energy Bond Fund. I'd be glad to answer any questions and urge a...passage of House Bill 2418.

#### PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall House Bill 2418 pass. Those in favor will vote



Aye. Those opposed will vote Nay. The voting is open...the voting is open, please. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, no Nays, none voting Present. House Bill 2418 having received the required constitutional majority is declared passed. Senator Bloom. On the Order of House Bills 3rd Reading is House Bill 2421. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2421.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President and fellow Senators. This is the Civic Center Act legislation. As you know, we scaled it back and provides some program discretion with DCCA and then we added in nine civic centers that were on it when it came over from the House. This probably won't be the last time we see this. Answer any questions, otherwise,...

### PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall House Bill 2421 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. 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, there are 56 Ayes, 2 Nays, none voting Present. House Bill 2421 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2434. Senator Maitland seeks leave of the Body to return that bill to the Order of 2nd Reading for purposes of an amendment. Is leave granted? On the Order of House Bills 2nd Reading, House Bill 2434. Mr. Secretary.

ACTING SECRETARY: (MR. PERNANDES)

Amendment No. 4 offered by Senator Keats.

PRESIDENT:

Senator Keats.

SENATOR KEATS:

What these two amendments do, Amendments 1 and 2, deals with land owned by DOT in Highland Park that they want to be giving back that will then be developed. It's right at...where Edens and Old Skokie Highway hit.

### PRESIDENT:

All right. Senator Keats has moved the adoption of Amendment No. 4 to House Bill 2434. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

ACTING SECRETARY: (NR. FERNANDES)

Amendment No. 5 offered by Senator Keats.

#### PRESIDENT:

Senator Keats, same explanation...moves the adoption of Amendment No. 5 to House Bill 2434. All in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

ACTING SECRETARY: (HR. FERNANDES)

No further amendments.

### PRESIDENT:

3rd reading. 2437, Senator Keats. On the Order of House Bills 3rd Reading is House Bill 2437. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2437.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Keats.

### SENATOR KEATS:

This bill as amended deleted what was presently on your Calendar. The amendment by Senator Philip set up that if you're picketing, you have to be someone who worked for that company, you can't be a paid picketer. Now, you or I could join the picketers as a sympathy picket, but you can't just go hire people from anywhere to go picket to harass people. I think it's an excellent idea and I'd appreciate your favorable roll call.

### PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall House Bill 2437 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. 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, there are 56 Ayes, 1 Nay, none voting Present. House Bill 2437 having received the required constitutional majority is declared passed. Mr. Owens owes me a nickle. On the Order of House Bills 3rd Reading is House Bill 2440. Read the bill, Mr... (machine cutoff)...

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2440.

(Secretary reads title of bill)

3rd reading of the bill.

#### PRESIDENT:

Senator Rigney.

### SENATOR RIGNEY:

Mr. President, this bill is the one asked for by the Fire Marshal. It would take the fees received from boiler and pressure vessel certification and place them into the Fire Prevention Fund. I understand that this is approximately five hundred thousand dollars per year. Apparently, what they use this money for, the Fire Marshal's Office gets a little over three-fourths of this money, the Illinois Fire

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Service Institute gets about twelve percent and the Chicago Fire Training Academy apparently draws about ten percent from this fund. The idea here is so that they will be able to hire additional inspectors. It's a task force recommendation in light of the chemical disaster that we had in Bhopal. I might also say that we did at 2nd reading add on the amendment that deals with the...self-service stations, the one that we need in downstate Illinois and merely ask for your support.

## PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall House Bill 2440 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 2440 having received the required constitutional majority is declared passed. Top of page 13, on the Order of House Bills 3rd Reading is House Bill 2444. Read the bill, Hr. Secretary.

House Bill 2444.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Rupp.

### SENATOR RUPP:

...thank you, Mr. President. This is in two parts. One is the amendment that establishes an Insurance Financial Regulation Fund in which the fees are to be deposited. This is not an assessment formula, but it does provide a...a spot for monies and this money according to this amendment is to defray only the expenses for analyzing and working and examining financial commissions of insurance companies. This amendment is in contrast with one which has been put in...in

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the 24 hooding

the House on 1294, there will be a Conference Committee on that, and an attempt will be made to agree on how much should be left in the fund or whether it should be pulled dry. However, the main bill, the first part of this bill before the amendment is one that I commend for your attention and it provides that no life or health insurance company may...discriminate against individuals who are blind or partially blind in the issuance of their insurance policies. They can't charge a different premium or put any other terms or conditions on a contract unless those distinctions are based on sound actuarial principles. I do ask your favorable vote on this...

#### PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall House Bill 2444 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. 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, there are 58 Ayes, no Nays, none voting Present. House Bill 2444 having received the required constitutional majority is declared passed. Senator Topinka. On the Order of House Bills 3rd Reading is House Bill 2445. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2445.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Topinka.

## SENATOR TOPINKA:

Yes, Mr. President and Ladies and Gentlemen of the Senate, this is the Department of Insurance...bill. It amends the Health Maintenance Organization Act, increases the minimum amount of contingent reserve that...an HHO shall have and imposes a one hundred dollar per day fine on an organiza-



tion for each day of delay in filing its annual report or annual audit, and it defines terms such as HMO, organization and provider. I don't know of any opposition.

PRESIDENT:

Any discussion? If not, the question is, shall House Bill 2445 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, no Nays, none voting Present. House Bill 2445 having received the required constitutional majority is declared passed. Senator Schuneman. On...on the Order of House Bills 3rd Reading is House Bill 2446. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2446.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Schuneman.

### SENATOR SCHUNEMAN:

Thank you, Mr. President. This is a Department of Insurance bill that seeks to make some changes as affects a holding company operations here in Illinois, holding companies which own insurance companies. Basically, what the department is trying to do by means of this legislation is tighten the restrictions on investments which insurers can make in affiliated companies. This bill would subject a limited number of material intercompany transactions with...within a holding company system to the...to the review of the Department of Insurance prior to their being affected by the holding company. The intent of the department is simply to prevent the type of manipulation of activities which was...which occurred in the case of the Baldwin United Company and others, and I would be happy to respond to any questions.

#### PRESIDENT:

Any discussion? If not, the question is, shall House Bill 2446 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. House Bill 2446 having received the required constitutional majority is declared passed. 2447. On the Order of House Bills 3rd Reading, House Bill 2447. Read the bill, Mr. Secretary.

ACTING SECRETARY: (HR. FERNANDES)

House Bill 2447.

(Secretary reads title of bill)

3rd reading of the bill.

## PRESIDENT:

Senator Donahue.

## SENATOR DONAHUE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This bill was on the Agreed Bill List until Senator Berman called it off, and I think we and the department have taken care of his problem. However, what the bill does, amends the Public Aid Code, the...Marriage and Dissolution of Marriage Act and the Code of Civil Procedure. It sort of puts...us in compliance with Federal legislation, and I...I would move for its adoption.

### PRESIDENT:

Any discussion? If not, the question is, shall House Bill 2447 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? All voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 2447 having received the required constitutional majority is declared passed. 2472. 2475, Senator Kustra. With leave of the Body, we'll get back to 2472.



2475, Senator Kustra. On the Order of House Bills 3rd Reading is House Bill 2475. Read the bill, Mr. Secretary. ACTING SECRETARY: (MR. FERNANDES)

House Bill 2475.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President and members of the Senate. House Bill 2475 contains four provisions really. The first one is an attempt to deal with a problem which occurred from a bill we passed last time around. We amended the language here to provide that when...absentee ballot applications are available for inspection...let me back up a little bit. Originally, when the bill passed the House, the...House Bill 2475 provided that absentee ballot applications were to be made available for public inspection from the time they are received by the election authority until thirty days after the election, except for the time that they are in the hands of the election judges. The County Clerks' Association objected to that particular language because they pointed out that applications are sealed up when the ballots arrive. we amended the language here to provide that they are available for the inspection during the above time, except when they are sealed or when they are in the hands of the election judges. This removes the objection of the county clerks and, therefore, there is no objection to that particular the bill. The next three parts of the bill deal as follows with election law in the following way. In 1982 when the Grand Jury did a report on the vote fraud which occurred in the 1982 elections, it singled out that door-to-door voter registration canvass as the single, greatest source of vote fraud. What this bill does is eliminate in-precinct...in-precinct door-to-door voter registration canvasses. At the present time, that's only done in Cook County anyway, and so what we're doing is suggesting and...and mandating by this bill that instead door-to-door registration, we move to a nonforwardable mail registration which is used elsewhere around the State. matter of fact, I noticed that in Lake County, for those of you from Lake County, nonforwardable mail is the canvasses are done there, and the former clerk, as a matter of fact, who serves in the Illinois House now says they've used that system for a number of years, the post office air rate is about five percent. The second part of this bill deals with the problem created when people are inadvertently or unjustifiably knocked off of the rolls, and this deals with the affidavit procedure. Basically, the amendment provides a means with very stringent safeguards for such persons to vote on election day without having to go all the way down to the election authority to do so. The third provision of this bill is...an amendment which provides a way to make sure that the ballots which were cast on election day are actually counted, by requiring an inventory of the contents of the sealed container. Finally, this bill provides that in...in an election jurisdictions which use electronic voting systems and in-precinct counting of ballots, election judges will be denied a receipt for the return of election materials after the close of the polls unless the materials have been inventoried by the election authority and are found to be in order. I...I will be glad to answer any questions about this bill, and I urge your favorable consideration.

# PRESIDENT:

Any discussion? Is there any discussion? Senator Philip on this bill?

END OF REEL

#### REEL #7

#### SENATOR PHILIP:

Thank... (machine cutoff)...Mr. President and Ladies and Gentlemen of the Senate. I...I might suggest this to you that it is a simple, simple unexpensive way to verify if people are registered and live in that particular precinct, and I would suggest that we ought to give this a nice, big green vote.

#### PRESIDENT:

Any discussion? Senator Demuzio.

#### SENATOR DEMUZIO:

Well, I understood there was some discussion relevant on 2nd reading about an attempt to accommodate Mr. Lavelle. Has that accommodation been made and are the County Clerks' Association in...in Illinois in support of your bill as it stands now?

### PRESIDENT:

Senator Kustra.

### SENATOR KUSTRA:

The County Clerks' Association is not in opposition to this bill. It's my understanding that Mr. Lavelle is in Atlantic City...on some convention or something and I haven't talked to Mr. Lavelle in...in...in two days. I...I...I think I can safely say he is still in opposition to sections of this bill.

### PRESIDENT:

All right, further discussion? If not, the question is, shall House Bill 2475 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 47 Ayes,

7 Nays, none voting Present. House Bill 2475 having received the required constitutional majority is declared passed. 2487. On the Order of House Bills 3rd Reading is House Bill 2487. Read the bill, Mr. Secretary.

ACTING SECRETARY: (AR. FERNANDES)

House Bill 2487.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Lemke.

### SENATOR LEMKE:

What this does is amends the Civil Administrative Code to establish the Illinois Clean and Beautiful Advisory Board of the Department of Community Commerce Affairs, authorizes DCCA to...to make fifty percent matching grants to community based litter and solid waste reduction...establishes Statewide coordinator with DCCA to administer the program. I think it's a good bill and I ask for its adoption.

### PRESIDENT:

Any discussion? Senator Rigney.

## SENATOR RIGNEY:

Well, Mr. President, at the end of June it hardly seems appropriate to bring up cost when we're only talking about four hundred thousand dollars for a program. After all, that would only buy a small farm, I guess, and it's a rather insignificant figure on a date like this, but we're talking here about creating an advisory board, which I guess is probably a new way of saying that we used to call them commissions, now they're advisory boards, to DCCA and we're going to set up a grant program to do something that really ought to be done out there in all of these areas right now, just...we're talking about a...basically, a landfilling process, I presume. We had this bill before our Ag. Committee. All I can say is, I...I just don't consider it to be a neces-

sary type of bill; admittedly, it's not maybe an expensive one by today's standards, but I think there's probably better ways we could spend four hundred thousand dollars.

PRESIDENT:

Further discussion? Any further discussion? Senator Lemke, you wish to close? SENATOR LEMKE:

I think this is a necessary bill. This is being done in all the states in the union and to set up a...a Clean and Beautification Advisory Board to get rid of the litter and solid waste reduction programs and I think it's a...encouraging program to communities to clean up...clean up the State, and I ask for its adoption.

### PRESIDENT:

Question is, shall House Bill 2487 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 33 Ayes, 26 Nays, none voting Present. House Bill 2487 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading is House Bill 2499. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2499.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Lemke.

# SENATOR LEMKE:

What this does is set up guidelines for DCCA in its monitor and local public interstructure in the State, requires a report to be submitted to the General Assembly and the Governor by January 1st, 1987 and every three years thereafter. I think it's a good bill and I ask for its adoption.

#### PRESIDENT:

Further...any discussion? If not, the question is, shall House Bill 2499 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58 Ayes, 1 Nay, none voting Present. House Bill 2499 having received the required constitutional majority is declared passed. 2512, Senator D'Arco. On the Order of House Bills 3rd Reading is House Bill 2512. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2512.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator D'Arco.

### SENATOR D'ARCO:

Thank you, Mr. President. House Bill 2512 provides for the Illinois Youth...Employment Program Act. It is a program to try to get local councils designated by DCCA in order for these councils to provide employment in business communities in low income poverty areas for youth between the ages of sixteen and twenty years of age. We are looking for an appropriation for this money and...and we believe there will be money for this project. It's important in these high density unemployment areas in the City of Chicago and throughout the State of Illinois. It's a good program, it's a necessary program, it is vital for the interest of the State and the city, and I ask for your favorable support.

# PRESIDENT:

Any discussion? Senator Hudson.

### SENATOR HUDSON:

Thank you, Mr. President and members of the Senate. With all due respect to the sponsor and as well-intentioned as

this bill is, I feel that there are a few things that should be brought to your attention about the bill. For one thing, the income tax...if you were to read it, the income tax provisions are extremely vague. They simply state that a business or an individual may deduct the fair cash value of such contribution from their income tax. Under this bill. and this is worth listening to, a business could donate one thousand dollar to the ... one thousand dollars to the local council, which this bill would permit to be set up, receive a one thousand dollar income tax credit and also receive a grant from DCCA to pay a person's salary. That is one that the council would pick out for a job or that they would sponsor for a job. In other words, a business could hire a youth and receive an income tax credit for the amount of his...for the amount of the salary. Another consideration is that there are currently job programs administered by DCCA, established by the Federal Job Training Partnership Act that would do something along this same line. Also Build Illinois contains a permanent youth employment program and summer youth employment program. The program established in the bill is to be administered by DCCA. DCCA will set the rules and the regulations for the program. The only specifics in the bill is concerning the eligibility of youth and the rest is up to DCCA, and I won't take your time, ladies and gentlemen, to go through a host of unanswered questions here but there are many. How much money, for example, are we talking about here? We don't know. We simply don't know. So, I offer these for your consideration before your final vote on the bill.

### PRESIDENT:

Further discussion? Senator D'Arco, you wish to close? SENATOR D'ARCO:

Thank you, Mr. President. That's what we're supposed to be all about. That's the incentive for business to hire a

youth who is at this point in time unemployed and who is unskilled and the business has the necessary equipment to provide him with a job and a skilled job so he can live a decent life in our society, and these local councils have an incentive because they can apply to DCCA for a grant in order to motivate the business to hire this youth in the first That's what this program is all is...listen, let's face the facts, these kids are roaming the streets and...and they have nothing to do with their time. Now we either admit that or we go about our ways and forget it exists. This is a good program. It's a thought out program. Business isn't going to be hurt by this and State is going to benefit by it \*cause you\*re going to make people taxpayers in this State instead of roaming the streets doing nothing. This is a good bill and I ask for your support.

### PRESIDENT:

Question is, shall House Bill 2512 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 32 Ayes, 26 Nays, none voting Present. House Bill 2512 having received the required constitutional majority is declared passed. Senator Philip, do you want to go to 2472? On the Order of House Bills 3rd Reading is House Bill 2472. Read the bill, Hr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2472.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Philip.

### SENATOR PHILIP:

Yeah, thank you, Mr. President and Ladies and Gentlemen of the Senate. This is part of the Governor's plan, Build

Illinois. Happy to answer any questions and ask for affirmative votes.

#### PRESIDENT:

Any discussion? If not, the question is, shall House Bill 2472 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57...57 Ayes, no Nays, none voting Present. House Bill 2472 having received the required constitutional majority is declared passed. Senator Maitland on 2515. On the Order of House Bills 3rd Reading is House Bill 2515. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 2515.

(Secretary reads title of bill)

3rd reading of the bill.

### PRESIDENT:

Senator Maitland.

# SENATOR MAITLAND:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. House Bill 2515 as it left the House was...was an amendment to the Act. It basically is rewritten to conform to Federal standards and to address some other problems...the bill in that form passed out of the House on the Agreed Bill List. I would suggest to you though that there were two amendments that were added in this Chamber, one that...that addressed precisely the...the charge of fees for dairies, dairy plants and milk haulers, a hundred dollars a year for...for dairy plants and twenty-five dollars a year for the milk haulers. There is no fee there assessed to the farmer, I want to point that out. Amendment No. 2 addressed a problem by the Department of Agriculture and it clarified that only raw agricultural commodities which are for direct human consumption are to be regulated by DPH.

#### PRESIDENT:

Discussion? Any discussion? If not, the question is, shall House Bill 2515 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 58...59 Ayes, no Nays, none voting Present. House Bill 2515 having received the required constitutional majority is declared passed. On the Order of House Bills 3rd Reading, bottom of page 13, is House Bill 2523. Read the bill, Mr. Secretary. ACTING SECRETARY: (MR. FERNANDES)

House Bill 2523.

(Secretary reads title of bill)

3rd reading of the bill.

#### PRESIDENT:

PRESIDENT:

SENATOR LENKE:

Senator Weaver.

### SENATOR WEAVER:

Thank you, Mr. President. This bill provides that the...it amends the Horse Racing Act providing for fingerprinting of the applicants for license and a fee involved. I'd appreciate a favorable roll call.

Any discussion? If not, the question is, shall House Bill 2523 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 56 Ayes, 2 Nays, none voting Present. House Bill 2523 having received the required constitutional majority is declared passed. Top of page 14. Senator Lemke, for what purpose do you arise?

I'd like to have leave to have...have this bill held till November. This is the annual Legislative Reference Bureau bill that we make all the changes on in November...the correction of the mistakes we make grammatically and technically on the bills that we're passing. I'd like to have leave to have...have it heard in the Fall Veto Session.

PRESIDENT:

All right, the gentleman seeks leave to hold 2525 until the Fall Session, with leave to hear it then if it's...if it's required. Leave granted? Leave is granted. It stays on the Calendar. Ladies and gentlemen, for your information, we will continue on with the appropriation bills and handle those, I'm sure, with some dispatch and then begin again at the top of Calendar on the top of page 2 and go through the Calendar ... what's remaining one more time and that's it, and our obvious hope is that by eight o'clock we will have concluded our business. In the meantime, Senator Keats and Representative Pullen, for a brief moment, have a very special guest that they would like to introduce. So, if you'd just stay at ease for a moment and pay attention. The Chair will happily yield to Senator Keats.

#### SENATOR KEATS:

Thank you, Phil. Penny and I would like to introduce a gentleman named Pat Robertson who many of you have heard of. Pat is the President of the Christian Broadcasting Network in Virginia. He's actually the son of the late U.S. Senator Willis Robertson who many people forget was one of the Democrat Senators from Virginia, and Pat founded the Christian Broadcasting Network roughly twenty years ago in Virginia, came from New York at the time, with seventy dollars in his pocket, founded what is today the largest Christian Broadcasting Network in the entire world and the third largest cable network in the entire world with more than four thousand six hundred stations, has twenty-nine million domestic viewers and is growing at the rate of thirty thousand a day. The Tribune had a major article on Pat today and he will be in Chicago talking to a group of people. Just a little more background. Pat's a former...a former Marine. We should kid, for some of our lawyers, I apologize for all the things I've said about lawyers, Pat even has a legal background, but we now have Christian Broadcasting...the CBN University, the Christian Broadcasting Network. In 1978, they opened Operation Blessing which is one of the largest private organizations serving the poor in America. They've helped over five million people in 1984...and in 1985 they opened up Operation Heads Up which is teaching literacy to functionally illiterate black and Hispanic students in urban ghettos. We just want to introduce Pat to say hello while he's in town.

PAT ROBERTSON:

(Remarks made by Pat Robertson)

SENATOR KEATS:

While I'm in the Chair, I got three bills I'd like to quickly move.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, House bills 3rd reading, page 14, the appropriation bills, House Bill 24, Senator Welch. Mr. Secretary, House Bill 24.

SECRETARY:

House Bill 24.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. This bill contains a bill that we passed out of here several months ago providing one million fifty-seven thousand six hundred dollars for the Northern Illinois University Engineering School. The version that came over from the House includes a one million dollar appropriation to the Board of Governors for establishing an... Engineering School at Chicago State University. I would

move passage of House Bill 24.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Senator Bloom.

### SENATOR BLOOM:

Well, unfortunately, on the...I guess I'm the designated hitter again. Chicago State was added with a partisan roll call in the Appropriations Committee. Chicago State, as you may remember the debate, has no physics department. This is not the place to be doing this. Northern Illinois is already included in the Board of Higher Education's budget. This bill right now is totally unnecessary, and I think that now is not the time to pass it. Thank you, very much.

### PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator...question is, shall House Bill 24 pass. Those in favor will vote Aye. Those opposed Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 31, the Nays are 25, none voting Present. House Bill 24 having received the required constitutional majority is declared passed. House...Senator Maitland, for what purpose do you arise?

#### SENATOR MAITLAND:

Let's verify the affirmative vote, please.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Maitland has requested a verification of the affirmative vote. The members will be at their desks. The Secretary will read the affirmative vote.

### SECRETARY:

The following voted in the affirmative: Berman, Carroll, Chew, Collins, D'Arco, Darrow, Dawson, Degnan, Demuzio, Hall, Holmberg, Jones, Jeremiah Joyce, Jerome Joyce, Kelly, Lechowicz, Lemke, Luft, Marovitz, Nedza, Netsch, Newhouse,

O'Daniel, Poshard, Sangmeister, Savickas, Smith, Vadalabene, Welch, Zito, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland, do you question any one...

SENATOR MAITLAND:

Senator Jones.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones on the Floor? Senator Jones on the Floor? Senator Jones on the Floor? Strike his...strike his name. SENATOR HAITLAND:

Senator Collins.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Collins on the Floor? Senator Collins is at the back of the Chamber, just walked in the door.

SENATOR MAITLAND:

Senator Smith.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Smith on the Floor? Senator Smith is on the Floor. Senator Jones is now on the Floor, so...restore Senator Jones.

SENATOR MAITLAND:

Senator Dawson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dawson is at the back of the Chamber. All right, on that question...on the verified roll call, the Ayes are 31, the Nays are 25, the...none voting Present. House Bill 24 having received the required constitutional majority is declared passed. Senator Maitland.

SENATOR MAITLAND:

Thank...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

...thank you, very much, Mr. President. On...on a

happier note for the President, I...I want to report to the Body that it's been a difficult thirteen or fourteen days for President Bock and I'm happy to report to him that at this point in time, the Cubs are ahead four to three.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, maybe we ought to take time out and watch the rest of it. House Bill 143, Senator Netsch. Mr. Secretary, House Bill 143.

#### SECRETARY:

House Bill 143.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

### SENATOR NETSCH:

Thank you, Mr. President. The Senate and the House have already passed the substantive bill, House Bill 142; indeed, we passed it by a vote of 54 to 3. This is the appropriation for the grants for public radio and television at the amount of five million six hundred thousand dollars. It covers stations all over the State, eleven radio and seven television, and I would solicit your support.

### PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 143 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 51, the Nays are 6, none voting Present. House Bill 143 having received the required constitutional majority is declared passed. House bills 3rd reading is House Bill 342, Mr. Secretary, read the bill.

### SECRETARY:

House Bill 342.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

### SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 342 was introduced by Representative Madigan and Representative Juan Soliz. It would appropriate twenty million dollars from the Capital Development Bond Fund to the City College System of Chicago for the purpose of establishing a technical skills center, a junior college, on the south side of Chicago in the Hispanic community. This has been the subject of quite a bit of community and other discussion. There are commitments all the way around. There's a great deal of interest and I would urge an affirmative vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, any discussion? Senator Philip.

### SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I object to it. There's twenty million dollars unbudgeted. The Governor doesn't want it, the labor unions don't want it and, quite frankly, there is no program.

Further discussion? Senator Rock.

PRESIDING OFFICER: (SENATOR DEMUZIO)

#### SENATOR ROCK:

Well,...the...the fact is that...that organized labor is in support. The city administration is in support. The city colleges are in support and they came to the committee, plan in hand. As a matter of fact, they even have a site picked out at 23rd and Western, in the heart of the Hispanic community. I think it's fair to say that you and I both know that they're not going to be in a position to expend the entire twenty million dollars in this fiscal year, but I

think it's more symbolic than it is real, frankly, that we make a commitment to the Hispanic community in Illinois that, yes, indeed, we recognize that they have special difficulties and, yes, indeed, we are prepared as a State to assist in the building of this college. The city college has committed, as I understand it, an additional ten million dollars for a total of thirty, and while you and I both know the entire amount won't be spent, I am convinced the Governor will see the wisdom of this and I urge an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion?...Senator Nedza.

SENATOR NEDZA:

Is he closing?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, yes. Question is shall House Bill...Senator...Senator Nedza, you want to make a remark? Go right ahead. Senator Nedza.

SENATOR NEDZA:

Well, I didn't know the Senator was closing, but I'll rise in support of it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Question is, shall House Bill 342 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 31, the Nays are 25, none voting Present. House Bill 342 having received the required constitutional majority is declared passed. 362, Senator Vadalabene...Senator Philip, for what purpose do you arise?

SENATOR PHILIP:

Verification of the affirmative roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Philip has requested a verification of

the affirmative roll. The members will be in their seats. The Secretary will read the affirmative roll.

#### SECRETARY:

The following voted in the affirmative: Berman, Carroll, Chew, Coffey, Collins, D'Arco, Darrow, Dawson, Degnan, Demuzio, Hall, Holmberg, Jones, Jeremiah Joyce, Jerome Joyce, Kelly, Lechowicz, Lemke, Luft, Marovitz, Nedza, Netsch, Newhouse, O'Daniel, Poshard, Sangmeister, Savickas, Smith, Vadalabene, Zito, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator...Senator Philip, do you question the presence of any member?

SENATOR PHILIP:

Yes, Senator Berman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman on the Floor? Senator Berman on the Floor? Senator Berman on the Floor? Strike his name.

SENATOR PHILIP:

Senator Welch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch is not recorded.

SENATOR PHILIP:

Senator Coffey.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Coffey on the Ploor? Strike his name. Senator Philip, do you question the presence of any other member? Senator Philip,...you concluded? All right, on that...all right, on that question, there are 29 Ayes...we did not verify you off, Senator. There was 29 Ayes, 25 Nays, none voting Present. House Bill 342 having failed to receive the required constitutional majority is declared lost...sponsor requests postponed consideration. House Bill 362. House bills 3rd reading is House Bill 362, Mr. Secretary.

SECRETARY:

House Bill 362.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Hold it...hold it...hold it. Senator

#### SENATOR VADALABENE:

I don't want...I don't want to pass that one.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Okay. Take it out of the record. 418, Senator Savickas. All right, House bills 3rd reading is House Bill 418, Mr. Secretary, read the bill.

#### SECRETARY:

House Bill 418.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Savickas.

# SENATOR SAVICKAS:

Yes, Mr. President and members of the Senate, this is a bill I think we all should support. It's a reduction in our expenditure. It's reduced from 4.8 million dollars to one dollar. We're saving over four and a half million dollars. I would solicit your support in this legislation.

#### PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 418 pass. Those in favor will vote Aye. Those opposed 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 1, 2 voting Present. House Bill 418 having received the required constitutional majority is declared passed. 526. 529, Senator Luft. House bills 3rd reading is House Bill 529, Mr. Secretary, read the bill.

### SECRETARY:

House Bill 529.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Luft.

#### SENATOR LUFT:

Thank you, Mr. President. House Bill 529 is identical to Senate Bill 132 that we had already passed and sent over to the House. So, this bill has been reduced to an appropriation of one dollar, I'm assuming at the request of the House sponsor to be sent back to the House for further consideration. If there are any questions, I'll try to answer them; otherwise, I...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion?...

SENATOR LUFT:

...favorable roll call.

PRESIDING OFFICER: (SENATOR DENUZIO)

...any discussion? If not, the question is, shall House Bill 529 pass. 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 57, the Nays are none, none voting Present. House Bill 529 having received the required constitutional majority is declared passed. House bills 3rd reading is House Bill 530, Mr. Secretary, read the bill.

### SECRETARY:

House Bill 530.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dudycz.

## SENATOR DUDYCZ:

Thank you, Mr. President. House Bill 530 provides for

the Fiscal Year '86 ordinary and contingent expenses of the State Board of Elections, and I ask for your favorable vote. PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 530 pass. Those in favor will vote Aye. Those opposed 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 57, the Nays are none, none voting Present. House Bill 530 having received the required constitutional majority is declared passed. 569, Senator Philip. House bills 3rd reading is House Bill 569, Mr. Secretary, read the bill.

#### SECRETARY:

House Bill 569.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

# SENATOR PHILIP:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the Governor's Build Illinois at the Democrat's level. Appreciate your favorable consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? If not, the question is, shall...House Bill 569 pass. Those in favor will vote Aye. Those opposed 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 57, the Nays are none, none voting Present. House Bill 569 having received the required constitutional majority is declared passed. 583 I am told is to be amended. Senator Davidson seeks leave of the Body to return House Bill 583 to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. House bills 2nd reading is House

Bill 583, Mr. Secretary.

SECRETARY:

Amendment No. 4 offered by Senator Carroll.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. First, a...technically, I believe we...could we then have leave to get back to it after we go to another bill so that we can then get the final passage. This would be an add-back for the Office of the Secretary of State based basically on a recalculation of the merit compensation, an error we made in the multiple other amendments and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 4 to House Bill 583. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 4 is adopted. Further amendments? SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEHUZIO)

3rd reading. Senator Carroll, we'll jump right back to it, okay. Page 15, 641. House bills 3rd reading is House Bill 641, Mr. Secretary, read the bill. SECRETARY:

House Bill 641.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Poshard.

SENATOR POSHARD:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 641 appropriates 2.3 million dollars in the General Revenue Fund to renovate several existing mental

health buildings at the Anna Mental Health and Development Center to serve as a veteran center in southern Illinois. We have veterans all over our area who have need of these services that are provided by a veteran center of this sort. It would enable the veterans in the southern part of this State to stay in close proximity to their families, and I would move for your favorable consideration of this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, is there discussion? Senator Schaffer. SENATOR SCHAFFER:

Well, I am a veteran and, frankly, I think veterans deserve a little extra treatment and I feel fairly strong on it, but these things are starting to pop up like checkoffs or weeds, and I have a feeling the day is going to come that we're going to regret having built this massive structure of veterans, homes which will become very difficult to close. I think we've gone through a rather dramatic drop in the population in the mental health area and we've had a difficult time bringing the number of available beds down to where they ought to be. I know parochial local interest, and if I were a Senator and I had one of these facilities, I'd be standing exactly where you are, Senator. I'm certainly not criticizing it. I would suggest if we as a State are going to commit this kind of dollars into expanding all of these facilities and building these facilities which we will then be saddled with for a long time, if we're that interested in the veteran, if we take that money and use it as a stipend to subsidize veterans in nursing homes near their homes. could keep the veterans not only in their area of the State but in their home town with their families where they really want to be. This isn't the veterans' bill, it's...it's a bill for some jobs in a particular locale because we shut down some mental hospitals, and I...I guess that's the reason, but these things are going to come back to haunt us

and probably sooner than any of us think.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator Poshard may close.

### SENATOR POSHARD:

Thank you, ar. President. Well, perhaps you're right, Senator Schaffer. I might point out that this is not in my district, it's in Senator Dunn's district. It does serve a purpose. This has been the process that we've taken in this State to form veterans' centers to take care of the people that have gone to bat for this nation in a time when the nation needed their services. I don't think this is the time to turn our back on those people now. We need to service them where they are so they can stay close to their families, stay close to their friends. I would move for your favorable consideration of this bill. I think it's entirely appropriate to balance out these centers geographically across the State. We have none in southern Illinois. There are several in the central...and northern part of this State, this balances it out. Thank you for your consideration.

### PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 641 pass. Those in favor vote Aye. Those opposed 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 43, the Nays are 15, none voting Present. House Bill 641 having received the required constitutional majority is declared passed. Now we'll jump back to page 14 and pick up House Bill 583...House bills 3rd reading is House Bill 583, Mr. Secretary.

# SECRETARY:

Senate Bill...or House Bill 583.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson-

### SENATOR DAVIDSON:

Mr. President and members of the Senate, this is the...annual budget...excuse me, Secretary of State with all the various amendments. The total amount is a hundred and eighty-three million four hundred and fourteen thousand eight hundred and ninety-one dollars. Appreciate a favorable roll. PRESIDING OFFICER: (SENATOR DENUZIO)

Any discussion? If not, the question is, shall House Bill 583 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 58, the Nays are none, none voting Present. House Bill 583 having received the required constitutional majority is declared passed. Back to page 15. 651. House Bill 651, Senator Donahue. Read the bill, Mr. Secretary, please.

#### SECRETARY:

House Bill 651.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

#### SENATOR DONAHUE:

Thank you. This is simply the ordinary and contingent expenses for the Commissioner of Savings and Loan and...I would move for its adoption.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 651 pass. 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 55, the Nays are 1, none

voting Present. House Bill 651 having received the required constitutional majority is declared passed. House Bill 652, Senator Fawell. House...652, Mr. Secretary, read the bill. SECRETARY:

House Bill 652.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Favell.

### SENATOR FAWELL:

Thank you, very...thank you, very much. This appropriates eight hundred thousand seven hundred dollars for the ordinary and contingent expenses of the Prison Review Board. There are a couple of committee amendments. One is the Equipment, ten thousand dollars that was added on in the House to assist with the move to a new location, it was deleted and the request for four new cars was reduced to the capital guideline...capital...the Central Management guidelines, and I would move to pass.

### PRESIDING OFFICER: (SENATOR DENUZIO)

Any discussion? If not, the question is, shall House Bill 652 pass. Those in favor vote Aye. Those opposed 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. House Bill 652 having received the required constitutional majority is declared passed. 653, Senator Dudycz. Mr. Secretary, House Bill 653.

SECRETARY:

(Secretary reads title of bill)

3rd reading of the bill.

House Bill 653.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dudycz.

#### SENATOR DUDYCZ:

Thank you, Er. President. House Bill 653 as amended appropriates seven million fifty-six thousand four hundred dollars in traffic and criminal convictions...surcharge funds to the Local Government Law Enforcement Officers Training Board for Piscal Year '86, and ask for your favorable vote. PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 653 pass. 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 58, the Nays are none, none voting Present. House Bill 653 having received the required constitutional majority is declared passed. 654, Senator Sommer. Mr. Secretary, 654.

### SECRETARY:

House Bill 654.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

#### SENATOR SOMMER:

Mr. President and members, this is the payout for the State Employees' Retirement System. The Teachers' Retirement System was added and it has...been leveled at sixty-eight percent rather than sixty-five as in the other bills.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question...any discussion? Question is, shall House Bill 654 pass. 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 58, the Nays are none, none voting Present. House Bill 654 having received the required constitutional majority is declared passed. 655, Senator

Sommer. 656, Senator Donahue. House Bill 656, Mr. Secretary.

SECRETARY:

House... House Bill 656.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President. This is the OCE for the...at...at...for the Pollution Control Board at one million one hundred and eight-four thousand nine hundred dollars.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 656 pass. 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 58, the Nays are none, none voting Present. House Bill 656 having received the required constitutional majority is declared passed. 657, Senator Schaffer. Mr. Secretary, 657.

SECRETARY:

House Bill 657.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson...I mean, Senator...Senator Schaffer.

SENATOR SCHAFFER:

Members of the Senate, this will leave the Senate at a million two hundred and eighty-four thousand, down some two hundred and seventy-eight thousand, it's for the Educational and Labor Relations Board.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 657 pass. Those in favor vote Aye. Those opposed 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 57, the Nays are none, none voting Present. House Bill 657 having received the required constitutional majority is declared passed. 658...Senator Bloom. All right, House Bill 658, Mr. Secretary.

SECRETARY:

(Secretary reads title of bill)

3rd reading of the bill.

House Bill 658.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

I'll...I'll withdraw it at this time. We're...we're holding it. I misread my handlers' signals.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, take it out of the record. 659, Senator Geo-Karis. House Bill 659, Mr. Secretary.

SECRETARY:

House Bill 659.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, House Bill 659 as amended appropriates seven hundred and one thousand seven hundred dollars in General Revenue Funds to the Human Rights Commission for Fiscal Year 1936 and I urge its passage.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...further...any discussion? Senator Lenke.

#### SENATOR LEMKE:

I rise in criticism of this department and the other department. Three years ago we passed a bill asking for rules and regulations for ... to process claims for the discrimination on the basis of national origin. To this...to this date, this commission and this department, Human Rights, has not seen fit to adopt those rules and regulations, from the...community of...ethnics who are discriminated against in certain jobs and I think it's indicative on this department that can make rules for the slogan, "Us Four and No More" and forget about the other group of people. They can see fit to make rules for minorities and for handicapped, for women and disabled, but they see now that they can't make rules in regards to discrimination against our people; therefore, I will vote Present on both of these bills. In fact, I think this bill should be held, I don't know why it left...on to this department 'cause I've received a very nasty letter where they aren't even thinking about considering it. it's terrible on this department, especially run by somebody that says there...discrimination on the basis of minority. We are discriminated against all our life and we try to survive. When we try to do something and go along and have rules, they refuse and ignore us and mistreat us, and I think I'm voting Present.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator Geo-Karis may

### SENATOR GEO-KARIS:

Well, Mr. President and ladies and Gentlemen of the Senate, if there has been some promise made to the former Senator...you have my word that I will personally talk to the director and I'll see that you get your answers and I move for favorable passage.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 659 pass. Those in favor vote Aye. Those opposed 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, 4 voting Present. House Bill 659 having received the required constitutional majority is declared passed. House Bill 660, Senator Geo-Karis. Mr. Secretary, House Bill 660.

### SECRETARY:

House Bill 660.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis.

### SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, House Bill 660 as amended appropriates three...three million nine hundred and twenty-nine thousand a hundred and fifty dollars in general revenue and Federal funds to the Department of Human Rights for Fiscal Year 1986, and I urge its passage.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 660 pass. 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, 5 voting Present. House Bill 660 having received the required constitutional majority is declared passed. Page...page 16, House Bill 661, Mr. Secretary, read the bill.

# SECRETARY:

House Bill 661.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar.

#### SENATOR MAHAR:

Thank you, Mr. President. House Bill 661 appropriates one million four hundred and seventy-two thousand eight hundred and thirty-four dollars to fund the expenses of the Medical Center Commission for Fiscal Year '86.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 661 pass. Those in favor will vote Aye. Those opposed Nay. The...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 none, none voting Present. House Bill 661 having received the required constitutional majority is declared passed. House Bill 663, Senator Schaffer. Mr. Secretary, read the bill.

#### SECRETARY:

House Bill 663.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

### SENATOR SCHAFFER:

This is the appropriation for the Emergency Service...and Disaster Agency. I'm not quite sure what the final figure is...as our amendments, 'cause it's not on this handle sheet I have. There were several amendments added. I believe it's in line though.

### PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall House Bill 663 pass. 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

57, the Nays are none, none voting Present. House Bill 663 having received the required constitutional majority is declared passed. 664, Senator Bloom. 664, Mr. Secretary.

House Bill 664.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President and fellow Senators. House Bill 664 is leaving the Senate at two hundred and fifty-five million six hundred and eighty-two thousand, four million over budget.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 664 pass. 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 56, the Nays are none, 1 voting Present. House Bill 664 having received the required constitutional majority is declared passed. House Bill 665, Senator Mahar. Read the bill, Mr. Secretary, please.

SECRETARY:

House Bill 665.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar.

SENATOR MAHAR:

Thank you, Mr. President. House Bill 665 appropriates eight million five hundred and sixty-seven thousand dollars to fund the expenses of the Military and Naval Department for...for Piscal Year '86.

#### PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If the...if not, the question is, shall House Bill 665 pass. 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. House Bill 665 having received the required constitutional majority is declared passed. 666, Senator Sommer. Read the bill, Mr. Secretary, please. SECRETARY:

House Bill 666.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

#### SENATOR SOMMER:

Mr. President and members, this is the OCE for the Commerce Commission. It has been reduced three hundred and twenty-four thousand dollars by action of this Body.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 666 pass. 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 1, 2 voting Present. House Bill 666 having received the required constitutional majority is declared passed. 667, Senator Mahar. Read the bill, Mr. Secretary, please.

SECRETARY:

(Secretary reads title of bill)

3rd reading of the bill.

House Bill 667.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar.

#### SENATOR MAHAR:

Thank you, Mr. President. House Bill 667 appropriates one million eighty-seven thousand dollars to fund the expenses of the Liquor Control Commission for Fiscal Year \*86.

### PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall House Bill 667 pass. 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 55, the Nays are 1, none voting Present. House Bill 667 having received the required constitutional majority is declared passed. 668, Senator Sommer. Read the bill, Mr. Secretary, please.

#### SECRETARY:

House Bill 668.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

### SENATOR SOMMER:

Mr. President and members, at the present time, this...this bill is at one billion seven hundred and thirty-seven million. There were series of amendments. The big one added eighty-five million for necessary income tax refunds so the folks out there can get the money that they're looking for.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, any discussion? If not, the question is, shall House Bill...Senator Lemke.

### SENATOR LENKE:

I just want to ask a question of Senator Sommer. Senator Sommer, does the Department of Revenue have anything in the budget to show the people...the taxpayers the new Taj Mahal

they built with their tax dollars...with the tax increase we put on them a few years back, I mean, that glass palace over there that sits...we're going to show that to the taxpayers so they can all see how their money is well spent and wasted when we get the energy bills on it?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

#### SENATOR SOMMER:

...what was your question? I don't know if I understand.
PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lemke.

#### SENATOR LEMKE:

I wonder if we're going to show our...the tax papers...our constituents this great Taj Mahal we have built here of glass windows and...and with great expense, the Ice Building. I mean, it's properly world...worded because I think in the winter, if we don't pay the heating bill, there's going to be ice inside, and I was wondering if we're going to show this to the great taxpayers that have paid this with their tax increase that was put on them by the Governor a few years ago.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Carroll, for what purpose do you arise? Senator Carroll.

#### SENATOR CARROLL:

I'm waiting for it to go on...thank you, Mr. President.

A point of order to Senator Lemke and Senator Sommer. Under
the Department of Revenue regulations, they are no longer
taxpayers, they are now deemed customers.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? If...the question is, shall House Bill 668 pass. 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 57, the Nays are none, none voting Present. House Bill 668 having received the required constitutional majority is declared passed. House Bill 669, Senator Bloom. Read the bill, Mr. Secretary, please.

#### SECRETARY:

House Bill 669.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

#### SENATOR BLOOM:

My...my seatmate wants the Body to know he comes from a community of slim ethnics. This is the appropriations for the State Labor Relations Board. It would be leaving the Senate at two million seventy thousand dollars.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 669 pass. 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 57, the Nays are none, none voting Present. House Bill 669 having received the required constitutional majority is declared passed. 670, Senator Mahar. Read the bill, Mr. Secretary, please. SECRETARY:

House Bill 670.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Mahar.

# SENATOR MAHAR:

Thank you, Mr. President. House Bill 670 appropriates six million eight hundred and fifty-seven thousand two hun-

dred dollars to fund the expenses of the Illinois Racing
Board for Fiscal Year '86.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 670 pass. 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 56, the Nays are none, none voting Present. House Bill 670 having received the required constitutional majority is declared passed. 671, Senator Sommer. Read the bill, Mr. Secretary, please.

#### SECRETARY:

House Bill 671.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

### SENATOR SOMMER:

Mr. President and members, the current level of this appropriation is seven hundred and ninety-one thousand dollars, a reduction of fifty-three thousand dollars by this Chamber.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Any...any discussion? If not, the question is, shall House Bill 671 pass. 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 55, the Nays are none, none voting Present. House Bill 671 having received the required constitutional majority is declared passed. House Bill 672, Senator Bloom. Read the bill, Mr. Secretary, please.

### SECRETARY:

House Bill 672.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

# SENATOR BLOOM:

Yes, House Bill 672 is leaving the Senate at a hundred and eighty-four million nine hundred and twenty-six thousand, about five over budget.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 672 pass. 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 55...56, the Nays are none, none voting Present. House Bill 672 having received the required constitutional majority is declared passed. Page 17, House Bill 673, Senator Schaffer. Read the bill, Mr. Secretary, please.

# SECRETARY:

House Bill 673.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

#### SENATOR SCHAFFER:

The department will leave the Senate at a hundred and ninety-five million eight hundred and sixty-one dollar...thousand dollars, virtually all of which is Federal. PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 673 pass. Those in favor vote Aye. Those opposed vote No. 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 55, the Nays are none, 2

voting Present. House Bill 673 having received the required constitutional majority is declared passed. 674, Senator Weaver. Read the bill, Mr. Secretary, please.

House Bill 674.

SECRETARY:

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Weaver.

#### SENATOR WEAVER:

This appropriates a hundred and eighty-eight million two hundred and twenty thousand to Energy and Natural...Resources as well as Department of Conservation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 674 pass. Those in favor vote Aye. Those opposed 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 57, the Nays are none, none voting Present. House Bill 674 having received the required constitutional majority is declared...passed. House Bill 676, Senator Sommer. Read the bill, Mr. Secretary, please. SECRETARY:

House Bill 676.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Sommer.

# SENATOR SOMMER:

I got a new score. The Cubs are ahead six to three. This includes both the payout for the Judges' Retirement System and the...and the General Assembly Retirement System, they're both in this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 676 pass. 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. House Bill 676 having received the required constitutional majority is declared passed. 677, Senator Sommer. 678, Senator Kustra. House Bill 678, Mr. Secretary, read the bill.

# SECRETARY:

House Bill 679.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Kustra.

#### SENATOR KUSTRA:

Thank you, Mr. President and members of the Senate. House Bill 678 provides a hundred and thirty-nine million six hundred and forty thousand and six hundred dollars for the FY \*86 ordinary and contingent expenses of the Department of Rehabilitation Services. I ask for your favorable adoption. PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 679 pass. 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 55...the Ayes are 57, the Nays are none, none voting Present. House Bill 678 having received the required constitutional majority is declared passed. 679, Senator Schaffer. Read the bill, Mr. Secretary, please.

# SECRETARY:

House Bill 679.

(Secretary reads title of bill)

3rd reading of the bill.

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PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

#### SENATOR SCHAFFER:

This is the mental health budget for six hundred and eighty-five million dollars, and despite the sponsor and director's best efforts, I fear it's headed for a Conference Committee...Representative Fredericks, if you can hear me, here it comes.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If...if not, the question is, shall House Bill 679 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none...1 voting Present. House Bill...679 having received the required constitutional majority is declared passed. 683, Senator Davidson. Read the bill, Mr. Secretary, please. 683.

#### SECRETARY:

House Bill 683.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

#### SENATOR DAVIDSON:

Mr. President and members of the Senate, this has the annual budget for the Illinois State Historical Library and the new Historical Sites Preservation Division that's now part of it for ten million four hundred and six thousand eight hundred and ninety-five...dollars. Appreciate a Yes vote.

# PRESIDING OFFICER: (SENATOR DENUZIO)

Any discussion? If not, the question is, shall House Bill 683 pass. 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 57, the Nays are none, none voting Present. House Bill 683 having received the required constitutional majority is declared passed. Well, if there's...I am told...reliably or unreliably that the Cubs won seven-three. House Bill...House Bill 693, Mr...Senator Carroll. Read the bill, Mr. Secretary, please.

# SECRETARY:

House Bill 693.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

# SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. As reduced to two-thirds, this is to pay two-thirds of the Appellate Services costs, State's Attorney's Appellate Service Commission for the Appellate Services Division in the County of Cook. I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there any discussion? Senator Watson. SENATOR WATSON:

Thank you, Mr. President. Is this to fund the legislation that we just passed...yesterday or maybe it was even today, I'm not sure?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

# SENATOR CARROLL:

Yes. I'm not sure which legislation you're talking about but, yes, it is to fund legislation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senate...further discussion? Senator Sommer. Oh, I'm sorry, pardon me. Senator Watson wasn't finished. Senator

Watson.

SENATOR WATSON:

Do you have a letter from Doctor Bob on this?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

I have the power of the pen.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

SENATOR SONMER:

Mr. President and members, in line with our general policy that if a substantive bill passes, the appropriation bill will accompany it to the Governor so he can make whatever decision he makes, I would say that we would lend our mild support to this at this time.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall House Bill 693 pass. Those in favor vote Aye. Opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 41, the Nays...on that question, the Ayes are 40, the Nays are 17, none voting Present. House Bill 693 having received the required constitutional majority is declared passed. 721, Senator Bloom. Read the bill, Mr. Secretary, please.

CHLIANI.

House Bill 721.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

This is for the State Appellate Defender's Office. It's leaving the Senate at four million four hundred and fourteen thousand dollars.

#### PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 721 pass. 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 3, none voting Present. House Bill 721 having received the required constitutional majority is declared passed. 346, Senator Marovitz. Read the bill, Mr. Secretary, please.

# House Bill 946.

SECRETARY:

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

#### SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the Senate. House Bill 946 appropriates 1.6 million for the AG's Crime Victim Assistance Act, a hundred thousand is appropriated for the Attorney General's Grant Fund and 1.5 million appropriated for the Violent Crime Victim Assistance Act which we passed last year. There are no House or Senate amendments. I solicit your Aye vote.

#### PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 946 pass. 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 57, the Nays are none, none voting Present. House Bill 946 having received the required constitutional majority is declared passed. Page 18, House Bill 947, Senator Carroll. Read the bill, Mr. Secretary, please.

### SECRETARY:

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HB 993 krading

House Bill 947.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

#### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is for some twenty-four million seven hundred and forty-six thousand four hundred is the OCE for FY '86 for the Office of the Attorney General, a couple hundred thousand under the way it was introduced. I would move for a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 947 pass. 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 49, the Nays are 7, 1 voting Present. House Bill 947 having received the required constitutional majority is declared passed. 993, Senator Berman. Read the bill, Mr. Secretary, please.

#### SECRETARY:

House Bill 993.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

# SENATOR BERMAN:

Thank you. This is the FY '86 appropriation for the General State Aid Formula...level...increase of two hundred million dollars. Ask for your favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...any discussion? Question is, shall House Bill 993 pass. 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...the Ayes are 50, the Nays are none, 6 voting Present. House Bill 993 having received the required constitutional majority is declared passed. 1011, Senator Welch. Read the bill, Mr. Secretary, please.

#### SECRETARY:

House Bill 1011.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

#### SENATOR WELCH:

Thank you, Mr. President. This is an appropriation of two hundred fifty-one thousand two hundred dollars to the Law Enforcement Merit Board. The...the appropriation was reduced thirty-nine thousand eight hundred dollars pursuant to Senate guidelines and I would move for adoption of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any...any discussion? Senator Sommer.

# SENATOR SOMMER:

This particular item is already in the law enforcement budget. A question for the sponsor would be, why are we doing it by a separate bill?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

#### SENATOR WELCH:

That is a different fund I think you're talking about.

This is a...a separate fund.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

### SENATOR SOMMER:

Would you amplify that?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

### SENATOR WELCH:

Well, this is a...a different appropriation, number one; it's going to a similar purpose but yet it's a...a separate bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sommer.

#### SENATOR SOMMER:

We agree it's a separate bill and it's identical. What is its purpose? Could you tell us that?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

#### SENATOR WELCH:

Well, the purpose is to appropriate a budget for the Law Enforcement Merit Board. If it's redundant, I'm sure the Governor will use his pen and take care of that.

PRESIDING OFFICER: (SENATOR DENUZIO)

... Senator... further discussion? Senator Carroll.

# SENATOR CARROLL:

If...maybe to edify just slightly. It's my understanding the merit board is not...substantive language should not be part of the Department of Law Enforcement so that they wanted a separate budget because they are supposed to be independent of the department; otherwise, they were within the appropriation and pen power of the Department of the Law Enforcement, so this created them as a separate entity.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, the question is, shall House Bill 1011 pass. Those in favor will vote Aye. Those opposed 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 41, the Nays are 15, none voting Present. House Bill 1011 having received the required

NO 1070 Realing

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constitutional majority is declared passed. 1040, Senator Barkhausen. Read the bill, Mr. Secretary, please. All right, I'm...I'm sorry. Senator...Senator Bloom.

Yes, that's mine and we're going to hold that here now.

That's now under my sponsorship.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Oh. All right, the record will...should so reflect then Senator Bloom is the principal sponsor. Is that correct? Will so indicate. Take it out of the record. House Bill 1070, Senator Rock. House Bill 1070, Mr. Secretary, read the hill.

SECRETARY:

House Bill 1070.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

# SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 1070 appropriates one billion sixty-two million dollars to the State Board of Education for Operations and Grants. It is a decrease of a hundred and twelve million dollars as introduced and it...the primary reason is that we cut ninety-eight million dollars for the reform measures and we'll be sending the bill to a Conference Committee, obviously, with the reform measures dollar amounts as yet undetermined and we will leave that, obviously, to the summit. I would encourage a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Senator Coffey.

#### REEL #8

# SENATOR COFFEY:

Thank you, Mr. President. Senator Rock, maybe Senator Carroll might want to...to answer this...one point, the Illinois Government Internship Program had a hundred and thirty thousand dollars and it was cut back and then was added back on to it. Do you know where that's at, presently?

PRESIDING OFFICER: (SENATOR DENUZIO)

Senator Rock.

#### SENATOR ROCK:

Yeah, I...I know we left it in, it's at a hundred and five thousand dollars.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further...Senator Coffey.

SENATOR COFFEY:

...is...is this final...will these bills still...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

# SENATOR ROCK:

If you're asking if it's going to the Governor's Desk from here, the answer is no, it's going to a Conference Committee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The question is, shall House Bill 1070 pass. Those in favor will vote Aye. Those opposed 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 4, 1 voting Present. House Bill 1070 having received the required constitutional majority is declared passed. 1097, Senator Carroll. Read the bill, Mr. Secretary, please.

#### SECRETARY:

House Bill 1097.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

#### SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is the ordinary and contingent expenses for the operations of the Supreme Court and the other courts within the State at a hundred and twenty-six million two hundred twelve thousand dollars, a million and a half below the introduced level and I would ask for a favorable roll call. PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 1097 pass. 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 55, the Nays are none, none voting Present. House Bill 1097 having received the required constitutional majority is declared passed. 1110, Senator Carroll. Bead the bill, Mr. Secretary, please.

#### SECRETARY:

House Bill 1110.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

# SENATOR CARROLL:

Why, thank you, Mr. President, Ladies and Gentlemen of the Senate. This is three hundred and fifty-three thousand for the clerks of the circuit courts around the State pursuant to legislation passed by the General Assembly, and I would ask for a favorable roll call.

#### PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill...1110 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 50, the Nays are 7, none voting Present. House Bill 1110 having received the required constitutional majority is declared passed. 1247, Senator Netsch. Read the bill, Mr. Secretary, please. SECRETARY:

House Bill 1247.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

#### SENATOR NETSCH:

Thank you, &r. President. This bill has been reduced to a million eight and it would permit the transfer of the State's accounting system to the GAAP System, G-A-A-P, to get underway, this would cover at least the general design study. We've got to do this at some point because the bonding houses absolutely insist that we have GAAP accounting available when we go to market for bonds, which we now do three or four times a year. It will take a few years for this to get fully done so that we can keep up with the bond requirements, but this is at least a start. I would be happy to answer questions.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 1247 pass. 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, I voting Present. House Bill 1247 having received the required

constitutional majority is declared passed. 2239, Senator Bock. Read the bill, Mr. Secretary, please.

#### SECRETARY:

House Bill 2239.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

#### SENATOR ROCK:

Thank you, Hr. President. House Bill 2239 is the appropriation for FY '86 of 5.3 million dollars for the operating expenses of our district offices. As you know, we were successful in obtaining the twenty thousand dollar...or a ten thousand dollar differential between us and the House. I know of no objection and I would solicit a favorable roll call.

# PRESIDING OFFICER: (SENATOR DENUZIO)

The question is, shall House Bill 2239 pass. 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 56, the Nays are none, 2 voting Present. House Bill 2239 having received the required constitutional majority is declared passed. House Bill 2240. Mr. Secretary, read the bill.

#### SECRETARY:

House Bill 2240.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

# SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 2240 is the annual appropriation for the

operation of the General Assembly in the total amount of eighteen million three hundred thousand dollars, a five percent increase over last year. I solicit your favorable support.

PRESIDING OFFICER: (SENATOR DENUZIO)

Any discussion? If not, the question is, shall House Bill 2240 pass. Those in favor vote Aye. Those opposed 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, 2 voting Present. House Bill 2240 having received the required constitutional majority is declared passed. Senator Coffey, for what purpose do you arise? All right. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. We will now return to page 2 at the top and go once more through those bills that have not been called today and those that were subject to recall, and then there's a motion to reconsider filed by...I don't know, Senator Schuneman on 2391; wherever it is, we'll get to that order and the final order of business will be, if we get there, consideration postponed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Okay. Page 2, House Bill 54, Senator Lemke. House Bill 54, Mr. Secretary, read the bill.

SECRETARY:

House Bill 54.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lemke.

SENATOR LEMKE:

What this bill does is...amends the Coroner's Act and the Civil Administration Code and the Child Care Act and Child Administration Code, requires coroners to authorize dental

exams, requires all child care facilities, directors, officer, employees and volunteers to be serviced...to be certified by the Department of Law Enforcement, and it provides for...no such certified person should be employed until they are. I ask for its adoption.

#### PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 54 pass. 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 59, the Nays are none, none voting Present. House Bill 54 having received the constitutional majority is declared passed. House Bill 66, Senator Watson. Read the bill, Mr. Secretary.

#### SECRETARY:

House Bill 66.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

# SENATOR WATSON:

Thank you. We put an amendment on here and the...amendment simply made some changes in regard to the per diem for township boards and trustees, and I know of no opposition and I'd be glad to answer any questions; otherwise, I would appreciate a favorable roll call.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, Senator Watson...if not, the question is, shall House Bill 66 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 56, Nays are none, none voting Present. House Bill 66 having received the constitutional majority is declared passed. House Bill 146, Senator Kustra. House Bill

241, Senator Zito. Read the bill, Mr. Secretary. SECRETARY:

House Bill 241.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Zito.

SENATOR ZITO:

Thank you, Mr. President and members. House Bill 241 is identical language to Senate Bill 172 that we passed out here unanimously. I would ask for a favorable vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 241 pass. 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 59, the Nays...the Nays are none, none voting Present. House Bill 241 having received the constitutional majority is declared passed. House Bill 146, Senator Kustra indicated that he did want to call it and I...mistook that wave as a...to pass the bill. So, on House Bill 146, Senator Kustra. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 146.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President, members of the Senate. This bill amends the Election Code to prohibit requiring a prospective voter to provide his or her social security number when applying to vote. In Cook County there have been some requests for social security numbers. This is just a bill

that says there shall be no absolute requirement but that the request can be made. The Floor amendment...and the reason why we're dealing with this bill now is because there was a Floor amendment from the other side of the aisle which sought to clarify the language. It makes it clear that election authorities may ask a voter for his or her social security number, but the voter's refusal to give the social security number cannot be used to deny the voter the right to vote. I would ask for your favorable consideration.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 146 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all woted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, none voting Present. House Bill 146 having received the required constitutional majority is declared passed. The Secretary informs me that on House Bill 676, we do not have a printed roll call. It is the ordinary and contingent expenses of the General Assembly Retirement System, Senator Illinois Sommer...so let's...with leave of the Body, we'll return to House Bill 676. Is leave granted? Leave is granted. House Bill 676, Mr. Secretary, read the bill.

# SECRETARY:

No, I have read the bill, Mr...President...

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Those ...

#### SECRETARY:

...I just...I failed to push the button, the roll call was 56 to nothing.

# PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Those in favor will vote Aye. Those opposed Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record.

3rd readings

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On that question, the Ayes are 57, the Nays are none, none voting Present. House Bill 676 having received the required constitutional majority is declared passed. Now, we'll go back...leave of the Body, we'll go back to...leave is granted. House Bill 275, Senator Lemke. Mr. Secretary, read the bill.

#### SECRETARY:

House Bill 275.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Leake.

### SENATOR LEMKE:

What this does is amends the Civil Code of Procedures, repeals an Act in relation to trust estates and transfers the substance of the latter to the former without the changing the law. It also affects the trust liability, permits trustees to deposit securities within another fiduciary. I ask for favorable consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 275 pass. 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 59, the Nays are none, none voting Present. House Bill 275 having received the required constitutional majority is declared passed. 296, Senator Bloom. Read the bill, Mr. Secretary, please.

#### SECRETARY:

House Bill 296.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

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#### SENATOR BLOOM:

Okay, just so I can clear this...make this clear, 'cause a very good friend of mine and Senator Rock's was down expressing a great deal of concern about this. We are going to, as I understand it, not move 296 and not move 952 but we are going to instead, because we have an agreement from Doctor Bob, if we could get this on the record, that the losses will be addressed in a specific line item in 1070 in the Conference Committee. Is that correct? I...I'm at a...you know, I want to do...I want to do the proper thing here. Is that basically correct? Could someone say on the record...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

#### SENATOR BERMAN:

Yes, it...I have been advised and Senator Maitland can confirm that it's not from Doctor Bob, it's from the Governor's Office that the request for...address the Bloom-Luft bill and the Poshard-Daniel school district problems will be an add-on item to the other school aid appropriations, and it's not necessary to move this bill or the other bill. That's my understanding and Senator Maitland is indicating his assent to that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

#### SENATOR BLOOM:

Done and done, thank you, very much.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Take it out of the record. House Bill 313, Senator Donahue. 320, Senator Savickas. House Bill 320,...Mr. Secretary, read the bill.

# SECRETARY:

House Bill 320.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Savickas.

#### SENATOR SAVICKAS:

Yes, Mr. President and members of the Senate, this is...allows the Chicago Board of Education to raise their limit for no bid contracts. There was a question on whether it would involve personal services or commodities, that is being resolved and the board of education lobbyists, Richard Guidice, said if it wasn't resolved properly that the...the bill would come back so that it would not move...or would not pass without all parties being concerned being happy with it. So, at this time, I would ask that we do vote it out, send it over to the House and hopefully get that problem resolved.

#### PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? If not, the question is, shall House Bill 320 pass. 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 43, the Nays are 14, none voting Present. House Bill 320 having received the required constitutional majority is declared passed. 374, Senator Degnan. All right. Read the bill, Mr. Secretary, please.

House Bill 374.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jeremiah Joyce.

# SENATOR JEREMIAH JOYCE:

Thank you, Mr. President and members of the Senate. House Bill 374 amends the article in...Chicago Police Pension Fund, provides that the...the widow's annuity shall be increased one hundred dollars per month. Also provides that

a police officer having thirty-two and a half years of service can discontinue his contribution when his annuity is set, State mandate's amendment is on here, and I ask for your support.

# PRESIDING OFFICER: (SENATOR DENUZIO)

Any discussion? If not, the question is, shall House Bill 374 pass. Those in favor will vote Aye. Those opposed 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 3, none voting Present. House Bill 374 having received the required constitutional majority is declared passed. 398, Senator Joyce. Read the bill,...Mr. Secretary, please.

# SECRETARY:

House Bill 398.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Joyce.

# SENATOR JEREMIAH JOYCE:

Thank you, Ar. President and members of the Senate. House Bill 398 is a agreement that has been reached between the employer, the employee group, the employees. It is similar to the bill that we passed out of here...or yesterday or day before on 561, except this applies to the labors and retirement board, employees annuity and benefit fund. provides for a change in the present benefit accrual rate from one-six-seven to one-eight-zero and then that increasing scale as...was described when the amendment on. It also provides a means...whereby the retirement board may provide future retired employees with assistance and preservation of group coverage in hospital care and medical-surgical plan. The fund is actuarially sound, I know of no opposition. I ask for your support.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Fawell.

SENATOR FARELL:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

SENATOR PAWELL:

The State Mandates! Act no longer applies, right?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Joyce.

SENATOR JEREMIAH JOYCE:

State Mandate's Act amendment is on here, also the other amendment which Senator...Schuneman requested.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? If not, the question is, shall House Bill 398 pass. 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 42, the Nays are 17, none voting Present. House Bill 398 having received the constitutional majority is declared passed. House Bill 514, Senator Kustra. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 514.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kustra.

SENATOR KUSTRA:

Well, thank you, Mr. President and members of the Senate. This is the funding formula for special education reimbursement. Thanks to the diligence of Senators Berman and Maitland, this is an agreement on...from both sides of the aisle, proponents of the State Board of Education, the Illi-

nois Association of Special Ed. Administrators and ISELA which is a group of twelve special ed. groups. What it does is raise the professional special education worker reimbursement from the present six thousand two hundred and fifty to seven thousand five hundred dollars for the 1985-86 school year, and in 1985, '86, '87, the increase would go from seven thousand five hundred to eight thousand dollars. It also raises noncertified special education worker but that stays the same as is in the original bill from twenty-five hundred to twenty-eight hundred dollars. This bill also creates a new formula for reimbursing the cost for severely handicapped children...educated in our schools. Basically, a school district is eligible for reimbursement when the cost for those children exceed a hundred and fifty percent of the district's per capita cost. As I have indicated, a lot of hard work has gone into this formula over the last two or three weeks. It's agreed to and I would ask for your favorable consider-

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 514 pass. Those in favor vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 59, the Nays are none, none voting Present. House Bill 514 having received the constitutional majority is declared passed. House Bill 626, Senator Fawell. Read the bill, Hr. Secretary.

#### SECRETARY:

House Bill 626.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Fawell.

SENATOR FAWELL:

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Would you pull that out of the record, please.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Take it out of the record. House Bill 720, Senator Rock. Read the bill, Mr. Secretary.

SECRETARY:

House Bill 720.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

#### SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. House Bill 720 creates, as I'm sure everyone is aware, an additional legislative support agency entitled. The Citizens Assembly. It will attempt at least to take the place of those super seven that we abolished and will set up a citizen's council on children, one on economic development, one on energy resources, one on mental, one on public aid, one on school problems and one on women. In addition, we had added Amendment No. 1 which restructures the Senate leader—ship and at the request of the House provided a second amendment to...to equalize the compensation for the six members of the House who are the four House whips and the two House caucus chairwan. I would solicit your favorable vote.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 720 pass. 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 37, the Nays are 19, 1 voting Present. House Bill 720 having received the constitutional majority is declared passed. House Bill 737, Senator Berman. Read the bill, Mr. Secretary.

SECRETARY:

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House Bill...excuse me...House Bill 737.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

#### SENATOR BERMAN:

Thank you. This bill increases the recovery limits for dramshop actions from...presently from fifteen to...fifteen thousand slash twenty thousand to thirty thousand slash forty thousand, but eliminates in the process the inconsequence cause of action that was previously established under this...under this Act. The insurance industry, the...liquor industry, the...restaurantist association are...the Secretary of State are all in support of House Bill 737. Solicit your Aye vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall House Bill 737 pass. 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 1, 1 voting Present. House Bill 737 having received the constitutional majority is declared passed. House Bill 787, Senator Luft. House Bill 793, Senator Luft. House Bill 898, Senator Rock. Read the bill, Mr. Secretary.

### SECRETARY:

House Bill 888.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

### SENATOR ROCK:

Thank you, Hr. President, Ladies and Gentlemen of the Senate. House Bill 888 was sponsored by the Speaker and a

number of others over in the House and was drafted. I told, by the Office of the Attorney General and it is a new Act. It repeals the facilities for the Handicapped Act which we passed some years ago, and creates the Environmental Barriers Act. The Act is specifically...it is specifically preemptive and it provides that the Capital Development Board shall adopt and publish standards for a minimum design and construction requirements for access to the handicapped, and those standards will apply Statewide to all new facilities and new multistory housing units prospectively. In addition, there will be rules and regulations set up to implement the standards with respect to existing structures. and by January 1 of 1988, governmental units that are currently leasing or renting any building that is not in compliance are supposed to make every reasonable effort to terminate the lease. It allows the Attorney General to bring an action for mandamus or injunction to hault construction of a public facility if, indeed, these standards are not complied with, and as I indicated, it...it repeals the prior Act to which was not preemptive. It does allow home rule units to have obviously more stringent requirements, but we feel that the best interest of the handicapped will be served by this The Municipal League, I am told, was opposed legislation. obviously because of the preemptive feature. I solicit, again, your favorable vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Watson.

### SENATOR WATSON:

Thank you. I'd...I'd like to ask a question of the sponsor, please.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he'll yield.

# SENATOR WATSON:

Does this affect like county government? Now, in...in my

home county and in many of my counties, we got a courthouse that's...it was built in the eighteen something or other, and they can't make that accessible to the handicapped without putting in elevators. Now, is that what we're going to require these county governments to do? Are they going to have to put in elevators to make them compatible to the handicapped?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

#### SENATOR ROCK:

Well, it...it...no. In a word, no. It...it...these standards will apply to new public facilities and will be applicable to alterations of State-owned public facilities, if the costs are within reason. But, no, the answer to your question is no.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

#### SENATOR WATSON:

So, it...it doesn't affect county at any level. This is only pertains to the State.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

# SENATOR ROCK:

I don't want to go that far because the CDB standards will be applicable to alterations of...of privately-owned public facilities if we...by governmental units in the event that they are being leased or rented. There...there may well have to be some alterations.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

### SENATOR WATSON:

...and one of the...you mentioned that within so many years they will have to terminate that lease if that building is not accessible to the handicapped?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

#### SENATOR ROCK:

The...the date at which that provision kicks in is by January I, 1988, so that the landlord will obviously have some time either to choose to alter or to say to the public body that's renting, sorry, we can't comply.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

#### SENATOR WATSON:

Are we going to allow for renegotiated leases to cover the cost of...that...that these people are going to have to incur to...to comply?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

#### SENATOR ROCK:

I...I...that's not specifically covered, I would presume
that would be part of the lease agreement, right.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? Senator Lemke.

### SENATOR LEMKE:

I assume we're talking about reasonable changes. You know, we got involved in this before...I had a fellow that had a public facility, he wanted to put a second story on and the elevator was going to cost more than the second story to the building. I mean, in another example of what I consider a...an unnecessary thing is the ramp that we put in front of the State Capitol here that the handicapped can't even drive...get up on and, yet, we have an elevator facility on the side that they could be using but we put this ramp, this steep ramp, and I was watching some of the handicapped try to get up this steep ramp and it's almost impossible on a windy day for them to hit the top without going backwards and starting over. I mean, these...this, to me, is unreasonable



reasonable alterations or reasonable posting. The building was accessible...the State Capitol was accessible to handicapped 'cause we provided the facility off to the side where all the Representatives go in. There was an elevator and they could get into that facility, but now we have an...what I consider unnecessary and unreasonable thing as putting ramp that nobody can use. And I think we should have the words reasonable. Is that our intent? I mean, I want to put this...you know, so we don't get involved that it's not our intent and get sued someplace...or have some little government come up and say, it's...you know, it's necessary.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rock.

# SENATOR ROCK:

Yeah, I...I think that point is well-taken and the fact is that the bill does set some percentage figures, so in the event that it...the cost can be shown to be fifteen percent or less of the reproduction costs, then...then compliance must be had; in the event that it's fifteen to fifty percent, there...it calls for exceptions and there can be, in fact, partial compliance. By partial compliance that means the means of entrance and exit...at least must be contained, but I...I think reasonableness permeates the whole...the whole bill.

#### PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, the question is, shall House Bill 888 pass. 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 48, the Nays are 6, 2 voting Present. House Bill 888 having received the constitutional majority is declared passed. House Bill 898, Senator Rock. House Bill 900, Senator Netsch. House Bill 922, Senator

Holmberg. Read the bill, Mr. Secretary. SECRETARY:

House Bill 922.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Holmberg.

# SENATOR HOLMBERG:

Thank you, Mr. President. I took this bill off of the Agreed Bill List in order to clarify the job description for the county executive. It permits a county to adopt the elected county executive form of government and still elect not to become a home rule unit at the same referendum. I ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Bloom.

#### SENATOR BLOOM:

Why? Why would they not become a home rule unit? Are you...you know, there are other ways of having a county executive, county board can go out and hire one which is...I know they've done that in our county.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Holmberg.

# SENATOR HOLMBERG:

This seems to have been the stumbling block in several defeats of the...this particular form of government when it was put up to referenda, including counties in DeKalb, DuPage, Fulton, Kane, Lake, Lee, Peoria and St. Clair as well as Winnebago. The county executive as put into practice in this kind of referenda has a great deal more power than is true if someone is just merely appointed by the county board. PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall House Bill 922 pass. 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 none, none voting Present. House Bill...922 having received the constitutional majority is declared passed. House Bill 952, Senator O'Daniel. House Bill 1090, Senator Luft. House Bill 1154. House Bill 1159, Senator Joyce. Read the bill, Mr. Secretary.

#### SECRETARY:

House Bill 1159.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Joyce.

#### SENATOR JEROME JOYCE:

Yes, thank you, Mr. President. This bill changes some of the terminology regarding the description of manufacturing housing and...mainly substitutes the term "manufacturing housing unit" for...for the term "trailer coach," that part of the bill...does just principally that. The other part of the bill clarifies the builder-...developer donations to local units of government. Currently, a builder-developer may be required to make a land donation for a park or a school site in the area where he plans to build. This amendment does not change that situation; however, where the sites are currently provided for such public use are not being used at all, the unit of local government would be required to show that additional donations are needed. Where additional sites are not needed, the builder-developer would not have to pass the cost of this donated land on to the home...buyer, thus reducing the cost of housing. Again, this amendment takes no authority away from the local government, it merely requires that they show a need and if the need exists, they proceed. Be happy to answer any questions.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Fawell.

SENATOR PAWELL:

...first of all, because this involves home rule communities, would you give me a ruling on...on how many votes will be needed?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator, we'll get back to your question in a minute.

Senator, do you have other questions, Senator

Fawell?...Senator Fawell.

SENATOR FAMELL:

Well, yes, will the sponsor answer a question?

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

# SENATOR FAWELL:

Are...are you saying with this amendment that the law that presently is under the books, the...the law that our municipalities and our park districts and our school districts have been using, and...and rightfully so, I think, to...to gain some equity when these large subdivisions and a lot of which are going up in...in my district still, are...are asked to donate either cash or land so that the taxpayers who have been living there for the last twenty or thirty years no longer have to supply these school and these park lands and what have you for the new residents? And this is a bill we've been operating on very well for the last several years. Are you saying now that this bill is not going to be in effect?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Joyce.

# SENATOR JEROME JOYCE:

What it says,...if the community does not need it, if they've got land sitting there now that's been dedicated for that...for those purposes, this just says that they don't need to dedicate any more unless there's a need for it. If the community...proves there's a need for it, then they have to dedicate some more land. It doesn't change anything.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Fawell.

#### SENATOR FAWELL:

-..can you tell me who is...decides whether more park land or more school land is going to be used in the future?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Joyce.

SENATOR JEROME JOYCE:

Yes, the county board decides.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Fawell.

#### SENATOR FAWELL:

Well, to the...to the bill. I think...I hope all of my colleagues are listening, this is a...a bill that our...our park districts and our municipalities have all asked us, as far as at least in my district, to vote No on. This land and...and this cash has...has been used, I think, certainly to the benefits of all citizens. We have in the consequence of it have good parks, good schools, good playgrounds, I would hate to see this tinkered with: as they all say, if it ain't broken, don't fix it and I don't see anything broken about this right now.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge.

#### SENATOR ETHEREDGE:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. The previous speaker has anticipated my...my questions. I, too, was going to make the inquiry in regard to the number of...of votes to...to pass this piece of legislation. I...as I read the amendment here, it...it seems to me that what would happen is that if a municipality, for example, were to require a developer to donate land, then the

developer could very easily decide to retain legal counsel and go to court to determine...to...to fight any request on the part of that municipality for...for an assignment of a portion of...of that...we use terms like reasonably and...and I think that reasonably determined which I am sure would have to be adjudicated in...in the courts. I...I, too, think that...I just don't see the necessity for repealing the land cash ordinance that is now in place. I think it has worked wery well in those parts of our...our State, including parts of my district, that have been growing very, very rapidly. I have no quarrel with the main part of the bill but I think that this...this amendment requires a No vote on the bill. Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Geo-Karis.

#### SENATOR GEO-KARIS:

Well, Mr. President and Ladies and Gentlemen of the Senate, if this amendment on the bill says that, "No municipality including home rule units shall require as a condition of approval of the plot of a subdivision that the subdivided...dedicate part of the subdivision for public lands or make a payment in lieu of such dedication"...if this amendment is still in the bill, it's a very bad amendment. I've had experiences...being a municipal attorney for many years and I can tell you, when ... when developers come in, they want to get certain zoning, when they want to annex certain property, they are...there has been a law on the books for years, it...it's been effective in just about every county where they either donate land for schools or they want to get...cash contribution to make up for expenses that the municipality is going to incur. I think this is a very bad precedent take this out of the law now because it ... it's needed,...unless you've...dealt with developers and know how some of them would like to cut corners or what have you, you

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probably go a long with this amendment, but, believe me, I have. I...I've fought them for about...at least twenty, twenty-five years on behalf of municipalities. And you're...you're cutting out the right of a municipality to ask for land for the schools, you're cutting out the right for...from...of municipality...to ask for a cash donation to help. So, please, do not vote for the bill if this amendment stays in. You got your time, Charlie.

PRESIDING OFFICER: (SENATOR SAVICKAS)

We have a ruling. Our Parliamentarian has ruled that under Article VII of the Illinois Constitution, House Bill 1159 will require an affirmative vote of three-fifths of the Senators elected for passage by the Senate. Is there further discussion? Senator Joyce may close...the question is, shall House Bill 1159 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 27, the Nays are 30, I voting Present. House Bill 1159 having failed to receive a constitutional majority is declared lost. (Hachine cutoff)...Bill 1262, Senator Marovitz. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1262.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

# SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the Senate. This bill authorizes local public entities to levy taxes to provide for self-insurance and to pay the cost of defending against liability under the Workers' Compensation, Workers' Occupational Disease or Unemployment Act. This just

adds self-insurance and I know of no opposition, and I'd like an Aye vote.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Keats.

SENATOR KEATS:

A question, please.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Indicates he'll yield.

#### SENATOR KEATS:

Local government toward immunity, now, is this is a nonreferendum tax...or I mean, what...pardon...I mean, we're just sort of caught off guard and I'm...I'm stalling a minute to find out what's going on with it.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

#### SENATOR MAROVITZ:

That's correct. Presently, the Chicago Board of Education has this ability, this would extend that.

PRESIDING OFFICER: (SENATOR SAVICKAS)

(Machine cutoff) ... Keats.

# SENATOR KEATS:

Okay. What...what we're saying is that here's a self-insurer who gets to decide what their paying, gets a nonreferendum tax to cover the cost, you know,...you're right, I understand some people do this, but...I mean, I'm just looking at the bill and saying, knowing the reputation of some of this workmen's comp. stuff, you want to say to a guy, you know, your...your friend, the lawyer, comes in and says, don't worry, we've cut you a deal and you can say, okay, isn't this wonderful...nonreferendum tax to pay for all the money we're going to give you. Hey, I've...l'm missing something here, maybe...maybe you could explain to me why this is so wonderful.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

#### SENATOR MAROVITZ:

Well, this...the Chicago Board of Education has this now and we want to allow local public entities to levy taxes to pay for self- insurance, to pay for costs in defending against certain liabilities. This just adds self-insurance to the already existing capabilities.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Keats.

# SENATOR KEATS:

Okay. Now for this nonreferendum tax, a local government...it isn't just...now, is it just workmen's comp? When you're saying tort liability, I'm saying, seems to me that could be other types. Tort liability seems to me deals with...could be personal injury and all sorts of stuff. I mean, boy, this thing appears to be just absolutely open-ended.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Keats.

# SENATOR KEATS:

It...the question...I'm saying is...is this other than workmen's comp.? I mean, this tort liability is this a nonreferendum tax increase for any time you get sued?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

# SENATOR MAROVITZ:

I'm sorry, if the gentleman could repeat his question.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Keats.

# SENATOR KEATS:

Is this a nonreferendum tax for any time you get sued in terms of any kind of personal liability or is it just workmen's comp? I can't seem to get it out of our analysis.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

#### SENATOR MAROVITZ:

It allows them to levy taxes for self-insurance. The Chicago board has this privilege now, other entities do not.

I...I can't be much more clear than that.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Keats.

#### SENATOR KEATS:

Then...then my...my just concluding remarks to...to all the members sitting in the room,...I mean, if...if you take a look at this as a...wide-open, nonreferendum tax, they get to decide what they pay. Can you picture what a connected Chicago lawyer could do with this bill working through one of these groups? I mean, I don't mean to be cynical, but this thing is absolutely open-ended.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

SENATOR SCHUNEMAN:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he'll yield.

# SENATOR SCHUNEMAN:

Senator, the...the law...State law now allows governmental units to levy for workers' compensation and general liability purposes. Do you know what the limits of those levies are now?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR MAROVITZ:

No, I don't know the limits.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

# SENATOR SCHUNEMAN:

Does...whatever limits there may be at the present time,

does your bill remove those limits?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

# SENATOR MAROVITZ:

Does not change that whatsoever.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

#### SENATOR SCHUNEMAN:

Well, if...if the...if the bill simply says that a local unit of government can levy for the premiums for workers' comp. and general liability insurance, and you're merely extending that to allow them to levy for self-insurance, I really don't have any problem with it, but I'm suspicious that that may not be the case and...and the reason is that our analysis leads me to believe that there may not be any limit on the levy that is being allowed here.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson. Senator Watson.

#### SENATOR WATSON:

Thank you. I'm...I'm looking at the bill on page 22, lines 6 through 15, roughly, it says, "To provide for self-insurance," that's language that you're adding, okay, "or otherwise provide protection to the local public entity or its employees against liability under this act or the Workmen's Compensation, Workers' Occupational Disease or Unemployment Insurance acts, provided that a local public entity may also use funds raised for its...pursuant to this section to pay the operating and administrative costs and expenses incurred by local public entity." So we are making this unlimited and it's very broad in...in...least from the language that I read there...is that correct, Senator?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR MAROVITZ:

Well,...the...the bill is...is totally on a twenty-two page...twenty-three page bill,...the changes are all on page twenty-two, just add the word "to provide for self-insurance," and...and allowing local public entities into this instead of just the Chicago Board of Education.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Watson.

#### SENATOR WATSON:

But the statement that bothers me, it says it may also use funds raised for...pursuant to this section to pay the operating and the administrative cost and expenses incurred by such local public entity, including the cost of legal services and the wages and salaries of employees in connection with defending and otherwise protecting itself...that, to me, is very open-ended.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

# SENATOR MAROVITZ:

But the...the point is, it says, in...in...in connection with defending or otherwise protecting itself against liability under Workers' Comp., Workers' Occupational Disease and Unemployment Insurance Act. So we're...so we're allowing them to do it for self-insurance for those specified purposes. You have to read it altogether and it...it does limit it to those specified purposes.

PRESIDING OFFICER: (SENATOR SAVICKAS)

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

#### SENATOR MAROVITZ:

Ask for an affirmative vote.

# PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall House Bill 1262 pass. 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 10, the Nays are 39. House Bill 1262 having failed to receive the constitutional majority is declared lost. House Bill 1318, Senator Kelly. Read the bill, Mr. Secretary.

House Bill 1318.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kelly.

#### SENATOR KELLY:

Thank you, Mr. President and members of the Senate. House Bill 1318 exempts the towing of wrecked vehicles ordered towed by the law enforcement agencies from being regulated by the Illinois Commerce Commission. We had this bill yesterday, there were a few questions...which were raised, the bill was brought out of the record; hopefully, those questions have been answered. I don't know of any opposition. I know there...the State police did have a problem, it is...I was advised that they withdrew their opposition. Other than that, I would ask for your favorable support and be pleased to answer any questions you might have. PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Schuneman.
SENATOR SCHUNEMAN:

Well, thank you, Mr. President. I...I was the one that asked the question and nobody has answered any questions for me, I...I don't know whether they have for anybody else or not. My problem with this yesterday was that...that our analysis indicated that this bill would require for the first time that some local towing companies would have to get an operating permit from the Illinois Commerce Commission, and that...that was the question and...and...you know, it hasn't been answered to my satisfaction.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kelly.

SENATOR KELLY:

Would you repeat that again, Senator?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

## SENATOR SCHUNEMAN:

My concern was that and based on the analysis that we have, which says that...that...the bill requires that a written order is needed from a law enforcement official in order for the initial tow of an accidentally disabled or wrecked vehicle to be exempt from the provisions of the Illinois Motor Carrier of Property law. Now, to me that means that my little local body shop who operates a towing service has got to get a permit to...from the Illinois Commerce Commission to be in the towing business, unless they have a case of a written order from a law enforcement official and...and I think their calls now are exclusively on the basis of telephone calls as opposed to written orders.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kelly.

# SENATOR SCHUNEMAN:

...this kind of change must affect practically every member of this Body. We ought to know what we're doing here.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kelly.

#### SENATOR KELLY:

Been advised the motor carrier law is planning on sunsetting this...this year.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

# SENATOR SCHUNENAN:

Well, hooray for that, but what do we do in the meantime?

I...I think we better not pass this bill right now.
PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? Senator Netsch. Senator Netsch. SENATOR NETSCH:

Yeah, thank you. I...I think the question was raised the other day, Senator Kelly, and I'm still not clear because we have perhaps a different point of view. Would this, in effect, relieve some of the not well-behaved towing companies that we used to suffer in parts of Chicago from any regulation or licensing by the commerce commission?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kelly.

SENATOR NETSCH:

... or at all?

SENATOR KELLY:

The answer is no to that.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

#### SENATOR NETSCH:

I...I m sorry. No, this will not relieve them from that regulation, they will continue to be subject to it. Is that what you are saying? He nods his head yes. Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Coffey.

#### SENATOR COFFEY:

...yes, thank you, Mr. President and members of the Senate. I rise in favor of this bill and maybe to clear some points up with Senator Schuneman and his question. I had the same question earlier with some of the small towing services such as filling station towing services and others, and they are not in opposition to this bill. This bill really doesn't even affect them, and they don't really get into the type of towing that we're talking about in this legislation. The towing that we're talking about here is the...is the larger

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towing from the interstate system when we have large tractor trailers to be moved and we're talking about a different type operation; and presently, under some situations now, prior to this legislation, there has to be...there has to be authority given by the commerce commission. So...if we're concerned about that, that's already part of legislation that we have now. This just clears up how those automobiles can be transported and it's really good legislation and...and I don't think it affects any...as far as anything I know in any of the small towing services that we have are concerned at all about this bill, and I think it's a...a good piece of legislation.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Discussion? Senator Hall.

SENATOR HALL:

Thank you. Senator Coffey is exactly correct. I had some misgivings about this too until I checked with Senator Kelly and I got wrong...I am in support of this legislation. I think it ought to be passed.

PRESIDING OFFICER: (SENATOR SAVICKAS)

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

SENATOR KELLY:

Appreciate your support.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall House Bill 1318 pass. 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 47, the Nays are 7, 4 voting Present. House Bill 1318 having received the constitutional majority is declared passed. House Bill 1453, Senator Luft. House Bill 1517, Senator Holmberg. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. FERNANDES)

House Bill 1517.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Holmberg.

#### SENATOR HOLMBERG:

Thank you, Mr. President. This is the bill that has been worked on by the county study committee group that's been meeting here in Springfield as well as the Taxpayers' Federation. The intent of the bill is to streamline the levy system of county government and it proposes to combine eight of the operating rates into a corporate rate and to eliminate eleven rates that are not used anywhere in this State anymore. We have been working on what would be the best combined rate for each size county, and it is our intention to move this bill out and put it into a Conference Committee report, working very carefully with the Taxpayers' Federation so that we can find the satisfactory rate without increasing the property tax; and I would be happy to answer any questions...if not, I would appreciate your helping me move it...move this out with a favorable roll call.

# PRESIDENT:

Is there any discussion? Any discussion? If not, the question is, shall House Bill 1517 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are 5, none voting Present. House Bill 1517 having received the required constitutional majority is declared passed. All right. I'm told Senator Collins is in a meeting, she'll be out shortly. Is there leave to get back to that one? We'll carry on here. On the Order...on page 6...we're going to do the recalls now, everybody got a list of the recalls earlier. Let me read them off for you. Page

6, 1765. Page 9, 2184. Page 11, 2278. Page 12, 2387 and page 12, 2434. On page 6 on the Calendar, on the Order of House Bills 3rd Reading is House Bill 1765. Read the bill, Mr. Secretary.

#### SECRETARY:

House Bill 1765.

(Secretary reads title of bill)

3rd reading of the bill.

### PRESIDENT:

Senator Lemke.

#### SENATOR LENKE:

What this bill does is amends the Illinois Credit Act, includes...includes as crimes involving...involving debit cards and prescribes fines...up to a hundred thousand dollars as a Class 4 felony offenses for certain violations relating such...such cards...and...what this does is, we took the amendments off, this is in its...pristine form now. I don't think there's any objection...to this matter and I ask for a favorable consideration.

# PRESIDENT:

Is there any discussion? Is there any discussion? Senator Keats.

# SENATOR KEATS:

To...just as the Republican spokesman on Financial Institutions, the original bill was an Agreed Bill List. Now that that amendment is off, I would urge all my Republican colleagues to vote for the bill and Democrats too.

#### PRESIDENT:

The question is, shall House Bill 1765 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. House Bill 1765 having received the required constitutional

majority is declared passed. If you'll turn to page 9 on the Calendar, the bottom of page 9, Senator Schaffer. On the Order of House Bills 3rd reading is House Bill 2184. Read the bill, Mr. Secretary.

#### SECRETARY:

House Bill 2184.

(Secretary reads title of bill)

3rd reading of the bill.

# PRESIDENT:

Senator Schaffer.

#### SENATOR SCHAFFER:

Mr. President, members of the Senate, this bill is an election bill and effectively does two things. I don't think either one of them is controversial. First, it provides in an area with less than four precincts in an election diction where a candidate has filed for a petition for discovery, the discovery is permitted to count one precinct. Right now, if you have four...less than four precincts and I say you can...only...you would count twenty-five percent. it's hard to get twenty-five percent of three precincts. Frankly, with the remaps and what have you, we have a lot of bits and pieces in counties and if we don't have ... that procedure, we have some real problems in allowing someone to have a...a fair recount...or discovery recount to see if a real...full real...recount is necessary. The second one addresses a problem that...frankly, it's an amendment that Senator Kustra put on which was, as I understand it, a pill that died because another amendment was put on it. I don't think that bill in itself before it was amended was controversial. It's something I...I didn't realize but it's something I got caught on once and it provides that if candidates for only one office appear on a page of a...a ballot booklet in a electronic voting system, and less than half the page is utilized, then no candidate's name can be printed on the lower half of the page. I got caught in the...in the primary where I was unopposed and they just buried me and everybody said...didn't know I was on the ballot, and I think that's reasonable too. I know of no opposition to either those things, would appreciate a favorable roll call.

PRESIDENT:

Is there any discussion? If not, the question is, shall House Bill 2184 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Ayes, 1 Nay, none voting Present. House Bill 2184 having received the required constitutional majority is declared passed. Page 11, Senator Marovitz. On the Order of House Bills 3rd Reading is House Bill 2278. Read the bill, Mr. Secretary.

House Bill 2278.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President. Pursuant to my agreement with Senator Coffey and Senator DeAngelis, this is the original bill in its original form as it came out of committee. It stipulates that milk may not be hauled in trucks that previously held any chemical or foreign substance unless the Department of Public Health inspects it and deems it safe, clean or uncontaminated. I know of no opposition, I'd ask for a favorable roll call.

Any discussion? Senator Coffey.

# SENATOR COFFEY:

PRESIDENT:

Yes, thank you, Mr. President. Just to say that Senator

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Marovitz is right, it's been amended back in its original form come out of committee and I'd ask for a favorable roll call.

#### PRESIDENT:

The question is, shall House Bill 2278 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Ayes, no Nays, none voting Present. House Bill 2278 having received the required constitutional majority is declared passed. Page 12 on the Calendar, right at the top, on the Order of House Bills 3rd Reading is House Bill 2387. Read the bill, Mr. Secretary.

#### SECRETARY:

House Bill 2397.

(Secretary reads title of bill)

3rd reading of the bill.

# PRESIDENT:

Senator Berman.

# SENATOR BERMAN:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. As amended earlier today, this bill is the bill that deals with the question of evaluation and remediation of teachers in our public school system. The bill provides for an evaluation of teachers and that if there is an unsatisfactory rating given by an administrator of a teacher, that there is a one-year remediation period involving a plan for remediation that must be developed to address the short-comings of that teacher. The plan also provides for a consulting teacher that she'll provide advice to the teacher who is being remediated, and to improve that teacher's...skills and to successfully complete the...remediation plan. The...specific language calls for the consulting teacher to participate in developing the remediation plan but that the

final decision as to the second evaluation shall be done soley by the administrator. The...if there is a second finding by the administrator of an unsatisfactory evaluation after the one year of remediation, then a notice of dismissal is provided to the teacher, and a due process procedure is triggered by that notice. The...other change is that the...a hearing on the notice of dismissal must be initiated by the teacher, it also provides that if the time line, namely a thirty-day provision, is not strictly complied with, it will not invalidate the results of the remediation plan. I think all of us have recognized that one of the serious...issues that the reform movement is addressing is how do we evaluate and remediate teachers in order to do a good job. This bill addresses that, I solicit your Aye vote.

# PRESIDENT:

Is there any discussion? Any discussion? If not, the question is, shall House Bill 2387 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are...58 Ayes, no Nays, I voting Present. House Bill 2387 having received the required constitutional majority is declared passed. Page 12 on the Calendar, on the Order of House...Senator Naitland. On the Order of House Bills 3rd Reading is House Bill 2434. Read the bill, Mr. Secretary.

House Bill 2434.

(Secretary reads title of bill)

3rd reading of the bill.

# PRESIDENT:

Senator Maitland.

# SENATOR MAITLAND:

Thank you, very much, Mr. President, Ladies and Gentlemen of the Senate. House Bill 2434 is one of the annual Illinois

Department of Transportation conveyance bills. As it passed over from the House there were a number of parcels on it, we amended it in the committee, of course, to include some more parcels and then when it got out of here on 2nd reading, a number of you had some conveyances in your respective districts. I think you've explained those amendments adequately. I'd be happy to respond to any questions on...on any of the amendments if you'd like, but I would seek your support for House Bill 2434.

#### PRESIDENT:

All right. Is there any discussion? Any discussion? If not, the question is, shall House Bill 2434 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. that question, there are 58 Ayes, no Nays, none voting Present. House Bill 2434 having received the required constitutional majority is declared passed. All right. We have one bill yet remaining on the recall and then for the information of the members, I've asked the Secretary to prepare a supplemental calendar listing those bills that were today or this afternoon put on the Order of Postponed Consideration. After the one remaining recall bill, we'll turn to page 32 on the Calendar, members have requested an opportunity to get to the Order of Postponed Consideration. I think we can do that with little or no discussion and go right down the line, plus the supplemental calendar, if...Mr. Secretary, if you'll distribute that so they can take a look. Senator Hudson, for what purpose do you arise? SENATOR HUDSON:

A point of inquiry from the Chair, Mr. President. PRESIDENT:

Yes, sir. State your point.

SENATOR HUDSON:



Before we get to postponed consideration, will it be possible to get to the Order of...of Motions?

PRESIDENT:

Oh, the reconsider on 2391, yes. I...I...I did...you did file it, I'm aware of it,...there was no intent to skip it. We will immediately after recalls do that. Yes, sir, I'm...

#### SENATOR HUDSON:

Thank you, very much.

#### PRESIDENT:

...I'm sorry. All right. Senator Collins on 1529, bottom of page...bottom of page 4. Senator Collins.

SENATOR COLLINS:

(Machine cutoff) ... you, Mr. President and members of the It is unfortunate that the amendment this morning Senate. went on this bill over my objections. There are still some very serious problems in reference to the amendment, it...as it relates to its fiscal impact on the City of Chicago. have been working this afternoon trying to come to...get some kind of agreement or accommodations by which we could pass this bill out of here and get an agreement that the amendment would not be concurred with and that continuous negotiations would...would go on to try and resolve this problem, but I have not been successful in getting any kind of commitment that that would happen. I am afraid that if we pass this bill out of here with that amendment and it goes back to the House, it will be concurred with and then there will not be an opportunity to resolve this issue, and for that reason, I will not call the bill.

#### PRESIDENT:

Senator Vadalabene.

# SENATOR VADALABENE:

Yes, Mr. President and members of the Senate, I move to suspend the rules, being the hyphenated sponsor of 1529, to

take the bill and be the lead sponsor. PRESIDENT:

All right. Senator Vadalabene has moved for suspension of the rules as the hyphenated cosponsor for the purpose of calling the bill for passage. Discussion? Senator Chew.

SENATOR CHEW:

Thank you, Mr. President. I'm going to resist this move by Senator Vadalabene on the grounds that the sponsor of the bill should have "total control," and for a precedent on last week on House Bill 567 or 70 where the president was the sponsor with the minority...with the majority...minority leader, and was brought out on this Floor by the president himself that he would not be so discourteous to proceed with that bill at the objection of the sponsor, which in this case was the minority leader. Now, if we set that standards and hopefully it was not a personal commitment from you to Senator Philip. Now Senator Collins has told this Body the problems that we've had with this last amendment that went on the It was well-known that...it was over her objections and for that, Mr. President, I think this Body should support Senator Collins who was the first sponsor in spite of the fact that there's a hyphenated cosponsor. The precedent that we've set here is she should have control of this bill and if she elects not to call it, it should stay that way and I think over the years that's the way this Body has...has operated, and I would resist the motion that's made by the distinguished Senator Vadalabene.

# REEL #9

#### PRESIDENT:

All right, further discussion? Senator Joyce.
SENATOR JEREMIAH JOYCE:

Very briefly, Mr. President and members of the Senate. When one accepts someone as a hyphenated cosponsor or one enters into a compact with one to be a cosponsor on legislation, you then are in the shoes of that person. You, by doing that, have relied on the representation that this legislation is going forward. Senator Vadalabene wanted to be involved in this legislation. Had it been resisted from the onset, Senator Vadalabene would have had an opportunity to find other legislation or to have introduced other legislation covering the same subject matter, and on that basis and for that reason, I would ask that Senator Vadalabene's motion be allowed.

# PRESIDENT:

Further discussion? Senator DeAngelis.

# SENATOR DEANGELIS:

Thank you, Mr. President. I would urge the members on our side to support...Senator Vadalabene's motion also. Some of you have some difficulty voting for collective bargaining. I don't think anybody has had as much difficulty as I've had in the past, but I do want to tell you, as part of the process, there's been a lot of negotiations going on by both sides. It isn't a bill where somebody's trying to ram something down somebody's throat. It is the product of a lot of work.

# PRESIDENT:

Senator Hudson, for what...I beg your pardon. Senator Hudson.

#### SENATOR HUDSON:

Thank you, Mr. President. I hate to take issue, and I do so reluctantly with the last speaker, but I think this point should be made. Senator Collins, and I'm going back again to our understanding, and I think at this point she is trying to honor the understanding we had which simply was if no agreement was reached or unless an agreement was reached, she would not move the bill forward. Told us that in committee, told us that on the Floor the other day and I think today she's trying to honor that commitment. Now. I have to assume that the hyphenated cosponsor is somewhat or should be somewhat bound by the sponsor. Maybe the question should be answered, when the principal sponsor makes a promise, does he or she at the same time bind the hyphenated cosponsor? I would assume that they would speak in one voice. So, I certainly would support Senator Collins and what she's trying to do here. I think she should have control of this bill, and if she wants to call it to a bloody, screeching halt right now, sobeit.

## PRESIDENT:

Senator Newhouse.

# SENATOR NEWHOUSE:

Mr. President, I wonder if the sponsor of this bill, Senator Collins, would yield to a question.

#### PRESIDENT:

Indicates she will yield, Senator Newhouse.

# SENATOR NEWHOUSE:

Senator Collins, are you prepared to give up the sponsorship of this bill?

#### PRESIDENT:

Senator Collins.

#### SENATOR COLLINS:

No, I am not. I...as Senator Hudson said, we made an agreement that this bill will not be moved until such time

there was an agreement, and the only reason I moved this bill out of committee was based on the fact that there...that promise and that...that that commitment would be honored. Unfortunate, when that amendment went on today, that posed a lot of problems. If...if everyone had agreed to that first amendment, we could have gone and...and...and then come back later and resolved the other issue with the firefighters, but apparently, that's not even agreed to, so there's no agreement at all...and...and for that reason, all communications apparently now is broken down and I just say that we hold the issue until the fall.

#### PRESIDENT:

All right...ladies and gentlemen, let me see if I can shorten this down...or shut this down...wait just a minute, Senator Newhouse, because the discussion, frankly, at this moment is moot. Under Rule 4 of the Senate Rules, we have a provision that recites very plainly that the House sponsor of a bill originating in the House may remove or substitute the Senate sponsor by notifying the President in writing. I have been notified by the House sponsor in writing that the House sponsor wishes Senator Vadalabene to sponsor 1529. On the Order of House Bills 3rd Reading is House Bill 1529. Read the bill, Hr. Secretary.

# SECRETARY:

House Bill 1529.

(Secretary reads title of bill)

3rd reading of the bill.

#### PRESIDENT:

Senator Vadalabene.

# SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate.
House Bill 1529 as amended is the police and firefighters...
PRESIDENT:

Pardon me, Senator Sam. Senator Chew, for what purpose

do you arise?

SENATOR CHEW:

What disposition did the Chair make on the motion that was made by the now sponsor? He made a motion to become the chief sponsor...

#### PRESIDENT:

The Chair...the Chair indicated that the...the discussion and the motion was moot because by operation of our rule, Senator Sam Vadalabene has...been designated by the House sponsor of the House bill to be the sponsor.

SENATOR CHEW:

So it's not necessary to take a vote.

PRESIDENT:

That is correct. Senator Newhouse.

SENATOR NEWHOUSE:

Mr. President, then am I correct to assume that from henceforth that anyone who permits a hyphenated cosponsor is likely to have a bill removed from his control?

PRESIDENT:

No.

SENATOR NEWHOUSE:

That's precisely what's happening.

#### PRESIDENT:

No, you don't understand, apparently. Wait just a minute. This is a House bill originating in the House. The House sponsor has designated whom he or she wishes to be the Senate sponsor, that's allowed under both rules, both the rules of the House and the rules of the Senate. Senator Newhouse.

# SENATOR NEWHOUSE:

Mr. President, is that a rule that relates solely to this kind of...to a hyphenated cosponsorship or can that person remove any sponsor at any time?

PRESIDENT:

The sponsor can remove any sponsor at any time. As a matter of fact, I have a couple of bills in the House that I wish I had removed the House sponsor. Next time I'll know better. All right, we're on the Order of House Bills 3rd Reading, Senator Vadalabene. The bill has been read a third time.

#### SENATOR VADALABENE:

Thank you, Mr. President and ...

#### PRESIDENT:

Senator Schuneman, for what purpose do you arise? Wait...wait just a minute. Senator Schuneman, for what purpose do you arise?

#### SENATOR SCHUNEMAN:

Just a clarification of your point, Mr. President. I understand your ruling. My question has to do with the timing of the letter. Now it's...it's customary, I know, for a sponsor in the originating House to be able to designate a...a sponsor in the opposite House, but here we have a situation where legislation has progressed and apparently the...the original sponsor is unhappy with what's happening. Now, he seeks to remove and...and...and is it your ruling that they can take that action at any time?

#### PRESIDENT:

That is correct. Senator Jones, for what purpose do you arise?

# SENATOR JONES:

Thank you, Mr. President and members of the Senate. You may be correct in ruling that the...the House sponsor can designate whom the Senate sponsor may be. As long as I've served in this Body and also the Chamber across the Rotunda, I have never been in a situation wherein...when a bill is called, then the House sponsor happens to come over and change the sponsorship. Let me say this to you, Mr. President and the members on this side of the aisle in particular,

I have never witnessed anything of this nature, and you are messing with dynamite when you do something of this nature to a member of this Body. Now we're not talking about the merits of the legislation, we're talking about the sponsorship did not want that piece of legisο£ bill who lation...called. A lot of the privileges and things that we enjoy here, especially we as Democrats enjoy, we...we enjoy that...that privilege because we all come together, President, and work as a unified group for a particular cause, but when you stoop this low and the members on this side of the aisle to try and coerce and take a bill from one of our members, I don't think that's in the best interest of members on this side of the aisle; and I... I would suggest very strongly to you, Senator Sam Vadalabene, that you do not proceed because you are jeopardizing what little unity we do have on this side of the aisle, and it is not going to act in the best interest of those members, especially those members who...who have districts that we consider borderline districts wherein they need our very, very strong support. I'm not talking about the merits of the legislation, but I warn the Democrats on this side of the aisle, if this is the type of action that you're going to play, you're only defeating your own purpose by stripping one of the members on this side of the aisle of their...of...of...sponsorship of a bill, and I don't like it because it's not going to hurt me but it will come back to haunt each and every one of us on this side of the aisle.

#### PRESIDENT:

... Senator Coffey, for what purpose do you arise?
SENATOR COFFEY:

Point of personal privilege.

# PRESIDENT:

State your point, sir.

SENATOR COFFEY:

Well, just to clarify some of the discussion that this can happen. Two years ago this very well happened. I don't...I'm not sure it's a good rule. I wasn't sure it was a good rule at the time and some of you know I got quite upset, but I did check it out and it...it was right and they could...remove me as sponsor and they did, and then I went across the Chamber and did the same thing over in the House on the transportation budget and removed the sponsor over there. So, it did hold up in the rules in both the House and Senate. It...it happened two years ago and there's no reason why it can't happen now. If we want to change the rule, I suggest we do it at another time.

#### PRESIDENT:

Senator Geo-Karis.

# SENATOR GEO-KARIS:

dr...Mr. President and Ladies and Gentlemen of the...of the Senate, the sponsor of the House bill is right here in this Chamber and if it's his right to decide which one of us can handle a bill. I have had sponsorship changed on me and I think the ruling of the Chair is absolutely correct, and I think it's...I'm very sorry to hear the...the...the President being insulted when he's doing the right thing under the rules and I think we should proceed, Mr. President.

#### PRESIDENT:

Senator Vadalabene. On the Order of House Bills 3rd Reading is House Bill 1529, Senator Vadalabene.

# SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. House Bill 1529 is the police and firefighters collective bargaining bill. It not only affects upstate, it also affects downstate and I would appreciate a favorable vote.

Is there any discussion? Senator Newhouse.

# SENATOR NEWHOUSE:

PRESIDENT:

Mr. President, I appeal...appeal the ruling of the Chair.

PRESIDENT:

we are...we are on the order of discussing 1529 as presented by Senator Vadalabene. Senator Newhouse.

#### SENATOR NEWHOUSE:

Mr. President, I asked for recognition before you moved to that order of business.

#### PRESIDENT:

To successfully appeal the ruling of the Chair requires an extraordinary vote and...and, frankly, it is out of order. Discussion on 1529? We have moved to a different order of business. Senator Hudson.

# SENATOR HUDSON:

Thank you, Mr. President and members of the Senate. I will speak on a little lighter note.

# PRESIDENT:

Well, that would be a refreshing change. SENATOR HUDSON:

And add a little levity to this whole thing and simply speak against the bill. This measure really should be called the Municipal Manhandling Act, as far as I'm concerned, of 1985. Now it has been represented that practically everybody in the world has signed off on this thing, which is not true. I understand the chiefs of police have hardly seen the bill. The municipal league stands in firm opposition to it, in spite of what we were told earlier today. I have a...a note from them to that effect. So, all parties are by no means in agreement on this measure. Certainly, the municipalities are not and it seems to me that they are the ones...our villages, our cities are the ones that are going to be most seriously impacted by the provisions of this measure. They are the ones who eventually will foot the bills of the collective bargaining process, and it would seem to me in all fairness that

they should have been brought into this and should have come up with something in the way of an agreement to it, but nonetheless, what we're dealing with here is compulsory collective bargaining. We are introducing, once again, an element of state compulsion where...in many cases these things were done voluntarily before. Under the provisions of the bill, the Chicago police are treated differently than downstate police. One has to wonder why. Pages 19 through 28 of the amendment, the first one offered here today, deal with pensions and benefits which if you added up the total cost would be astronomical, I believe. This is all exempted from the mandates and, again, the tab will have to be picked up by somebody and you know who it'll be, and that is our municipalities, villages, et cetera. The bill contains the provision, the fair share provision, which I will call the forced share which means if any of this...these personnel do not care to join or be a member of the union, they pay anyway. I'm just going to close and...and some of my comments, I know, are philosophical in nature, but let me close by simply saying that what we are now doing is putting the final nails in the...coffin lid of the collective bargaining procedures, it seems to me, in the State of Illinois. We've done it with other State employees and now we're just sweeping up what's left, mainly the police and fire, but I think that we're doing the wrong thing and I think we will live to regret this if we do it, and we are sending a message, it seems to me, to our villages and our towns and our cities and the shock waves will reach them, they will be aware very shortly, they aren't going to like it, but we're sending them a message, and I'm closing with this, we're saying to them, ready or not, here we, collective bargaining, compulsory, mandatory, come. Like it or not, you are going to get it, and I think it's the wrong message for us to be sending on short notice. I remember the discussion yesterday about a

bill, I think, Senator Berman had a bill and the argument was...all right, just one minute, I've done a lot of listening here in the past two or three days to others, but I think that we ought to think twice about this. I thank you for your indulgence and would urge my colleagues on both sides of the aisle to think this thing over before you vote Yes and think it over and vote No.

#### PRESIDENT:

Senator Geo-Karis.

# SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate. about two years ago this Body passed Senate Bill 536 which gave public employees so-called mandatory arbitration and collective bargaining with the right to strike, and under that bill, you could not even enjoin a striker. It was illegal enjoin a striker. Let me tell you the difference with these bills...this bill as amended. This bill, today, says specifically the firemen and the policemen cannot strike, are prohibited from the right to strike, and not only that. if they do, the are in trouble. They can be enjoined. people in my district don't want their firemen or policemen to have the right to strike when their houses are burning down and their houses are being plundered and...and pillaged My people want to be sure that they have good by robbers. police and fire protection. This bill, at least, gives us that protection because your firemen and your policemen are expressly prohibited from the right of strike. I don't believe in strikes for public employes and I never have. I led the attack against Senate Bill 536 and yet it passed scant votes, but it passed. I feel that it's to the credit of the policemen and the firemen that they want their own individual bill here today instead of being attached to Senate Bill 536, and if you think that this bill is bad, them go and be attached to Senate Bill 536 and we're going to have our hands fuller than they are today. I speak in favor of the bill. I think it's a good bill and I think we should try it.

#### PRESIDENT:

Further discussion? Senator Mahar.

#### SENATOR MAHAR:

Hr. President, a parliamentary inquiry. Does this
preempt home rule authority and require thirty-six votes?
PRESIDENT:

I will have...ask the Parliamentarian to check that. We will rule before it's called. Further discussion? Senator Dudycz.

#### SENATOR DUDYCZ:

Thank you, Mr. President. Ladies and Gentlemen of the Senate, last year, June 27th to be specific, I sat right up there in the Senate gallery as a uniformed Chicago police officer and I watched collective bargaining lose by one vote. This year, I'm very proud to say that as a member of this very distinguished...very distinguished Body, I am a strong proponent of this very, very important legislation. I stand in support of this bill. It brings the police officers and the firefighters into the Twentieth Century with the rest of us. I know from personal experience what they've had to endure. It removes their second-class status...and if I may borrow a quote...from my distinguished colleague, Senator D'Arco, it's a good bill, vote for it.

#### PRESIDENT:

Further discussion? Senator Collins.

# SENATOR COLLINS:

Yes, thank you, Mr. President and members of the Senate. I reluctantly rise in opposition to House Bill 1529, both for substantive reasons and as a matter of procedure. I believe in the right of collective bargaining for public employees, and I think I have shown and demonstrated that commitment in

my eight years in this Assembly; but if I am given a piece of legislation and I'm asked to carry that legislation under certain conditions and I make an agreement to do that, then it is up to me to keep my word, and this is not the first time I've done that, I am consistent with what I do. It has nothing to do with the City of Chicago, because if you recall, two years ago I stood right here and I took the opposite position because I had given my word to the police and the firemen and I supported their bills...over the objections the City of Chicago, and that was based on my word then and my action today is based on my word now and my actions in the future will be based on my word as long as I stay here. As to the bill as amended, the amendment put on by...Senator Joyce this morning would. in fact. have fiscal impact...unmeasurable fiscal impact on local units of government, and it is not just the City of Chicago, the City of Chicago probably could survive better under this bill than many or our small local units of government can survive it. It is a problem and it is a problem that...that we should find a solution. Maybe the process is all wrong. Maybe where we have failed is to allow...in making agreements to allow labor groups and local units of government and other persons affected by collective bargaining agreements in this State to sit down in a room and to work out their differences and come together on an agreed bill. Apparently that process has failed, and maybe in the future we should assume our responsibilities and sit down and draft legislation ourselves and do what is good for the people of this State, notwithstanding the interest of the various groups involved. the word from Speaker Madigan and he told me...he came over a few minutes ago that this bill...this procedure is misrepresenting his commitment also, and because of that, that he probably will not even call this bill once it gets back to the House. It was a commitment that he gave his word that I would not be moved...removed as sponsor of this bill and that this bill would not move without an agreement, and for that reason, I ask for a No vote.

#### PRESIDENT:

Further discussion? Senator Chew.

#### SENATOR CHEW:

Thank you. I think one thing ought to be brought out very clearly for the benefit of the uniformed police officer who sat in the balcony last year and saw...collective bargaining. The City of Chicago has, in fact, come to an agreement with the police. You are not a police and a fireman, you are a policeman. So, your side has been take care of. We were hopeful that the City of Chicago and the firemen could get together. That has not happened. So, it isn't a question that the city isn't trying or the firemen isn't trying. The question is, that they have not come together and the amendment was put on the bill this morning over the sponsor's objection. So, I want you to know that the city is constantly negotiating to try and settle these things. push it down their throats when you know it's not settled? Yes, if it passes out of here, it must go back to the House. I hope it's never called in the House until it's final and all parties involved are satisfied, but just to just take the kind of tactics we're using here is absolutely wrong, and all the pretty speeches that some of you are making, don't make it right, and we ought to respect members here as elected officials. Now there's no excuse for what we're doing, Mr. President, you know it and I know it too. It's just a highhanded tactic and we shouldn't be a part of it.

Further discussion? Senator Newhouse.

# SENATOR NEWHOUSE:

PRESIDENT:

Thank you, Mr. President. Mr. President and Senators, those of us who believe in the collective bargaining process

think that there has to be a certain amount of trust on both sides and that your word ought to be good, and that you ought not be looking to get it both ways so that when you can't sit down across the table and do it, you creep..over here and rig a vote to do what you couldn't do otherwise. That's an underhanded move. It doesn't do credit to you. You got to come back again at some point unless this is the last time you're going to come around. This doesn't make any sense at all. This bill ought to be controlled by its sponsor. The collective bargaining process ought to begin right here: as a matter of fact, it had begun. There's no hurry to get this thing out of here, we're going to be here till June 30th at least and there's half a dozen ways to get this accomplished if there is any good faith on either side. The fact of the matter is, this has been done in bad faith and that's all there is to it. It's going to come back to haunt you. PRESIDENT:

Further discussion? Senator Bloom.

#### SENATOR BLOOM:

Thank you, Mr. President. You know, for the first time, I...I'm generally opposed to these things. I actually looked at it and it's not a bad bill. It's not a bad bill at all, and I'm reliably informed that, you know, it...has some fairly strong management rights...that the hierarchy can run the operation and I'm reliably informed that the municipal league, at least yesterday, signed off on it. Would that...536 and 1350 that we could not support last time around, would that those two bills were like this. I don't think...you know, I think that we ought to take a look at this because I...I see a basis for supporting it. Thank you. PRESIDENT:

...further discussion? Senator DeAngelis.

# SENATOR DEANGELIS:

Thank you, Mr. President. Rather quickly, Senator

Vadalabene, I'm not going to ask you to make a commitment on this, but I told you there were negotiations going on, there is one part that I think has to be clarified a little bit, and if this bill gets over to the House, I would like to be able to participate in the discussion on that. Secondly, I would announce to the Body, Senator Bloom and I flank Sergeant Dudycz and I would like to request from this Body from now on that if any other policemen get into this august Body, they would have to check their guns at the door.

#### PRESIDENT:

Further discussion? Senator Lemke.

### SENATOR LEMKE:

Just move the previous question.

# PRESIDENT:

All right, that...that...that move is in order. We have two additional speakers. Senator Joyce.

#### SENATOR JEREMIAH JOYCE:

Thank you, Mr. President and members of the Senate. sorry also that we have come to this juncture in the way that we have, but circumstances, as I tried to explain on 2nd reading, placed us with a Hobson's choice. We have tried to deal with sworn public safety officers in the City of Chicago as a unit. What has...historically what has been done with the firemen was done with the police officers, but in 1979 wa had a fire strike. Now the wounds of that strike are...are still with us. The chiefs were out...battalion chiefs were out on that strike. They were part of the unit. This hangup is on whether or not those chiefs will be a part of this unit. This legislation permits the chiefs to elect the unit if they so desire. That is why we are principally hung up on this today. So, I ask for your support. legislation in all other respects is good. It is the work product of a lot of people who have put a lot of time and attention to this. It had all the support that Senator Bloom indicated that it had and I ask for your support.
PRESIDENT:

Purther discussion? Senator Lechowicz.
SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the What I'd like to do is establish legislative intent on this matter and I'd like to read into the record it is not and has never been any matter of dispute between any of parties. It is not related to the fire department issue. T t. is only to establish legislative intent in reference to high crime area assignments. "Section 14 (i) in relation to word "manning" is not intended to limit the right of the arbitrator to consider or the parties to negotiate about the number of employees assigned to a particular vehicle or piece of equipment in those instances which do not involve a normal or average police officer assignment. For instance, where a single police officer is normally assigned to patrol a high crime area, for example, Chicago...Cabrini-Green area, the arbitrator could consider within the context of Section proceeding as issue relating to two or more officers in a patrol or beat car. Such high crime area assignments are not within the normal performance of a police officer and pose a serious risk to the safety of a police officer. Such high crime area assignments may result in a finding by the arbitrator that such assignments are not within a normal performance of a police officer. The total number of employees in Section 14 (i) is not intended to prevent or preclude negotiations or arbitration proceedings on subjects relating to lay-off protection clauses covering police personnel. This section is specifically not intended to affect layoff clauses in collective bargaining contracts in existence on the effective date of this amendatory Act or thereafter." Thank you, Mr. President.

PRESIDENT:

All right, Senator...I beg your pardon. Senator Dudycz, for the second time.

#### SENATOR DUDYCZ:

Thank you, Mr. President. Ladies and Gentlemen of the Senate, I apologize for standing a second time, but as the other hyphenated cosponsor, I, again, plead with my colleagues, please vote for this bill and I strongly suggest that you'll listen to the empty rhetoric...to the empty rhetoric and the motives of these ex-supporters who are new found opponents of this type of legislation.

# PRESIDENT:

Senator Vadalabene, you wish to close?
SENATOR VADALABENE:

Yes, Mr. President and members of the Senate, I would now move for a favorable roll call.

#### PRESIDENT:

Question is, shall House Bill 1529 pass. Those in...I beg your pardon, I'm supposed...I didn't forget, Senator Mahar, I almost did. All right, the ... with all the legal talent I have up here...we have up here...in the opinion of the Chair, that bill does not expressly limit or deny home rule power, thus under Article VII, Section 6 of the Constitution, the bill will require thirty votes for passage. Question is, shall House Bill 1529 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 37 Ayes, 19 Nays, 1 voting Present. House Bill 1529 having received the required constitutional majority is declared passed. Senator Lemke, having voted on the prevailing side, moves to reconsider the vote by which 1529 was declared passed. Senator Lechowicz moves to Table. All in favor of the motion to Table indicate by saying Aye. All opposed. The Ayes have it. Motion is Tabled. On the Order of Motions in

Writing, I promised Senator Hudson and Senator Schuneman and Senator Watson we'd get back to that. Senator Berman, I believe it's on 2391. Mr. Secretary, read the motion, please.

#### SECRETARY:

Motion in writing. I move...having voted on the prevailing side, I move to reconsider the vote by which House Bill
2391 was passed. Dated 6-26-85. Signed, Senator Hudson.
PRESIDENT:

All right, ladies and gentlemen, if you'll turn to page 12 on the Calendar, right at the top, 2391. Senator Hudson, on the motion.

# SENATOR HUDSON:

Thank you, Mr. President. Members of the Senate, sometimes in our understandable zeal to move things along, and it is understandable, believe me, on a day like this, we move so quickly that we...we sometimes do things that...and vote in such a way that we wish we...we regret later on and such was the case with House Bill...

# PRESIDENT:

Senator Hudson, excuse me. Gentlemen and ladies, we have not concluded our business. We have at least twelve items remaining if we choose to go to that order of business. I would ask everybody to stay put. We ve got about another twenty minutes work here. Senator Hudson, if you can speed it up, it would be appreciated.

#### SENATOR HUDSON:

PRESIDENT:

...and such...such was the case with House Bill 2391. I think most of you...if you'll glance back in your records here will understand it had to do with Handicapped Workers' Act in giving preference to handicapped workers.

No, I don't.

#### PRESIDENT:

All right. Senator Hudson, I didn't mean to cut you off.

I thought there was an agreement on the motion. There's just
an agreement to go to the motion. All right, Senator Hudson.

SENATOR HUDSON:

Okav. It had to do with the handicapped workers and what it did among other things was to say to the employer that you have to give preferential treatment to the handicapped assuming that you have two prospective employees of equal ability to do the job, and...and it...it comes upon us that this is a rather...a rather heavy thing to lay upon the employer. Nothing against the handicapped, I think most employers want to hire and want to use handicapped people, but to say to them and make it a penalty, make it a subject to fine if they...if they don't hire this handicapped if they're equally able makes the ... and puts the employer, I'm afraid, in the position to use some subjective judgments here. How is he really to tell, and I think it's just a little much for the State to be laying on our private industry, the State employees are one thing but private employees are another, it seems to me.

# PRESIDENT:

Senator Watson.

## SENATOR WATSON:

Well, thank you, now I understand we're going...we're on the motion. Is that right?

#### PRESIDENT:

It is the...it is a motion to reconsider the vote by which 2391 passed. That motion will require thirty affirmative votes to reconsider the action.

#### SENATOR WATSON:

So, we should be debating the issue at this time.

#### PRESIDENT:

You should be debating the reason for the motion, yes, in support of the motion to reconsider, yes.

SENATOR WATSON:

All right. Well, I don't...I...I agree with the prior speaker that I think this simply just flew out of here simply because...for several reasons. One, because no one was really paying attention and it was just the time of day everybody was anxious to get things moving. Secondly, the sponsor in...in his remarks made reference to the fact that this preference was something similar that the State does in regard to veterans, and I think a lot of people misconstrued that to mean that this applies strictly to State Government and it doesn't. It...it implies to the private employer and I don't know how you're going to litigate this at the local level to decide on who is equal...equally qualified, who's going to make that determination. I... I can't imagine how that determination will be made other than probably through litigation, court proceedings. And to be quite honest about it, I think if we would ask the ... the handicapped, and I ... I know many of these people who would be considered handicapped and who are handicapped who are quite proud individuals. They're quite proud of the fact that they can take care of themselves. They aren't looking for a handout. They are not looking for assistance, generally. They're handicapped, they understand that, but they don't necessarily want or appreciate people who will provide such preference as we're trying to do here. I think most handicapped people want to earn what they deserve, and I think that this particular piece of legislation, in many instances, could be considered slap in the face to a handicapped individual, and the people that I deal with and know would certainly feel that way. We're talking about a fine of not less than twenty-five dollars and not more than fifty dollars on an employer who does not hire a handicapped individual who is considered equally qualified. I just think this is a disastrous piece of legislation. I did vote No when it first came up but...there was only three of us who did, but I think that if you look at this and review it, you'll have to agree that this is something that deserves more consideration. Thank you PRESIDENT:

Senator Schuneman.

#### SENATOR SCHUNEMAN:

Thank you, Mr. President, and I won't belabor this, but I think this bill passed because there was some misunderstanding. I don't think most of the members realized that this would apply to employers in the private sector, and I think we ought to be aware of that. I think the other thing that ought to be pointed out is that a handicapped person is described in the bill as an individual with a determinable physical or mental characteristic which may result from disease, injury and so on. So, we're...we're requiring that every employer, private employer of more that five persons in this State must give preference to people with these handicaps or be subject to a fine, and I don't think most of the members knew that when they voted on the bill originally. For that reason, I support the motion to reconsider.

#### PRESTDENT:

Senator Berman.

# SENATOR BERMAN:

Thank you, Mr. President. First of all, let's put this into the proper context. We go through these bills...and I think that...the members on the other side of the aisle do even a better job than do the members on this side of the aisle by going through their index sheets and their analysis sheets, and the top line on my analysis, and I think it's probably on yours, is that this bill applies to an employer which is a governmental or nongovernmental unit that employs five or more persons. Now, I...there was no way that I meant

to mislead anyone. I stood up here and I said, if there are two people of equal qualifications, this bill says you must give preference to the handicapped person. There was no questions asked. Senator Watson voted No the first time around. There was no misleading on my part to him. Now, let me point out one other thing. There's been some discussion here as to what the bill says. Let me read to you the pertinent section of the bill. "Whenever an employer seeks to fill an employment position, he shall give preference to handicapped persons applying for such positions if such persons are otherwise equally qualified to carry out the duties of that position." Ladies and gentlemen, that's all that the handicapped...you know, when somebody says the handicapped don't want that break, I beg to differ with you. They want to be treated equally. They don't want to be treated or discriminated against. That's all that this bill calls for. some people want to be given a chance to be voted No, they'll take this roll call. I ask those of you who knew what you were voting on, that subscribe to the consideration of equal treatment to stand by me and by the handicapped and vote No on this motion. If they fail to get thirty votes, the bill still stays in that posture. They ve recorded it and we will have accomplished the good purposes that this bill has. I urge a No vote

# PRESIDENT:

Senator Watson.

#### SENATOR WATSON:

Well, thank you, and I'm sorry to rise a second time, especially after he's closing, but I'll beg to differ...

PRESIDENT:

Well, he wasn't closing. It's not his motion. It's Senator Hudson's motion.

# SENATOR WATSON:

All right, very good...

#### PRESIDENT:

...no, it's not very good...okay.

#### SENATOR WATSON:

This is not...this is not equal treatment. By the name of the Act itself, it's preference treatment to the handicapped, it's not equal and the previous speaker said it's equal. It's not. We're giving preference to a certain segment of society that probably doesn't really want it.

#### PRESIDENT:

I'm still ten minutes ahead of what I said I'd do. Relax. All right, any further discussion on the motion to reconsider? Senator Hudson, you wish to close? It will require thirty affirmative votes to reconsider this legislation...I mean this passage.

# SENATOR HUDSON:

Thank you, Ar. President. You've been very fair and I'm going to close...I think the arguments have been made...
PRESIDENT:

...thank you...I'm not sure that opinion is...universally shared at the moment but I appreciate that.

# SENATOR HUDSON:

I think the ...

# PRESIDENT:

...okay.

#### SENATOR HUDSON:

...I think the arguments have been made and I would just ask for an affirmative vote.

#### PRESIDENT:

All right, Senator Hudson has moved to reconsider the vote by which House Bill 2391 was declared passed. Those in favor of Senator Hudson's motion and position will vote Aye. Those in favor of Senator Berman's position will vote No. The voting is open. Have all voted who wish? Senator Carroll is trying to

get unstuck. I can see that. Let the record reflect, Senator Carroll is voting three different ways on this measure. Take the record. On that question, there are 29 affirmative votes, 24 in the negative, 1 voting Present. The motion fails. All right, with leave of the Body, we're going to move to page 32 on the Calendar for the purpose of consideration postponed plus the supplemental. There are twelve additional matters. Senator Demuzio, for what purpose do you arise?

# SENATOR DEMUZIO:

Well, I think we've had enough for today. I move that the Senate stand adjourned until tomorrow and request a roll call.

# PRESIDENT:

That motion is in order. It is nondebatable and will require a majority of those voting to adopt the motion to adjourn until ten o'clock tomorrow morning. Those in favor of adjourning will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Let the record reflect forever that Senator Savickas and I wanted to stay. Take the record. On that question, there are 34 Ayes, 18 Nays, 1 voting Present. The Senate stands adjourned till ten o'clock tomorrow morning...ten o'clock tomorrow morning. Senator Carroll, how are you recorded on that one? Senator Carroll.

While being recorded, just a reminder to the members of Appropriations I and Appropriations II, there is a meeting immediately after adjournment on the director's lawn at the Department of Agriculture. Look forward to seeing you there.