

84TH GENERAL ASSEMBLY

REGULAR SESSION

OCTOBER 17, 1985

PRESIDENT:

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

REVEREND WEITZEL:

(Prayer given by Reverend Weitzel)

PRESIDENT:

Thank you, Father. Reading of the Journal.

SECRETARY:

Wednesday, October the 2nd, 1985.

PRESIDENT:

Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. I move that the Journal just read by the Secretary be approved unless some Senator has additions or corrections to offer.

PRESIDENT:

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

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. I move that reading and approval of the Journals of Tuesday, October 15th and Wednesday, October 16th, in the year 1985, be postponed pending arrival of the printed Journals.

PRESIDENT:

You've heard the motion as placed by Senator Vadalabene. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries and it's so ordered. Message from the House.

SECRETARY:

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

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

House Joint Resolution 105 and it's congratulatory.

PRESIDENT:

Consent Calendar. Resolutions.

SECRETARY:

Senate Resolution 513 offered by Senator Kelly, it's congratulatory.

PRESIDENT:

Consent Calendar.

SECRETARY:

Senate Resolution 514 offered by Senator Lenke.

PRESIDENT:

Executive. Committee reports.

SECRETARY:

Senator Sangmeister, chairman of Executive Committee, reports the following resolutions from committee:

Senate Joint Resolution 4, Senate Joint Resolution 22 and Senate Resolution 485 and 499 with the recommendation for adoption.

PRESIDENT:

(Machine cutoff)...Vadalabene, for what purpose do you arise?

SENATOR VADALABENE:

Yes, on a point of personal privilege, Mr. President.

PRESIDENT:

State your point, sir.

SENATOR VADALABENE:

Yes, before we get started with our Senate activities,

I...I would like to introduce...I would like to introduce the fourth grade of Nelson School of school children and their teachers from Edwardsville, Illinois. They are in the gallery to the right and I'd like for all of them to stand and be recognized.

PRESIDENT:

Will our guests in the gallery please rise and be recognized. Welcome to Springfield. If I can have the attention of the membership, we have with us some special guests. The Chair would yield to Senator Judy Topinka for introduction.

SENATOR TOPINKA:

Thank you, President Rock and Ladies and Gentlemen of the Senate. As you know, our district has a...a strong reputation for turning out some interesting women. And today we have a few littler type women who are not only interesting but who have just brought a fantastic title to Illinois and we're very proud of them. They come from the Village of Brookfield. Let me just suggest here that on August 16th, 1985, the girls' little league team from Brookfield defeated the All Stars from California, thus marking the first time that a team from a central state region has ever won the championship in girls' little league softball and they're hear today and I would ask that you welcome them with a big round of applause to our all star team here from Brookfield who went out there and did their thing. And I would like to introduce you first and foremost to the President of the Village of Brookfield who'd like to tell you about the team and then to their coach, Dan Hall. President Pierce McCabe, Village of Brookfield.

PRESIDENT McCABE:

(Remarks given by President McCabe)

SENATOR TOPINKA:

If we could hear now from their coach, Dan Hall.

COACH HALL:

(Introduction of girls by Coach Hall)

SENATOR TOPINKA:

And now, since Senator Lemke shares Brookfield with me, Senator Lemke, would you like to make some comments how neat these gals are? You always are a good appreciation of fine womanhood.

SENATOR LEMKE:

It's always a pleasure to have some people from back home to come to Springfield but it's also a special privilege to have our girls in this town of Brookfield. Many of them come from their parents who I grew up with back in...the old area of Pilsen and 26th St. in Berwyn and Cicero where Judy and I come from, and I think it's appreciative to see that the ladies in our area are doing as well as when I was growing up and they were very prominent in this local movement in my area. So it's appreciative and grateful to them and, of course, to their coaches to make our area at least noted for some of the things that we have done. Thank you.

SENATOR TOPINKA:

And thank you, ladies and...gentlemen, for taking the time to make them feel so welcome. They will be going off to the House, and I think we're just very, very proud that we have these girls out here. It just goes to prove that women can be really, really good. Thank you, very much.

PRESIDENT:

Senator Carroll, for what purpose do you arise?

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate, on a point of personal privilege.

PRESIDENT:

State your point, sir.

SENATOR CARROLL:

We are privileged today to have with us in observing a very important board in Illinois, that is, the Illinois

Development Board which serves as the liaison to the Department of Commerce and Community Affairs and serves as an adjunct of our State in seeking investment in Illinois, both foreign and domestic; in seeking job retention programs and all else that goes with being a developing State. We have Herb Rothchild and the members of the Illinois Development Board who are meeting here in Springfield today and we would like them to stand and be recognized.

PRESIDENT:

Ladies and gentlemen, please stand and be recognized. Welcome to Springfield and thank you. Resolutions.

SECRETARY:

Senate Resolution 515 offered by Senator Savickas, it's congratulatory.

Senate Resolution 516 offered by Senator Jeremiah Joyce and it's a death resolution.

PRESIDENT:

Consent Calendar. Introduction of bills.

SECRETARY:

Senate Bill 1474 introduced by Senator Holmberg.

(Secretary reads title of bill)

1st reading of the bill.

Senate Bill 1475 introduced by Senator Jones.

(Secretary reads title of bill)

1st reading of the bill.

PRESIDENT:

Rules Committee. All right, with leave of the Body, we'll go to committee reports, Mr. Secretary.

SECRETARY:

Senator Lechowicz, chairman of the Committee of Executive Appointments, Veterans' Affairs and Administration to which was referred the Governor's Message of...Messages of October the 2nd, 1985 and the Secretary of State's Message of October the 2nd, 1985, reported the same back with the recommendation

that the Senate advise and consent to the following appointments.

PRESIDENT:

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. I move that the Senate resolve itself into Executive Session for the purpose of acting on the Governor's appointments set forth in his Message of October 2nd, 1985 and the Secretary of State's appointment set forth in his Message of June 25th, 1985.

PRESIDENT:

All right. Senator Lechowicz has moved that the Senate resolve itself into Executive Session. Is there any discussion? If not, all in favor of the motion indicate by saying Aye. All opposed. The Ayes have it. The motion carries. It's so ordered. The Senate is now in Executive Session. Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. With respect to the Secretary of State's Message...of June 25th, 1985, I will read the salaried appointment to which the Senate Committee...

PRESIDENT:

Wait a minute...wait a minute...wait a minute...

SENATOR LECHOWICZ:

Senator Netsch...so there's no questions later. Thank you, Mr. President. With respect to the Secretary of State's Message of June 25th, 1985, I'll read the salaried appointments to which the Senate Committee on Executive Appointments, Veterans' Affairs, Administration recommends that the Senate do advise and consent.

To be a member of the Merit Commission for the Office of the Secretary of State for a term expiring June 30th, 1991, James Wright of Chicago.

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

PRESIDENT:

All right. Is there any discussion? If not, the question is, does the Senate advise and consent to the nomination just made. 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 59 Ayes, no Nays, none voting Present. A majority of the Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. All right. Ladies and gentlemen, if we can settle down a little bit, we have...in addition to the salaried appointments to be advised and consented to, we have about eleven motions with respect to gubernatorial messages and about six other legislative matters. So we can wind up our business rather handily if we get at it. Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. With respect to the Governor's Message of October 2nd, 1985, I will read the salaried appointments to which the Senate Committee on Executive Appointments, Veterans' Affairs, Administration recommends the Senate do advise and consent.

To be deputy commissioner of the Banks and Trust Companies for a term expiring February 1st, 1989, James D. Martin of Springfield.

To be chairman of the Illinois Commerce Commission for a term expiring January 18th, 1988, Philip O'Connor of Chicago.

To be a members of the Illinois Commerce Commission for a terms expiring January 15th, 1990, Andrew Barrett of Chicago.

Expiring January 19, 1989, Mary Bushnell of Stillman Valley, Susan Stone of Urbana.

For terms expiring January 18th, 1988, Ruth Kretschmer of

Medinah.

For a term expiring January 20th, 1986, Stanford Levin of Edwardsville, Calvin Manshio of Chicago.

To be members of the Illinois Human Rights Commission for terms expiring January 19th, 1987, Manuel Barbosa of Elgin, Wallace Heil of Taylorville, Lillian Mitchell of Carlyle, Rebecca Sive-Tomashefsky of Chicago, Oscar Williams of Chicago.

To be a member of the Illinois Human Rights Commission for a term expiring January 16th, 1989, Aloysius A. Mazewski of Chicago.

To be a member of the Illinois Industrial Commission for a term expiring January 19th, 1987, Barbara Sherman of Chicago.

To be chairman of the Illinois Liquor Control Commission for a term expiring February 1st, 1986, Albert McCoy of Aurora.

To be members of the Illinois Control Commission for terms expiring February 1st, 1988, Sam Gutilla of Chicago, Virgil Wikoff of Champaign.

To be a member of the Illinois Control Commission for a term expiring February 1st, 1990, Jack Kneafsay of Evanston.

For a term expiring February 1, 1986, Irving Koppel of Skokie.

To be superintendent of the Illinois State Lottery for a term expiring January 19th, 1987, Rebecca Paul of Rochester.

To be assistant director/underground mines in the Department of Mines and Minerals for a term expiring January 19th, 1987, Kim Underwood of Newman.

To be chairman of the Pollution Control Board for a term expiring July 1, 1988, Jacob Dumelle of Oak Park.

To be members of the Pollution Control Board for terms expiring July 1, 1986, Bill Forcade of Chicago, John Marlin of Urbana, Walter Nega of Chicago.



To be members of the Pollution Control Board for terms expiring July 1, 1987, Joan Anderson of Western Springs, Ronald Flemal of DeKalb.

To be a member of the Pollution Control Board for a term expiring July 1, 1988, J. Theodore Meyer of Chicago.

To be chairman of the Prisoner Review Board for a term expiring January 20th, 1991, Paul Klinicar of Belleville.

To be members of the Prisoner Review Board for terms expiring January 19th, 1987, Earl K. Dryden of Aurora, William Redmond of Bensenville, Tommy Wells of Chicago.

To be members of the Prisoner Review Board for terms expiring January 20th, 1991, Salvatore Pisano of Peoria, Rafael Nieves of Chicago.

To be members of the Prisoner Review Board for terms expiring January 16th, 1989, Herbert Brown of Rockford, Joseph Longo of LaGrange Park, Anne Taylor of Champaign.

To be a member of the Illinois Racing Board for terms expiring January 1, 1986, Robert Ward of Decatur.

For terms expiring July 1, 1988, Ray Garrison of Flossmor, Ralph Gonzalez of Jacksonville, Cecil Troy of Chicago.

To be a commissioner of Savings and Loan Commission for a term expiring July 1, 1990, Paul Downing of Highland Park.

Mr. President, having read the salaried appointments, I now seek leave to consider these appointments on one roll call unless some Senator has objection to a specific appointment. Mr. President, will you put the question as required by our rules.

PRESIDENT:

All right. The gentleman seeks leave to have all those...nominees on one roll call. Is leave granted? Leave is granted. If there's no discussion, the question is, does the Senate advise and consent to the nominations just made. 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 59 Ayes, no Nays, none voting Present. A majority of the Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. With respect to the Governor's Message of October 2nd, I will read the salaried appointments to which the Senate Committee on Executive Appointments recommends that the Senate do advise and consent.

To be members of the State Board of Elections for terms expiring June 30th, 1987, Theresa Petrone of Chicago, Joshua Johnson of Springfield, J. Philip Gilbert of Carbondale, John Lanigan of Chicago.

To be members of the State Board of Elections for terms expiring June 30th, 1989, Carolyn Eyre of Springfield, David Murray of Sterling, Langdon Neal of Chicago.

Mr. President, pursuant to Chapter 46, paragraph 1A-4 of the Illinois Revised Statutes, a three-fifths majority vote is required for the advise and consent of the Senate for confirmation of members of the State Board of Elections. Having read the salaried appointments, I now seek leave to consider these appointments on one roll call unless some Senator has objection to a specific appointment. Mr. President, will you put the question as required by our rules.

PRESIDENT:

All right. The gentleman seeks leave to have those nominees on one roll call. Without objection, leave is granted. If there's no discussion, the question is, does the Senate advise and consent to the nominations just made. 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, none voting Present. A majority of the Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. I now move that the Senate arise from Executive Session.

PRESIDENT:

All right. You've heard the motion as placed by Senator Lechowicz. All in favor of the motion to arise indicate by saying Aye. All opposed. The Ayes have it. The Senate does now arise. All right. If I can have the attention of the membership, if you'll turn to page 12 on the Calendar...page 12 on the Calendar, we will begin at the top in motions in writing that have been filed. There is also a Supplemental Calendar which will shortly be distributed which contains five additional motions and two resolutions. But we'll begin...we'll begin on the Order of Motions in Writing to Override Total Vetoes. There's a motion with respect to Senate Bill 161. Mr. Secretary, read the motion, please.

SECRETARY:

I move that Senate Bill 161 Do Pass, the veto of the Governor to the contrary notwithstanding. Signed, Senator DeAngelis.

PRESIDENT:

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. The Governor's veto referred to a so-called technical flaw in the legislation. It also pointed out that there was a companion bill of a similar nature that was signed which I sponsored in the Senate as a House...from a House bill. However, let me point out that Senate Bill 161 as originally entered had the intent to do what the Governor's Office thinks the technical flaw did. So

in terms of legislative intent, the bill is in the form that it was legislatively intended. And what it does, it allows townships across the State to form as emergency service and disaster districts. So I urge the override of the Governor's veto on Senate Bill 161.

PRESIDENT:

Any discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

I speak in favor of this motion because I think by inadvertence the townships were left out. I speak in favor of it.

PRESIDENT:

Further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

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

PRESIDENT:

Sponsor indicates he'll yield, Senator Schuneman.

SENATOR SCHUNEMAN:

We seem to get ourselves into a regular problem with townships around here lately, passing bills mandating things, and I guess by question is whether or not there is anything mandated on our townships or if this is permissive?

PRESIDENT:

Senator DeAngelis.

SENATOR DeANGELIS:

Good question, Senator Schuneman, there is no mandate on this whatsoever.

PRESIDENT:

Any further discussion? Further discussion? If not, the question is, shall Senate Bill 161 pass, the veto of the Governor to the contrary notwithstanding. 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. Senate Bill 161 having received the required three-fifths vote is declared passed, the veto of the Governor to the contrary notwithstanding. Senator Lemke on 371. Senator Newhouse on 467. Top of page 12, on a motion in writing to override item vetoes, Mr. Secretary, a motion on Senate Bill 467.

SECRETARY:

This motion takes both...both motions into consideration. I move that the item on page 17, line 32 through 35 and on page 18, lines 1 and 2 of Senate Bill 467 Do Pass, the item veto of the Governor to the contrary notwithstanding. Signed, Senator Newhouse.

PRESIDENT:

Senator Newhouse.

SENATOR NEWHOUSE:

Mr. President, could you pass that for the moment and come back to it?

PRESIDENT:

Surely. 472, Senator Poshard. 476, Senator DeAngelis. Yes, Senator Poshard.

SENATOR POSHARD:

Skip the first one and take the second one, okay.

PRESIDENT:

All right. Motion in writing on Senate Bill 472, Mr. Secretary, the sponsor indicates he'd like the second motion. Page 38, lines 4 through 7. Read the motion, Mr. Secretary. Okay...the sponsor indicates the first one. Page 36, lines 28 through 33. Read the motion, Mr. Secretary.

SECRETARY:

I move that the item on page 36, line 38 through 33 of Senate Bill 472 Do Pass, the item veto of the Governor to the contrary notwithstanding. Signed, Senator Poshard.

PRESIDENT:

Senator Poshard.

SENATOR POSHARD:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the motion yesterday that we discussed on the Floor in regard to eight hundred thousand dollars of appropriation to the counties of White, Saline, Johnson, Massac, Pulaski, Alexander, Pope, Hardin and Gallatin Counties. These are counties which have a great deal of national forest service area within the boundaries of the counties. The roads in those counties fall through every year preventing traffic, both commercial and residential traffic, but especially traffic in the...with...with the school buses that transport the kids to school. Last year in three of those counties we had children out of school thirty-five straight days in the winter. This is a...a measure that we need very badly to put a base on those roads that will enable the school bus traffic to survive throughout the winter as well as the people that live along those roads who have severe health problems not to be in danger year after year in terms of emergency vehicles waiting to...to bring them out and so on. I would ask for your favorable consideration of...of this...motion.

PRESIDENT:

All right. The gentleman has moved that the item on page 36, lines 28 through 33 pass, the item veto of the Governor to the contrary notwithstanding. Discussion? Senator Sommer.

SENATOR SOMMER:

Just a point of clarification. You said the...you wanted to do the second item, then you described the first. Could you...

PRESIDENT:

Senator Poshard.

SENATOR POSHARD:

Thank you, Senator Rock. Excuse me, please, Senator

Sommer, we're...we're describing the first item. This is the item having to do with the funds for the counties who have severe road problems.

PRESIDENT:

All right. Any further discussion? Further discussion? If not, the question is, shall the item on page 36, lines 28 through 33 of Senate Bill 472 pass, the item veto of the Governor to the contrary notwithstanding. 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, 17 Nays, none voting Present. The item on page 36, lines 28 through 33 of Senate Bill 472 having received the required three-fifths vote is declared passed, the item veto of the Governor to the contrary notwithstanding. Senator DeAngelis, 476. Motion in writing to override an item veto on Senate Bill 476, Mr. Secretary.

SECRETARY:

I move that the item on page 9, lines 18 through 30 of Senate Bill 476 Do Pass, the item veto of the Governor to the contrary notwithstanding. Signed, Senator DeAngelis.

PRESIDENT:

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. It would seem to be rather unusual to see me in the position of requesting an override of a Governor's veto on a public aid bill. However, I'd like to explain to the Body why I'm doing this. Without getting into any long, detailed explanation, in 1973...in 1973 it was determined that caseworkers in the Department of Public Aid were not being paid equally. In the process of trying to rectify that, it was determined that the only basis it could be done is on the basis of racial discrimination. However, in this case, the majority of downstate workers were white

and there were quite a few white workers in Cook County. The case was brought through the courts and I believe it was Judge Power that finally made the decision that there was indeed discrimination but because of the nature of the case could only provide compensation for the nonwhite caseworkers in Cook County, and therefore the white Cook County workers and the white and black downstate workers were not able to...receive redress. The only manner in which this can be done is by what we're doing today and that is to seek legislative relief for what I perceive to be a gross inequity. The Governor's Office in its haste to sign the public aid bill rendered a decision that there was no legal basis for doing this, and they are correct. But that was the primary reason why this bill was put in, is to...seek the redress through the General Assembly. I am advised that the Governor's Office, though probably supporting the veto, has softened their opposition because of the serious inequity and the philosophical issue involved here. I urge your support for the override or the restoration of line item veto, lines 18 through 30 on Senate Bill 476.

PRESIDENT:

Any discussion? Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate, I rise in support of this. Senator DeAngelis is absolutely correct, there are a number of people from my area along with others who were...with this bill passed, I mean, this...rendering...this decision. It's important that these people be brought under the same as others because this is sheer discrimination. And irregardless of the race, creed or color, I strongly support this and ask that we get a favorable vote on this matter.

PRESIDENT:

Further discussion? Senator Bloom.



SENATOR BLOOM:

Well, thank you, Mr. President and Ladies and Gentlemen of the Senate. Briefly, I was the individual who put this on in Conference Committee and I would join the two prior speakers in urging the support of this. Although our...our Governor's thoughts are a harmonious continuum, sometimes he gets advice that is...perhaps leads to bad results and I think that by...virture of overriding this particular item veto, we can correct a bad result. Thank you.

PRESIDENT:

Further discussion? Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. Very briefly, I also stand in support in trying to override the Governor's veto. Basically what happened in 1970 and that period of time, the Department of Public Aid specifically had a two different categorical tier for the same type of work. Now the courts ruled very specifically that this was an error at that time and they provided some compensation and this would just correct a situation which is long overdue. A number of people have come...to my office showing the inequities and I strong...I stand in strong support of Senator DeAngelis' motion to override the Governor's veto.

PRESIDENT:

Further discussion? Any further discussion? Senator DeAngelis, you wish to close?

SENATOR DeANGELIS:

Just roll call.

PRESIDENT:

All right. The question is, shall the item on page 9, lines 18 through 30 of Senate Bill 476 pass, the item veto of the Governor to the contrary notwithstanding. 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 56, the Nays are none, none voting Present. The item on page 9, lines 18 through 30 of Senate Bill 476 having received the required three-fifths vote is declared passed, the item veto of the Governor to the contrary notwithstanding. Senator Carroll on 1368. Mr. Secretary, motion in writing on Senate Bill 1368.

SECRETARY:

I move that the item on page 33, lines 20...40 through 20 of Senate Bill 1368 Do Pass, the item veto of the Governor to the contrary notwithstanding. Signed, Senator Carroll.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. To echo the remarks of Senator Bloom, this again is one of those times when the Governor may have been ill-advised, and at least at some point in the history since the Veto Message was received he had indicated so that he was ill-advised. Let me just give you a brief moment of history of what this is about. What the Governor did, in his budget of this year he failed to continue a reappropriation of that amount that we had allowed for construction of schools in the Chicagoland area if Chicago provided the matching dollars. When the program was created in 1973, we had divided the funds between Chicago and downstate with downstate getting about a two for one allocation of those dollars. At that time Chicago was unable to equal its match for many years and therefore could not avail itself of the State funds that were available. In 1984, we, the General Assembly, passed legislation allowing the City of Chicago to pass a bond issue so that it could, in fact, provide its match. During all those years we reappropriated the appropriation, so that year by year should Chicago tax itself to reach its match, they could

then apply for those funds. In fact, that has happened, but the Governor this year failed to continue the reappropriation. We put in the legislation, both the Chicago and downstate portions, that heretofore had been reappropriated every year. Chicago has nine schools that are essential to be either constructed or reconstructed that for which it has passed its bond levy and has its match. The Governor vetoed this reappropriation for no known reason, and I would suggest that the Governor was once again in error and ask that the item be restored, the veto of the Governor to the contrary notwithstanding.

PRESIDENT:

Any discussion? Senator Sommer.

SENATOR SOMMER:

Mr...Mr. President and members, it's my understanding that the Governor continues to remain opposed to this item, at least at this point in time and I would...urge our members to do the same.

PRESIDENT:

Further discussion? Any further discussion? Senator Carroll, you wish to close?

SENATOR CARROLL:

Just merely to identify that as with all of these, there is for example, an area in Chicago that has a student population and no school. The city has raised its portion, this has been a reappropriation of some twelve years, no reason for it to have been taken out. We have not taken out reappropriations for projects that are viable. There are other areas where the schools are just totally falling apart, they are in unsafe condition and that's why we were trying to utilize these funds once the Chicago board agreed to the tax levy necessary to raise its portion. I'm surprised the Governor took it out. I don't think he wants to harm the school children of Chicago, and I would ask that the monies

be, in fact, replaced into the reappropriation budget, the veto of the Governor to the contrary notwithstanding.

PRESIDENT:

The question is, shall the item on page 33, lines 10 through 20 of Senate Bill 1368 pass, the item veto of the Governor to the contrary notwithstanding. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 31 Ayes, 26 Nays, none voting Present, and the motion fails. Senate Bill 206, motion in writing to accept the specific recommendations for change on Senate Bill 206, Mr. Secretary.

SECRETARY:

I move to accept the specific recommendations of the Governor as to Senate Bill 206 in the manner and form as follows. Signed, Senator Sangmeister.

PRESIDENT:

Senator Sangmeister.

SENATOR SANGMEISTER:

Yes, thank you, Mr. President. Once again, on Senate Bill 206 was part of the gang...package within which we had penalties for selling firearms to minors, and the Governor thought we ought to expand that to giving as well as selling, and I certainly concur in that. He did reduce the penalty from a Class 3 to a Class 4 but we're willing to accept that. So, the motion is that we accept the recommended changes of the Governor.

PRESIDENT:

All right. Any discussion? Is there any discussion? If not, the question is, shall the Senate accept the specific recommendations of the Governor as to Senate Bill 206 in the manner and form just stated by Senator Sangmeister. 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 wished? Take the record. On that question, there are 59 Ayes, no Nays, none voting Present. The specific recommendations of the Governor as to Senate Bill 206 having received the required constitutional majority vote of Senators elected are declared accepted. Senator Luft on 593. Top of page 13, Senator Newhouse on 1129. Mr. Secretary, there is a motion to override a total veto on Senate Bill 1129. Read the motion, please.

SECRETARY:

I move that Senate Bill 1129 Do Pass, the veto of the Governor to the contrary notwithstanding. Signed, Senator Newhouse.

PRESIDENT:

Senator Newhouse.

SENATOR NEWHOUSE:

Thank you, Mr. President. Mr. President, this is the Minority and Female Controlled...Business Loan Act which we voted on yesterday. I have subsequently talked to a number of my colleagues who see the light now and see it favorably, and I ask for a favorable roll call on it.

PRESIDENT:

Any discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Well, Mr. President, Ladies and Gentlemen of the Senate, I certainly am not against females or minorities in business or what have you. However, this particular bill directs its focus on just four areas. I have a distressed area in North Chicago, Illinois which is full of minorities and nothing has been done there. All we have is...East St. Louis, Alexander, Pulaski County and the City of Chicago. I don't think it's fair. Furthermore, I think it's unconstitutional when you deprive...distressed areas in about ninety-eight other counties. And, therefore, I'm forced to speak against the

bill...against the motion of Senator Newhouse, and I'm going to vote No. I feel that next year if you come in with a bill include distressed areas in all the counties, I'll be very happy to go sponsor the bill and support it.

PRESIDENT:

Any discussion? Further discussion? Senator Newhouse, you wish to close?

SENATOR NEWHOUSE:

Ask for a favorable roll call.

PRESIDENT:

The question is, shall Senate Bill 1129 pass, the veto of the Governor to the contrary notwithstanding. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 34 Ayes, 24 Nays, none voting Present. The motion fails. Bottom of page 12, a motion to override the specific recommendation...I beg your pardon, Senator Newhouse.

SENATOR NEWHOUSE:

Mr. President, I...I think we caught some folks unaware, I wonder if we could put that on postponed consideration.

PRESIDENT:

Well, you can file another motion, that's the simple way.

SENATOR NEWHOUSE:

It'll be filed. Thank you.

PRESIDENT:

Okay. Bottom of page 12, Senate Bill 583, Mr. Secretary.

SECRETARY:

I move that Senate Bill 583 Do Pass, the specific recommendations of the Governor to the contrary notwithstanding. Signed, Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. To begin with, I'd like to

make perfectly clear what we're talking about. We're talking about the vehicle...Illinois Vehicle...Code. Specifically...

PRESIDENT:

Senator Chew, please, the gentleman is trying to present his motion.

SENATOR LUFT:

Thank you, Mr. President. Specifically, a supplemental license that is issued by the Secretary of State to sell automobiles. Everyone feels that the original intent of the supplemental license was for a car dealer to be able to go to a mall across the street or somewhere near his business where he could sell used or new cars. But it appears to everyone involved that they have violated the intent of this bill and now what is happening is someone wishing to sell cars in Pekin, Peoria, Chicago, East St. Louis goes all over the State, asks for the license, moves into a lot, sells cars for a couple of days and is gone, never to be heard of again. So what we're trying to do with this bill is to make it a little more restrictive for someone to get a supplemental license. What the Governor has done is eliminated from the bill that part we feel is necessary to curtail the people going in and out of areas, selling cars and being gone within a few days. So, what I'm asking for is simply to reinstate that part which requires that three people make application for the license before a supplemental license is issued.

PRESIDENT:

Discussion? Senator Joyce.

SENATOR JEREMIAH JOYCE:

I have some questions on this...I guess probably for my own benefit or knowledge. Can you get a...when you take one of these supplemental licenses, you can go into a shopping mall and take sales orders for your vehicles that are displayed in that shopping mall?

PRESIDENT:

Senator Luft.

SENATOR LUFT:

That's my understanding, yes.

PRESIDENT:

Senator Joyce.

SENATOR JEREMIAH JOYCE:

Can you go into any shopping mall in the...in the State, if...if they'll issue a license?

PRESIDENT:

Senator Luft.

SENATOR LUFT:

That's my understanding, yes.

PRESIDENT:

Senator Joyce.

SENATOR JEREMIAH JOYCE:

And how does this thing figure into the franchise...into the Franchise Act? Can you go outside your...to the...the area outside of your franchise area?

PRESIDENT:

Senator Luft.

SENATOR LUFT:

Yes. We feel as though it was not...that was not the intent of the supplemental license, but in fact, that is what they can do and are doing presently.

PRESIDENT:

Senator Joyce.

SENATOR JEREMIAH JOYCE:

Well, I...I...I just have...this came up...someone came to see me about a matter involving this and I...I didn't have any answers and I was trying to find an answer for them and no one seemed to really be able to...to give me any answer, so I just kind of was curious here this morning as to what the...what the state of the law is.

PRESIDENT:



Further discussion? Senator Savickas.

SENATOR SAVICKAS:

Well, Mr. President, I've looked at the bill and I don't see where they allow you to go outside your franchise area. And the bill...I guess what the Governor amended out was that you must have three licensed dealers to make the application to hold a joint sale. And the...the problem, I would imagine, would arise...what if only two of them want to make a joint sale and the other one wants to hold up any...any sale? I think this is a restriction on the Secretary of State's Office...restriction on trade. I don't see anywhere in the bill that allows them to go outside their...their area, maybe the Senator can point that out to me. It's not like someone is just running on a used...on an empty lot getting a bunch of used cars and dumping them and selling them and taking the money and running. I...I don't believe that's what the Senator meant that he's trying to stop here.

PRESIDENT:

Senator Luft.

SENATOR LUFT:

That is exactly what I'm talking about. Under the...the way that the supplemental license is being issued at this point, if I have a dealership and I am licensed on a corner in Springfield, I can make application to get a supplemental license in Chicago. I can have that supplemental license located right across the street from the Chevrolet dealership, sell my cars and be out of there at anytime I wish. And that's what we're trying to avoid. That is happening presently and that's why we're addressing this issue today.

PRESIDENT:

Senator Savickas.

SENATOR SAVICKAS:

Well, could you give me an example, who is conducting

these kind of sales? Are these lease companies that are selling their lease cars or are these just people that go to an auction, buy a bunch of cars and try to sell them across the...franchise dealer?

PRESIDENT:

Senator Luft.

SENATOR LUFT:

We are talking potentially about anybody licensed to sell automobiles in the State of Illinois. What we're...we're only talking about people licensed to sell. That would be perhaps credit unions, that would perhaps be leasing companies, that would perhaps be any automobile new or used dealer. What we're just trying to say is we don't think it's fair, for example, too, let's say a credit union who may have repossessed eight to ten cars or a bank, to wind up...a bank, let's say, in Peoria to be able to ask for a supplemental license to sell cars in Chicago or Springfield and that's what is happening. That's why we're addressing the bill the way we are.

PRESIDENT:

Further discussion? Senator Fawell.

SENATOR FAWELL:

Thank you, very much, perhaps I can help. We had a...a group that came in and sold brand new cars at our county fairgrounds a couple of years ago. They came in, set up the cars, had people come in and look at them, sold them at a very nice price but then got out of there about the time that the...the cars were falling apart. It...it was...it was a twenty-four hour wham bang sale and it let all of our...our new car dealers having to pick up all the extra warranties and what have you, and I think that's what this bill is trying to avoid.

PRESIDENT:

Further discussion? Senator Coffey.

SENATOR COFFEY:

Thank you, Mr. President and members of the Senate. I rise in support of overriding this amendatory veto and...and I would like to just state a couple of reasons. In Vermillion County, one of the counties I represent, we had, like the past speaker, two years ago we had a...a rental...car group to come in with about a hundred and twenty cars into my community and in a very short time sold those vehicles and left town. We have established dealers in that community that have sizable investments in their facilities, and those hundred and twenty some cars that were sold in that community took that opportunity away from them. And they pay taxes in that county and they pay taxes on their buildings and...and left them with...without being able to make those sales locally. On top of that, as was already stated, they were left with all the problems of those cars. Those cars were still under warranty in some situations, so they get to do the warranty work. I think it's very unfair to those dealers that are established in the community and I think if they're going to have these types of sales, I think there ought to be three or more, whether it's rental cars or whether it's other dealers, before they can go into a community and set up and then leave town. I think we should override this and I'd ask for a favorable roll call on this issue.

PRESIDENT:

Further discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Question of the sponsor.

PRESIDENT:

Sponsor indicates he'll yield. Senator DeAngelis.

SENATOR DeANGELIS:

Senator Luft, who benefits from this legislation?

PRESIDENT:

Senator Luft.

SENATOR LUFT:

The consumer.

PRESIDENT:

Senator DeAngelis.

SENATOR DeANGELIS:

Can you expound on that, 'cause I think you and I have gone to different schools of economics if that is true.

PRESIDENT:

Senator Luft.

SENATOR LUFT:

My feeling is the consumer benefits this simply because once the car has been purchased and that individual that sold that car to the person leaves town never to be found again is not in the consumer's best interest.

PRESIDENT:

Senator DeAngelis.

SENATOR DeANGELIS:

Well, I think you're addressing only one part of the bill and I think that does not have an economic impact. I'm...I'm talking about the bill regarding...the part of the bill that regards competition.

PRESIDENT:

Senator Luft.

SENATOR LUFT:

My feeling is that we don't restrict competition at all, and I'll explain it to you the best way I know how. We are talking about licensed automobile dealers in the State of Illinois. Everyone has to be licensed and they're in a franchise market...or they're in a market area. Now if my car dealers in the City of Pekin want to go to Chicago to sell cars, they can apply for a supplemental license and go to Third Street in Chicago and do it. We're not preventing them from that simply because they could apply for a permanent li-

cense in the same place. What we're trying to do, we're not eliminating it, we...they can file for a franchise market everywhere they wish. What we want them to do is just to establish themselves and what we're trying to do is simply eliminate a fly-by-night operation or an operation that is temporary.

PRESIDENT:

Senator DeAngelis.

SENATOR DeANGELIS:

Well,...I appreciate the...the skillful manner in which you made the argument but the fact is that you are limiting it to three or more dealers. There are other people who are in legitimate businesses that sell cars as well, and if you think they're going to get the approval of three or more dealers, then you have been here a lot longer than I have and seen something that I have not seen. The fact is, you know, I have tried to help the car dealers in every situation, but they have come before this Body and said, look, we want to be the only industry that says everybody shuts down on Sunday and I voted for it, didn't like it, voted for it. Then they come back and said, you know, we want the situation where you can't turn around and have a dealership within ten miles of my dealership. And I got to tell you, in my area the only thing that's opening up right now is foreign dealerships, and if anybody is concerned about that, they ought to look at that bill. I opposed that bill because I thought it was anticompetitive. This bill is even more anticompetitive 'cause it's going to prohibit legitimate people who have a need to sell their cars, who provide a consumer service to be unable to sell those cars. In addition to that, the cost of cars is going to go up because you're eliminating a competitive aspect of the field and I don't see where that benefits the consumer. And I have to tell you, I'm really dismayed because I have always regarded car dealers as almost the last

bastion of free enterprise, and I think they're moving to socialism with a profit.

PRESIDENT:

Further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. I think the last speaker made a forceful argument against two bad bills which he voted for. But I really don't think that his argument is on target in this particular instance. It seems to me that the local automobile dealer provides not only the service of selling a car but there are many, many follow-up services that people expect to get when they buy a car, service of the car, handling of warranty items and so on. As I understand this bill, all that is prevented here is activities beyond the normal radius of that dealer's market area. In other words, you're not restricting what the dealer does within a...like a fifteen mile radius of his...of his dealership, but companies who may have hundreds of cars to sell in your community can flood the community with the sale of those cars then go back home, wherever home is, and leave the servicing of the cars to the local people, and I think that's an unfair...I think that's an unfair situation. I don't...I think this bill should...this motion be adopted.

PRESIDENT:

Further discussion? Further discussion? If not, Senator Luft may close.

SENATOR LUFT:

Thank you, Mr. President. I started off explaining this bill with the words "supplemental license" and that's what we're talking about. We are trying to prevent the supplemental license from being used by overnight car salesmen, from people going out of their franchise markets, selling cars in two days, running away from your constituents, never to be seen. We are not trying to restrict competition

because if, in fact, somebody from Springfield wants to sell cars in Chicago, they can go to Chicago, put up a building, ask for a franchise market, move in permanently. We are not talking about permanent licenses, this is supplemental license and I would appreciate your vote very much.

PRESIDENT:

The question is, shall Senate Bill 583 pass, the specific recommendations of the Governor to the contrary notwithstanding. 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 39 Ayes, 13 Nays, 1 voting Present. Senate Bill 583 having received the required three-fifths vote is declared passed, the specific recommendations of the Governor to the contrary notwithstanding. If I can have your attention, if you have a pencil handy, we have three additional motions on the...gubernatorial action that have been filed. There's an item...motion to restore an item reduction on Senate Bill 472 by Senator O'Daniel, a motion to accept specific recommendations for change on Senate Bill 114 by Senator Joyce and a motion to override the veto of the Governor on Senate Bill 1129, Senator Newhouse. Senator O'Daniel, are you ready, 472? Motion in writing on Senate Bill 472, Mr. Secretary.

END OF REEL

REEL #2

SECRETARY:

I move that Senate...that the item on page 12, line...19 of Senate Bill 472 be restored, the item reduction of the Governor to the contrary notwithstanding. Signed, Senator O'Daniel.

PRESIDENT:

Senator O'Daniel.

SENATOR O'DANIEL:

Mr. President and members of the Senate, the Governor vetoed Senate Bill 472 below the level of the statutory requirement which would provide enough money to upgrade railroad crossings throughout the State. Especially in my district, this is a major concern. We need the nine million dollars for the vital projects and the Governor has only provided 7.5 million dollars. In...in my district alone, in one county, the ICC and the railroads are...are planning to cross...to close two crossings out of five in one township. They...seems like it...the railroad and the Commerce Commission are agreeing to close them and...and everyone is agreeing except the two hundred people that live out there; and also we have railroad crossings all over downstate Illinois that school bus have to...have to use and they don't have the funds to update the crossings, and I think this a very important piece of legislation and I would appreciate your support.

PRESIDENT:

All right, is there any discussion? Senator Sommer.

SENATOR SOMMER:

Mr. President and members, it is true that we passed a bill here this Spring that has been signed that allocates a



million dollars a month to the Grade Crossing Fund. That bill does not take effect until January 1st. Also it is true that the amount that remains in the budget is too little. It is my understanding that it is the intent of the administration, the Department of Transportation to come in and ask for the proper amount. The amount requested here is too much apparently, so it would not be all spent out anyway. It could not be under the...statutory authorization of the payins. So, it would seem to me that the best thing to do is await the supplemental and fund it through that mechanism and it'll be funded at the statutory level.

PRESIDENT:

All right, any discussion? Further discussion? If not, Senator...Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I rise in support of the motion of Senator O'Daniel and disagree strenuously with the suggested program of Senator Sommer for the following reasons. One, the legislation that we did pass creating the substantive law is another one of those that Senator DeAngelis voted for; in fact, he was the sponsor and it created a statutory amount to be put in each and every month for this grade crossing and establish the Commerce Commission as the priority setter of where these grade crossings would...shall be fixed and then DOT does the construction, a very simple and obvious procedure. Like the situation we have found in other State built projects if, however, we don't have the appropriation authority, they just cannot go ahead and do the construction. So, all we're doing...is withholding necessary construction if we don't appropriate enough money. Now, it is true that as the bill now sits, there is not enough money in that fund. It is also true that this would provide slightly too much money in that fund, money that need not be spent and can be lapsed, which

is, in fact, what has been done before. In my opinion, supplemental appropriations should be used only for emergencies that arise during a fiscal year. Good financial management requires a budget to be passed by the General Assembly that provides for the known needs of government. Good financial management requires the Governor to ask us to allocate enough money to follow the Statutes and do that which is necessary to protect the people of Illinois. Good financial management requires us to appropriate the funds required by Statute and use the method of supplementals only for grievous errors. The smart course of conduct would be for the General Assembly to, in fact, restore these dollars to the statutorily required amount under the DeAngelis bill and then let it lapse, like Dr. Bob indicated, we will be lapsing about two hundred and sixty million of other dollars in all of agencies of State Government.

PRESIDENT:

All right, further discussion? Further discussion? Senator O'Daniel, you wish to close?

SENATOR O'DANIEL:

Yes...the Governor is...is shortchanging this appropriation in his three hundred million dollar supplemental appropriation; and this bill passed out of here 58 to 1 and...and out of the House at a 107 to 6, and I think it's very important legislation and I would appreciate the override.

PRESIDENT:

All right, the question is, shall the item on page 12, line 19 of Senate Bill 472 be restored, the item reduction of the Governor to the contrary notwithstanding. 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, 23 Nays, none voting Present. The item on page 12, line 19 of Senate Bill 472 having received the

required majority vote of Senators elected is declared restored, the item veto...the item reduction of the Governor to the contrary notwithstanding. 114, Senator Joyce. Motion in writing on Senate Bill 114, Mr. Secretary.

SECRETARY:

I move to accept the specific recommendations of the Governor as to Senate Bill 114 in the manner and form as follows. Signed, Senator Jerome Joyce.

PRESIDENT:

Senator Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President. The Governor removed the exemption for underground tanks on agriculture property used for storing motor fuel. He also adds a deadline for registration of underground tanks which, of course, respond to the Federal deadline. The underground tanks on farms...if you have...if the tank is over eleven hundred gallons, they would have to register. I would move to concur with the Governor's amendatory veto.

PRESIDENT:

The gentleman has moved to accept the Governor's specific recommendations. Any discussion? If not, the question is, shall the Senate accept the specific recommendations of the Governor as to Senate Bill 114 in the manner and form just stated by Senator Joyce. 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 56 Ayes, no Nays, none voting Present. The specific recommendations of the Governor as to Senate Bill 114 having received the required constitutional...majority vote of Senators elected are declared accepted. Motion in writing, Senator Newhouse, on Senate Bill 1129, Mr. Secretary.

SECRETARY:

I move that Senate Bill 1129 Do Pass, the veto of the Governor to the contrary notwithstanding. Signed, Senator Newhouse. Dated, December the 17th.

PRESIDENT:

Senator Newhouse.

SENATOR NEWHOUSE:

Thank you, Mr. President. When this bill was called there were several people off the Floor and there was some confusion as to the vote, and I'd ask now for a favorable roll call.

PRESIDENT:

Is there any discussion? Any discussion? If not, the question is, shall Senate Bill 1129 pass, the veto of the Governor to the contrary notwithstanding. 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, 21 Nays, none voting Present. Senate Bill 1129 having received the required three-fifths vote is declared passed, the veto of the Governor to the contrary notwithstanding. Senator Newhouse on 467. Senator Newhouse. Motion in writing on Senate Bill 467.

SECRETARY:

I move that the item on page 17, lines 32 through 35 and on page 18, lines 1 and 2 of Senate Bill 467 Do Pass, the item veto of the Governor to the contrary notwithstanding. Signed, Senator Newhouse.

PRESIDENT:

Senator Newhouse.

SENATOR NEWHOUSE:

Thank you, Mr. President. Mr. President, this appears on the Calendar in two separate sections but it is the same item and...I understand from staff that there was a computer foul-up. So that this is the appropriation with Senate Bill

*SB 994  
Recalled*

1129. I would ask for a favorable roll call on it.

PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall the items on page 17, lines 32 through 35 and on page 18, lines 1 and 2 of Senate Bill 467 pass, the item veto of the Governor to the contrary notwithstanding. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 31 Ayes, 24 Nays, none voting Present. The motion fails. All right, if you'll turn to page 2 on the Calendar, page 2. Page 2 on the Calendar and then the Secretary informs me that Supplemental Calendar No. 1 has been distributed. We will go through the six bills on the top of page 2, through the Supplemental Calendar, and as far as I can tell that will conclude our business in the Regular Session. Mr. Secretary, with leave of the Body, we'll move to the Order of Senate Bills 3rd Reading. Senator Bloom, 994. All right, Senator Bloom seeks leave of the Body to return Senate Bill 994 to the Order of 2nd Reading for purposes of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 994, Mr. Secretary.

SECRETARY:

Amendment No. 2 offered by Senator Bloom.

PRESIDENT:

Senator Bloom on Amendment No...

SECRETARY:

2.

PRESIDENT:

...2.

SENATOR BLOOM:

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

Senate. Everyone has had an opportunity to study Amendment No. 1 overnight, and I'm...I'm informed that there are no objections and...particularly of matters of substance to that, and that there are no landmines in Amendment No. 1. Amendment No. 2 is basically my idea, and actually, I think, Senator Joyce's as well. We discussed that, Senator Jerome Joyce, and that is, right now there's a situation where...the phone company makes us pay interest on taxes as well as the basic charge. Under the rates filed with the Commerce Commission, if you're a residential user, you get it forgiven once a year; if you're a small business person, you don't, and what Amendment No. 2 does says a public utility which forgives a late payment charge for a residential customer once a calendar year shall also extend such privilege to the small business as defined by our Regulatory Flexibility Act. It's a...was brought to my attention by some small businessmen and it seems to me that fair is fair. I'll answer any questions on Amendment No. 2, otherwise, seek it's adoption and then I can explain the bill in chief on 3rd reading. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, discussion? Senator...Bloom has moved the adoption of Amendment No. 2 to Senate Bill 994. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. (Machine cutoff)...Senate bills 3rd reading is Senate Bill 1467, Mr. Secretary.

SECRETARY:

Senate Bill 1467.

(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. Senate Bill 1467 is, as far as I know, without objection. It is the official repealer for the World's Fair Authority and it establishes...the mechanisms for the elimination of the authority, the transfer of its assets and the handling of its liabilities. As I'm sure everyone aware...is aware, as an authority, they have decided to forego the bidding, I guess, for the World's Fair in 1992. There's approximately three million dollars left from the appropriation that we afforded to the authority. What this bill says, essentially, is that the money will be returned to the State, that the authority will terminate on December 31st of this year, that the records will be turned over to the Chicago Historical Society and that the Department of Central Management Services, after an independent audit, will handle the windup of the affairs and the subsequent action that has to be taken with respect to the employees, namely, mailing out, for instance, their W-4 forms and that kind of thing. There is one other thing that I should call to your attention. This Act specifically says that it shall not be construed to in any respect derogate the efforts of the private sector to continue to plan for a World's Fair. I'm sure some of you are aware that there...there is a group of businesspeople in Chicago, each of whom have pledged a significant amount of money in the continuing hope that perhaps the city and the State and the Federal Government can be yet persuaded that a World's Fair is in our best interest. It is strictly a private sector enterprise, has no public support that I'm aware of, but the fact is, we don't want this legislation to in any way derogate their efforts. They are sincere and I, frankly, personally, wish them well, but this will effectively repeal

the World's Fair Authority and conclude its business. I know of no objection and I would seek a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, discussion? Senator Watson.

SENATOR WATSON:

Thank you. A question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield, Senator Watson.

SENATOR WATSON:

You mentioned liabilities. What liabilities is the State going to incur under this transfer back?

PRESIDING OFFICER: (SENATOR DEMUZIO)

...Senator Rock.

SENATOR ROCK:

None that I am aware of, but they will assume the responsibility for liabilities...there will be an independent audit, everything will be turned back to the State, but there are none that I know of.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, the question is, shall Senate Bill 1467 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 voting Present. Senate Bill 1467 having received the required constitutional majority is declared passed. Senate Bill 1467...Senator Maitland seeks leave of the Body to return Senate Bill 1468 back to the Order of 2nd Reading for the purpose of an amendment. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading is...is Senate Bill 1468, Mr. Secretary.

SECRETARY:

Amendment No. 1 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR DEMUZIO)



AB 99A  
3rd Reading

Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 to Senate Bill 1468 effectively becomes the bill and this is the recently...publicized agreement with the Chicago school system and...and the substance of the amendment, of course, is the speed up of general State aid payments over the next...next three years. Now we are advancing those payments...as you know, by one month and the fact that the Chicago school system operates on a different fiscal year than does the State, this legislation has no direct impact at all upon annual appropriation to the General State Aid Fund. I am prepared to answer any questions that you might have. I would seek your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Maitland has moved the adoption of Amendment No. 1. Discussion? Senator Berman.

SENATOR BERMAN:

I just...thank you, Mr. President. I just stand in support of Amendment No. 2 and when we get to it on 3rd reading also. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendment No. 1. Okay. Senator Maitland has moved the adoption of Amendment No. 1 to Senate Bill 1468. Further discussion? If not, those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senator Bloom, are you prepared to proceed? On the Order of Senate Bills 3rd Reading, we will skip back up to the top of the page and pick up Senate Bill 994. Mr.

Secretary, read the bill, please.

SECRETARY:

Senate Bill 994.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 994 does what your analyses says it does. I would point out that in addition to the technical changes, it clarifies the intent of Senator Lechowicz's bill, Senate 665, in that local units of government can abate less than a hundred percent of the utility tax and clarifies that the message tax is included in the exemption of Senate Bill 665, and in addition, the amendment we just put on that affords to small business the same privilege that residential customers have, vis-a-vis, late charges. I'll answer any questions you may have; otherwise, I'd seek a favorable roll call.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. Several members on this side had asked whether we had any problems with the amended version and I just wanted to clarify that our staff has looked through it and it appears to be in very good order. It does make the three substantive changes, I believe Senator Bloom just mentioned them, two of which I think are absolutely top-notch because they make a tax break less mandatory, if you will, than it would otherwise have been and the other simply clarifies that the messages tax will be part of the list of exemptions, which I think is what was always intended. Your second amendment is going to cost some utili-

ties a lot of money but it's a good...very good idea, so I...there's no objection to that. I think it should be mentioned also that because this does go back to the House, if another fine-tooth combing produces anything that...that does not stack up, we'll have a chance to pick it up over there. So, on that basis, I would certainly urge support of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Further discussion? If not, the question is, shall Senate Bill 994 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 59, the Nays are none, none voting Present. Senate Bill 994 having received the required constitutional majority is declared passed. All right, let's...let's proceed now in...in order. House Bill...Senate Bill 1468, Senator Maitland, are you prepared? Senate bills 3rd reading is Senate Bill 1468, Mr. Secretary.

SECRETARY:

...Senate Bill 1468.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 1468...as amended is the bill that resolves a situation that developed in...in part in the City of Chicago in the recent settlement up there. It advances...advances State aid payments to all schools in the State, not just to the City of Chicago, School District 299, advances them on a one-month basis. There's no affect on Statewide appropriations because of the fact that

there is a varying...the...the two...our fiscal year is different than the City of Chicago and it simply advances for that school system the State aid payment into the preceding year to help resolve that problem. The fiscal impact on the State, therefore, then is simply the interest on that money. I have those figures and can comment on those if you'd like, and I would seek your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Would the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Geo-Karis.

SENATOR GEO-KARIS:

This legislation then...which advances payments, does that affect all the counties in the State? I didn't quite hear you. I'm sorry.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

We advance the State aid payment to all school districts in the State in the same fashion, yes, Senator.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Schuneman.

SENATOR SCHUNEMAN:

The...the...if...refresh my memory if you will. Under the current State Aid Formula and the distribution to the schools, how many payments do we make and when are they made?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Senator, we make a...a total of...of two payments every month to each school district in the State. In the month of June, we advance a double payment on...in each one of those time periods.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

So then under the proposal, will we be making, for example, eleven payments and the first payment would be a double and then we'd make the subsequent payments on a timely basis? Is that the way it would work?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Yes, sir. The double payment would be in...in the month of...of July. That is...that's the moving back and in the...in the three subsequent year...two subsequent years.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

I'm curious as to how this would work with the Chicago School Finance Authority. I know they're required to...to have a balanced budget. It seems to me that what we may be doing here is making a double payment this year so the Chicago School Finance Authority will have a balanced budget in their fiscal year, and that's fine except that it seems to me that we may be causing a problem in balancing their budget next year. Would you react to that?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

I would only say, Senator Schuneman, that it...that it's

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not only an advancement this year, but amounts to the same in...in...in their Fiscal Year '89...'87 and their Fiscal Year '88, the same scenario is played.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Just one other question. We...in the past few years, we have changed our payment schedules to the schools. Weren't we once on this same system and then skipped a payment and then made it up and...would you address that, then I'll sit down?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Well, this is actually the third different payment schedule we've been on since about 1974, I believe. That year, as I recall, Governor Walker advanced a payment in the month of October. Two or three years ago during some difficult fiscal times, we delayed that thirteenth payment and now, finally, we are going to be back on what I consider to be a proper payment schedule on a monthly basis.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, the question is, shall Senate Bill 1468 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 59, the Nays are none, none voting Present. Senate Bill 1468 having received the required constitutional majority is declared passed. Senate Bill 1469, Mr. Secretary.

SECRETARY:

Senate Bill 1469.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEHUZIO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 1469 is an amendment to the Horse Racing Act of 1975 which effectively does one thing; it reduces the privilege tax on the first four hundred thousand dollars of the daily handle and limits the tax on a handle over a million dollars. This is an attempt on our part to provide an incentive to the owner...owners and operators of Arlington Park to provide an incentive to encourage them to rebuild, to reinvest in Illinois and in Illinois racing. Last Session, you will recall, we passed a similar bill for the purpose of the three small downstate, outstate tracks, Balmoral, Quad-cities and Fairmount. The Governor approved that legislation and this is an attempt to provide the same kind of tax break and an incentive to Arlington Park and the other race tracks by lowering the State's part of the take. The effective date of this Act, if approved, would be December 31, 1986. So, it will not have any fiscal impact this year nor for the first half of Fiscal '87. The total cost to the State is estimated by figures supplied by the Illinois Racing Board that's somewhere between ten and eleven million dollars annually. Now, obviously, that amount will have to be made up somehow, some other way; but the fact is, if we are to provide the kind of financial incentives to a legitimate industry, namely the breeding and racing of horses in the State of Illinois, this, in my judgment, is absolutely necessary. Senator Philip and I had the opportunity to meet with the Governor this morning. He, too, is interested in providing a reasonable incentive to the folks at Arlington to rebuild in Illinois. I'm not suggesting this is the final answer or a complete answer, but I think it is a legitimate effort on our part to provide some incentives so that when the racing board meets again in

November to allocate next year's racing dates, they should be in a position to hear from Arlington Park and its owners and operators as to whether or not they are, in fact, in a position to reinvest and rebuild. I will be delighted to answer any question and I would urge your favorable support of Senate Bill 1469.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, is there discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will. Senator Geo-Karis.

SENATOR GEO-KARIS:

It has come to my attention that one of these bills includes dog racing. Does this bill of yours, 'cause I don't have it in front of me, include dog racing? I'm very serious about this.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

So an I. No, and I have suggested to the House leadership that I would not countenance any amendment being placed on Senate Bill 1469 that had to do either with the subject of parimutuel wagering on dogs or off-track betting. This is a simple, straightforward tax break to, I hope, provide the kind of incentive that's necessary to encourage the expansion of the breeding and racing industry in the State of Illinois.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Senator, does your commitment include the fact that you would not countenance an...an amendment on your bill that would provide for dog racing in Illinois?

PRESIDING OFFICER: (SENATOR DEMUZIO)



Senator Rock.

SENATOR ROCK:

Absolutely, yes. Absolutely. No amendment whatever with respect to that subject matter.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? We've got several lights on, now. Senator Savickas.

SENATOR SAVICKAS:

I guess my question would be just...we're providing an incentive to rebuild, an eleven million dollar incentive. I would imagine the incentive to rebuild would be the profit margin that they make at the track on this. Are they operating at a profit or will they make a profit?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

My understanding is that the three major tracks...or four major tracks, indeed, operate at a slight profit...those figures are filed with the Illinois Racing Board, I do not know the amount; but when you're talking about an investment as will be necessary for Arlington Park of probably somewhere in the neighborhood of eighty to ninety million dollars, to...expect a reasonable return, in my judgment, is not at all unreasonable. If you take Hawthorn and Sportsmen's they probably have a capital investment of somewhere in the neighborhood of a hundred and fifty million dollars and I would suggest that a reasonable return in terms of profit, again, is not at all unreasonable.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Bloom.

SENATOR BLOOM:

Well, thank you, Mr. President and fellow Senators. I was not going to bring the subject up, Senator Geo-Karis did and I'm deeply troubled by your Shermanesque...the sponsor's

Shermanesque statements about what happens in the other House. Now I suppose it's a wash as far as the sponsor is concerned, he gets one and loses one, but I would ask the sponsor if this is written in granite, this no amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Well, written in granite to this extent, that I think the subject of dog racing will be discussed by this General Assembly, probably next Session. This Senate has already approved the concept of off-track betting and sent that to the House for its consideration. I think those are separate subjects and they ought not be tied to this because if, indeed, we don't do anything this Session, we are sending, I think, a very strong message to the owners of Arlington Park, that, no, we are not going to afford you any help and, no, don't reinvest a hundred million dollars on that three hundred and twenty-five acre plot of ground. I'm prepared to deal with dog racing. I'm prepared to deal with off-track betting, but I suggest it ought not be done because I am painfully aware of the dilatory nature of the House of Representatives. I'm not sure they can do it in three days over there. I'm not sure they can do anything in three days over there.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Bloom.

SENATOR BLOOM:

Well, I supported Senate Bill 743, as you may recall, and the last statements of the sponsor, I think, we're all painfully aware of, but it does put...put me in a...in a bit of a quandary, as you can well understand, because we do need one to encourage this industry, although I would suggest that probably the assessed value of that three hundred and twenty-five acres is more than enough collateral on any kind of

loan, but I'm not going to...I'm not going to...this is my life's work and I'm not going to take the Body's time. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President. I just want to strongly concur with President Rock in his assessment of the importance of this bill and keeping this particular bill free and unencumbered by the other two subjects, off-track betting and dog racing in Illinois. Illinois horse racing is a billion dollar industry in Illinois, and certainly the loss of a premiere track that is known throughout the world not just in...the State of Illinois would be an enormous loss to this State and to Illinois thoroughbred racing. There are innumerable jobs and I hope that all of you have taken the opportunity to read the report that was sent to each one of you to realize the magnitude of the loss of Arlington Park, not just to the State coffers but to Cook County, to our own economy in my own area, in my own district and I think it would really be totally wrong for us to really, if you will, gamble in this manner to think of adding any other complications to an already very complicated matter of rebuilding this premiere track. So, I urge your vote for Senate Bill...or...or 1469.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? We have the following Senators, Netsch, Topinka, Vadalabene and Weaver. Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. Couple of factual questions, Senator Rock. What is the reduction...I'm not sure that you...the reduction in the amount of the tax? I did not hear that specified.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Reasonably estimated at ten to eleven million dollars annually.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

I...I meant the...I...I understood the...cost, I meant the...from what level to what level does the tax go?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Well, it...it...it reduces to one percent the privilege tax on the first four hundred thousand dollars. Currently there's a graduated scale from 1.75 percent to 3.75 percent, just the same as we did with 743, we are just knocking that down to one percent, and at the top end instead of...instead of a graduated upwards to 7.75 percent, we are capping it at six percent. So, it's...as I understand the figures from the racing board, it's...the...the initial break on the first four hundred thousand...the cost of that is somewhere in the neighborhood of nine million...the cap on the top end since there are...it does not happen every day that the handle is in excess of a million, but on those days that it does happen, the...the cap would kick in...that the cost of that is roughly a million dollars, perhaps a million something.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Again, just to be clear, I believe you said that this schedule would then be exactly the same as that which was passed earlier in this year's session for three downstate tracks. Is that correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

With respect to the first four hundred thousand dollars, that is correct. We did not do anything on handle over a million because those downstate tracks never handle over a million.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

And one last question. I know that some of us have received communications indicating that even with the revised schedule for horse racing that we adopted very recently, I am not talking about this year's bill, but the substantially revised one of about a year ago or two years ago, that it is alleged that we are still much higher than other states near by or not near by which are horse racing states, that is states which do attempt to have an industry. Do you have a general sense of...or even a specific sense of where this would put us on the comparative scale if this were applied also to Arlington and other large tracks?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Still, unfortunately, higher than Kentucky, Ohio, Minnesota, New Jersey. New Jersey, for instance, has an incentive to the folks at the Meadowlands. I think their tax on the whole handle is only a half of one percent, I mean, it's a literal give away. If you get into Ohio and Kentucky, they're probably around two and a half to five percent. We will still be higher but we will be more competitive.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President and Ladies and Gentlemen of the Senate, I think this is a very good bill; in fact, it would probably be better if we even lowered it further but this is a good start. It was the recommendation by the Horse Racing Task Force Committee, on which I sat, that we do, indeed, look at lowering the parimutuel tax even if Arlington Park had not burned down, it was quite alive and well at the time that the report came out. This would make us equitable up in the northern part of the State with the...with the bills that were passed last Session in terms of southern Illinois tracks, as President Rock just stated. You know, it...it still leaves us higher than the parimutuel tax in other states, so we're on the road to competition but it's still something to be done. I would concur with President Rock that dog racing and off-track betting are, indeed, two other issues and if they...in the House somehow get onto this bill, it will, indeed, muddy the waters and I think there's a time and a place and another battlefield to discuss those issues. If they do get onto this bill, we could, for all intents and purposes, doom Arlington Park and I don't know that we really want to do this if we're going to think in terms of building Illinois and encouraging tourism and just building this industry which does have very, very deep roots. So, I would encourage the passage of this bill, it's clean and just and right and proper in its present form and, hopefully, it will stay that way.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate. I, too, rise in support of Senate Bill 1469 and I like...would like to remind...our downstate legislators that I was the sponsor of Senate Bill 743 that passed out of here about...a vote of...I think it was 58 or 59 to nothing which

provided approximately two million dollars a year to Balmoral, Quad-City Downs and Fairmount Park. If that bill hadn't passed, it was the indication that all three of these downstate race tracks would be closed, and we got the entire support of the Cook County legislators, but...however, let me remind Senator Bloom that on...on...Senate Bill 743 every attempt was made to put dog racing on that bill and also off-track betting in the House but we defeated every attempt, and so in response to President Rock, nothing is in concrete when it goes over to the House, but with a lot of effort and energy, you can defeat some of those attempts to amend your bills over in the House. This is a good bill. The Chicago people supported the downstate people, now I think it's our turn to support them.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Weaver.

SENATOR WEAVER:

Thank you...thank you, Mr. President. I certainly stand in support of this effort, but I just would like to alert the Senate that somewhere along the line, either in the supplemental or next year, we're going to have to find some revenue for the Ag. Premium Fund and those other areas that the loss in this bill will represent to the Ag. Premium Fund and all those things that horse racing supports; but I think it's imperative that we give this relief, but I just wanted to alert you, there's going to have to be other revenue put into those funds that horse racing supports Statewide.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Lemke.

SENATOR LEMKE:

You know, I sit here as a Senator, Mr. President and fellow Senators, of finding how an effective lobbyist group can come up and get a tax deduction when the people that put us here can't get anything. The House defeated the increase

of the personal exemption for our taxpayers. We couldn't afford it. It was a similar amount of money, but we can afford it for the race tracks. I mean, I'm going to vote Present. There's no relief here. We have four tracks that are making a profit. I have a track in my district, Hawthorn, they had a fire, their grandstands burnt, they used their own money and investment to rebuild that stand and to be an effective race track, and they're making a profit. Now why can't Arlington do this? Is this a new tactic? Is Arlington going to...the owners of Arlington Park going to leave the Chicagoland area with a bulk of the population and build the track someplace else? This is more ridiculous than...than anything that can be seen. I don't think now is the time to listen to threats by lobbyists, by a special interest group, a real special interest group. These tracks do nothing, nothing. If you travel the State...other states, you'll find out. In Nebraska, in Omaha, the race track revenue that's earned goes into educating students, they go into the education system. We're going to take this money away and then we're going to have to come up replacing it and...do we have to put a tax on personal and people that...give their cars to their sons...we put a tax on, we increased the tax. This Governor is great for special interest groups. He puts the taxes on the people and takes them off of special interest groups. I think that we should vote Present and this matter should be looked at over the next six months next year to come up with an effective way to help the racing industry. And if this racing industry and Arlington, the owners, want to leave, I say, welcome, leave because I am not going to give to the threats that they're going to leave because I don't see any competent, brilliant businessman leaving a profitable enterprise. I'm going to vote Present.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Lechowicz.



SENATOR LECHOWICZ:

Mr. President and Ladies and Gentlemen of the Senate, this is a very serious matter. What we're talking about is nine hundred permanent jobs at Arlington Park. We're talking about a residual twenty-seven hundred jobs Statewide in the breeding industry which has been supported by this General Assembly. Now, you talk about the ability of DCCA to promote and instill the development of new industry in this State, you try to encourage the development of current industry in this State, and here you have a very serious problem which is trying to be addressed by Senate Bill 1469 in a good manner and you're saying that nine hundred jobs are not important or the residual effects within the Arlington Heights area of employment is unimportant to this State, that's a lie. The Governor was absolutely correct when he said that we will try to do anything possible within the law to encourage the redevelopment of that facility, and I want to commend the leadership of both sides of this Body who sat down and tried to discuss this in a rational plane to ensure that Arlington Park is redeveloped; and, yes, we know they have an insurance policy and we know they could collect on that insurance policy and leave this State high and dry, and I want to commend Mr. Joyce and his body who tried to sit down and say, wait, we have a problem. The problem is the parimutuel tax in this State, it is one of the highest in the nation, and when other tracks in this country try to attract quality horses and owners to participate in this sport, they have a bigger purse to offer, and that's why it's important, that's why I commend the President of this Senate and we should stand in support of this measure because it's good not only for the employees of that park, it's good for the people of Illinois in providing that money that Stan Weaver mentioned in the Agricultural Premium Fund which we allocate for different purposes. This is a vital interest in this State and it

deserves your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Rock may close.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I thank Senator Lechowicz. I think he put it in proper perspective. For the last couple of days, I'm sure you're aware, that representatives of not only the Illinois Manufacturer's Association but representatives of organized labor of the working people of this State, about thirty strong, have been all over the building suggesting that, yes, indeed, Arlington Park is important to Illinois, and it seems to me only logical that we would provide some modicum of incentive to the owners of Arlington to say, please, stay here, your presence is important to the horse racing industry in the State of Illinois, the horse racing industry with its support services that's responsible for thousands of jobs, responsible for a great deal of money and returns directly to the coffers of this State something in excess of sixty million dollars annually. We are providing with this not enough of a break, in my judgment, but something that I think is palatable to the Governor of this State who ultimately has to approve this and something, as Senator Weaver pointed out, that we're going to have to make up somehow, I admit that. That's why the effective date is December of '86, because in the tight fiscal times that we are now in, we simply can't afford it this year, but we sure can afford it on the basis that any attempt to rebuild is probably going to take two years and the racing board will have to take that into account, but we want to say to the owners of Arlington Park and to the other track owners, we recognize your legitimate investment in the State of Illinois, we commend you for it and to prove it, we're going to do something for you. I urge an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall Senate Bill 1469 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 47, the Nays are 6, 4 voting Present. Senate Bill 1469 having received the required constitutional majority is declared passed. We will now proceed to the Supplemental Calendar No. 1. Supplemental Calendar No. 1, Secretary's Desk resolutions. Senate Resolution 485. Senator Dawson on the Floor? It's Dawson-Bloom. All right, Senate...Senate Resolution 485, Mr. Secretary. Senator Bloom is the hyphenated cosponsor. Is there leave to have Senator Bloom handle that? All right, leave is granted. Mr. Secretary, Senate Resolution 485. Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President and fellow Senators. 485 creates a six-member select committee to look at the Medicaid problem and to recommend specific pieces of legislation. The Department of Public Aid has five proposals that they would like us to consider. It would be made up of three from each side of the aisle and probably be chaired by Senator Dawson, who has returned to the Floor. I would yield to Senator Dawson.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Dawson...Senator Dawson. Oh, I beg...Senator Dawson, just a moment...Senator Bloom, did I cut you off?

SENATOR BLOOM:

I'm sorry, Senator Geo-Karis would like to be added as a cosponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...is there leave to have Senator Geo-Karis added as a cosponsor? Leave is granted. It was overwhelming.

Senator Dawson.

SENATOR DAWSON:

Mr. President and Ladies and Gentlemen of the Senate, everybody knows what we're talking about and would just ask for a favorable roll call on this resolution. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? If not, the question is, shall Senate Resolution 485 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 58, the Nays are none, none voting Present. Senate Resolution 485 having received the required constitutional majority is declared passed. I am told that there is an amendment for the next resolution, 499. Is that right, Senator Jones? All right, is there leave to come back to that? Leave is granted. Motions in writing, Supplemental Calendar No. 1, House Bill 568. Mr. Secretary, read the motion.

SECRETARY:

I move that...to suspend Rule 5C and that the Committee on Executive be discharged from further consideration of House Bill 568 and it be placed on the Senate Calendar on the Order of 2nd Reading. Signed, Senator Philip.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would intend to be the cleanup for Build Illinois. Evidently, there are some technical problems wrong with it. I do not have the information yet because the Governor's Office had not given it to me but, hopefully, I would have it shortly and would let everybody know exactly what the technical problems are.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Rock.

SENATOR ROCK:

No, I...I don't disagree, as long as we just move it out on the Calendar. The one amendment that I saw to the Build Illinois Program was, frankly, unacceptable. So, we'll have to discuss it, but I...I don't disagree that we ought to get something out on the Calendar. I apologize to Senator Sangmeister, I should have mentioned it this morning, but I agree it ought to be out on the Calendar so we can proceed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? All right, Senator Philip has moved to suspend Rule 5C and that the Committee on Executive be discharged from further consideration of House Bill 568 and that it be placed on the Senate Calendar on the Order of 2nd Reading. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. Motion is adopted and the bill will be on the Order of 2nd Reading and show up on the Calendar tomorrow. House Bill 1090, Mr. Secretary. Senator Luft, are you read to proceed? House Bill 1090, Senator Luft. All right, we...we have to read the motion, Senator...Mr. Secretary.

SECRETARY:

I move to discharge the Committee on Labor and Commerce from further consideration of House Bill 1263 and the bill be placed on the Calendar on the Order of 2nd Reading. Signed,...oh, oh, I'm sorry, I'm reading wrong one. I move that the Committee on Revenue be discharged from further consideration of House Bill 1090 and that the bill be placed on the Calendar on the Order of 2nd Reading. Signed, Senator Luft.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I've discussed this both with Senator Netsch and Senator Etheredge. The bill will be used

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Motion

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2nd Reading

for the purpose of helping the farm community. I think Senator Joyce has distributed to each person's desk the intent of the bill. So, I would ask for your approval in discharging this...House Bill 1090.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, discussion? All right, Senator Luft has moved that the Committee on Revenue be discharged from further consideration of House Bill 1090 and that the bill be placed on the Calendar on...on the Order of 2nd Reading. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. Motion is carried. Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. I'd ask leave to have House Bill 1090 read Jerome Joyce-Luft.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, you've heard the request that the...of Senator Joyce that he...that Senator Luft...Senator Joyce and hyphenated Luft be the sponsor. Senator Joyce.

SENATOR JEROME JOYCE:

Yes, Mr. President, I would ask that that bill be read the second time now.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, is there leave to...to have...the sponsorship as indicated by Senator Luft? Leave is granted. All right, Mr. Secretary, read the...read the bill.

SECRETARY:

House Bill 1090.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Jerome Joyce.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce.

SENATOR JEROME JOYCE:

Yes, thank you, Mr. President. This amendment is what we're going to call the Emergency Relief Assistance Act and what this does, it would create a fund in the State Treasury to make appropriations to the Illinois Farm Development Authority and this authority, after verifying that a farmer does have a debt to asset ratio of seventy percent or above will make...the authority then will make payments to the farmer's creditor on two percent of the existing debt not to exceed two thousand dollars. So, what this does is basically buy down interest two percent on farmers who have a debt to asset ratio of seventy percent. If you owe a hundred thousand...or if you have...are worth a hundred thousand dollars and owe seventy thousand dollars, you would qualify or if you were higher. Also, the bill will provide relief for those people who are delinquent in their real estate taxes. The penalty right now is eighteen percent every six months plus what the county charges which is one and a half percent a month. We cut that down substantially to twelve percent a month for everyone. This is farmers and...and homeowners and...anyone all over the State. We also raised the...or lower the interest rate on farm land to three-quarters of a percent a month or nine percent annually. This was raised back when the inflation rate was at twenty percent and we raised it to eighteen percent every six months which figures out to thirty-six percent a year; actually, it's...it's over fifty percent a year. There's a worksheet on the back that explains it. It is...it's rather complicated but it is something that I think we ought to do for everyone in this State. So, with the adoption of this amendment, we would be in a position to help some fifteen thousand seven hundred and fifty farmers with the money that the Governor has asked for in a supplemental appropriation of 31.5 million dollars.

Now, I am hoping that the Governor will support this proposal and...we will leave this on the Calendar for...well, until we come back and anyone with any better ideas, we will certainly listen to them and I think it is something that needs to be on the Calendar. I have been with Senator Rigney working with...in Jim Riley's office, the Deputy Governor, and we have seen the dilemma that the House may be in. So, I think it behooves us to put this on the Calendar where people can get an idea of what we are about. So, I'd be happy to answer any questions if there are any.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Joyce has moved the adoption of Amendment No. 1 to House Bill 1090. Is there discussion? Senator Weaver.

SENATOR WEAVER:

Thank you, Mr. President. Well, of course, we don't have a copy of the amendment, so I just would like an understanding that before 3rd reading we have an opportunity to bring it back for any further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor...Senator Joyce.

SENATOR JEROME JOYCE:

Yes, absolutely.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator Rigney.

SENATOR RIGNEY:

There's some that have asked me to make a few comments about the amendment before it goes on and I understand that it will be adopted here, and I guess we're really not going to fight it at this stage because as the sponsor has correctly pointed out, negotiations are underway with the Governor's Office concerning the whole package of bills dealing with the subject of the farm debt situation. Just a couple of brief comments about this, this is not a guarantee



program, this is a grant program, and I think...I want you to know that when you vote on it. If your debt to asset ratio is worse than seventy percent, the procedure is that that entitles that individual to a two thousand dollar check and that check will go to one of his creditors. The...the cost of the program will be approximately thirty million dollars of...of cash. So, if you want to know what the cost is, that's...that looks like the...the bottom line cost. Some comments have been made about the Governor's plan for interest buy down which was very similar to Senator Demuzio's buy-down plan that we adopted here earlier this year. I'm not exactly sure at this stage of the game whether the Governor's people and their staff really favors that concept any longer, I mean, that's something that's really being kicked around. So, I'm not sure that's going to be a part of the ultimate package either, but at least that's what's being considered now and...I just wanted, you know, everyone to know what we're going to be voting on here momentarily.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? WAND...WAND-TV Decatur has requested permission to videotape. Is leave granted? Leave is granted. Further discussion? Senator Kustra. Senator Kustra, your light is on. You made a...oh...further discussion? Senator Joyce may close.

SENATOR JEROME JOYCE:

Yes, thank you, Mr. President. Well, you know, you can call this a grant if you'd like, but we do interest buy downs every day for industry and business. DCCA offers low interest loans to...to virtually all industry that...that comes before them. So, what we're doing is...if we're serious about helping farmers who are in distress, this will spend the money and this will get to them and it will get to the place where it will do the most good. There are other proposals that are...that are around. Senator Demuzio has been working

on one where...a debt restructuring. If that works out correctly, that won't cost the State anything, but that will cover the rest of the farmers who are not covered in this one. So, I think if we adopt this, then we cover the whole field. If we don't, I don't want to be in a position of saying to...to fifteen thousand farmers in this State, we're not going to help you, you're simply going to go broke, because we don't know that that's the case. Things can change very rapidly in agriculture. If the dollar would go down, prices of commodities would come up substantially. It would bring the value of the farm land back up to where it ought to be. If there's a conflict somewhere in the world, commodity prices go up. There are any number of things, just perception alone can drive the prices up on the Board of Trade. So, if we're serious about helping agriculture and helping farmers, this is the way to do it. If we want to appropriate thirty-one million dollars and not spend it, well, I think everybody's too smart for that. So, I would ask for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce has moved the adoption of Amendment No. 1 to House Bill 1090. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from...3rd reading. House Bill 1263, Senator Marovitz. Senator Marovitz on the Floor? All right, House Bill 1263, Motions in writing, Mr. Secretary, read the motion.

SECRETARY:

I move to discharge the Committee on Labor and Commerce from further consideration of House Bill 1263 and the bill be

placed on the Calendar on the Order of 2nd Reading. Signed,  
Senator Marovitz.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the Senate. You have heard the motion...the...the bill is...is gutted to...to my understanding, everybody has been contacted, members of both sides of the aisle. The amendment has been correcting...would correct deficiencies in the self-insured bankruptcy law. It amends the Workers' Compensation and Occupational Disease Act. This new language is the product of...of extensive negotiations held under the auspices of the Governor's Office and the chairman of the Industrial Commission. It involves agreement of both labor and members of the self-insured industry who are going to take responsibility on themselves on a shared basis for liabilities left by bankrupt self-insureds. It's a...it's a...it's an important problem that we have to handle immediately and I understand that there's a total agreement among everyone and that's why this bill is being gutted in the amendment...the agreed amendment being added.

PRESIDING OFFICER: (SENATOR DEMUZIO)

You've heard the motion placed by Senator Marovitz. Is there discussion? Senator Collins.

SENATOR COLLINS:

Yes, I...I rise to concur with the statement just made by Senator Marovitz and to say that I wholeheartedly support the discharge of that motion from the Labor and Commerce Committee...as chairman of that committee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Yeah, thank you, Mr. President. I just want to verify

with Senator Marovitz, there's bipartisan agreement...the product of some negotiations and it's extremely urgent that we go ahead and take care of this problem.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator Hudson.

SENATOR HUDSON:

Yes, just...as minority spokesman of Labor and Commerce, just to concur with what has been said. This is on track and I would urge...I also would urge support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Marovitz has moved to discharge the Committee of Labor and Commerce from further consideration of House Bill 1263 and the bill be placed on the Calendar on the Order of 2nd Reading. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The bill will be on the Order of...House Bill 1263 will be on the Order of 2nd Reading in the Senate. Senator Marovitz.

SENATOR MAROVITZ:

I would now ask leave of the Body to have the bill read a second time.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, is there leave to have it read the second time? Leave is...leave is granted. Mr. Secretary, read the bill.

SECRETARY:

House Bill 1263.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SECRETARY:

No...no...no committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senators Marovitz, DeAngelis and Collins.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the Senate. The amendment deletes everything after the enacting clause and inserts in its place new language amending the Workers' Compensation and Occupational Disease Act. The amendment would correct present deficiencies in the self-insured bankruptcy law. We passed this Act in 1983 as an attempt to handle workers' compensation liabilities left by bankrupt self-insureds. To address this problem, the self-insurance industry agreed to assume those liabilities left by bankrupt self-insurers. Currently, there are approximately twelve hundred and fifty claims filed with the commission and the circuit court brought by employees under the present law, but because of deficiencies in the '83 law, none of these claims will be able to access the fund for final settlement. This amendment will allow access and will handle those deficiencies by the self-insured industry themselves.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Marovitz has moved the adoption of Amendment No. 1 to House Bill 1263. Any discussion? If not, those...those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senator O'Daniel, for what purpose do you arise?

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END OF REEL

REEL #3

SENATOR O'DANIEL:

You...you moved over my House Bill 740...it's on 3rd reading.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, we haven't got to that order of business yet, Senator.

SENATOR O'DANIEL:

Oh, I thought you passed it two or three times.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...we'll probably pass it the remainder of the day too. Mr...Mr. Secretary, motions in writing.

SECRETARY:

Yeah.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Newhouse, are you ready? We're going to read your motion in here. Mr. Secretary.

SECRETARY:

I...I move that the item on page 17, lines 32 through 35 and on page 18, lines 1 and 2 of Senate Bill 467 Do Pass, the item veto of the Governor to the contrary notwithstanding. Signed, Senator Newhouse.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Newhouse.

SENATOR NEWHOUSE:

Could you hold that for the moment, Mr. President? Could somebody ding the dinger so we can get our...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, we're...we're getting down to the end of everything here. Take it out of the record...Senator Carroll, for what purpose do you arise?

SENATOR CARROLL:

If we are at that point, for purpose of an announcement, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Proceed.

SENATOR CARROLL:

Yes, Mr. President, as has been indicated, a notice has gone out, there will be a meeting of the Appropriation's Committee to deal with the topic of emergency supplemental appropriations, even though no bill currently exists, although three or four lists from the Governor currently exist. It will be held Thursday, the hour has changed from nine to nine-thirty. It'll start at nine-thirty, we would ask the members to be prompt, some of the members had asked for that extra half hour of travel time. So it'll be at Thursday, the 24th, at nine-thirty in the morning in the State of Illinois Center, sixteenth floor, Room 503. Thursday at nine-thirty in the morning.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. With...now, with leave of the Body, we...we have leave to go back to Supplemental Calendar No. 1, Senate Resolution 499. Senator Jones indicates he is ready to proceed. Mr. Secretary, Senate Resolution 499.

SECRETARY:

...Amendment No. 1 offered by Senator Jones.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Yes, thank you, Mr. President. Amendment No. 1 to Senate Resolution 499 clears up a technical problem and the select bipartisan committee will be composed of twelve members appointed by the Senate President and the Minority Leader, and I move the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)



All right. Senator Jones has moved the adoption of Amendment No. 1 to Senate Resolution 499. Is there discussion? If not, those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. We are now on...on the...on the resolution. Senate Resolution 499. Senator Jones.

SENATOR JONES:

Yes, thank you, Mr. President. Senate Resolution 499 create a select committee for the purpose of investigating the availability and affordability of insurance coverages for a local units of governments and small business. It...it...it will have twelve members appointed by the Senate President and the Minority Leader. It will be a bipartisan committee. We all are aware of the problem that we have in the insurance industry and I move the adoption of Senate Resolution 499.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. I am told that the resolution involves expenditure of money, therefore, there would have to be a roll call. Discussion? If not, the question is, shall Senate Resolution 499 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? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none, none voting Present. Senate Resolution 499 having received the required constitutional majority is declared passed. Senator Jones, for what purpose do you arise?

SENATOR JONES:

For those members who will be appointed to the committee,

this is to inform them that we plan to have...hold that first hearing on October 30th, the second day that we'll be back in Springfield, the morning of October 30th.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator Jones, you have a great crystal ball. Next case. Message from the Governor.

SECRETARY:

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

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

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Executive Appointments. Resolutions.

SECRETARY:

Senate Resolution 517 offered by Senators Welch, Dudycz, Smith and Schaffer.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. The purpose of this resolution is to attempt to get a contract from the United States Navy to come to Illinois as opposed to the State of Indiana. The contract amounting to between six and eight million dollars is going to be awarded next week, and we have been urged by the Institute for Advanced Safety Studies to contact the Congress and the Department of Navy urging their support of the State of Illinois as the recipient. The affected State...State agencies would be the Northern Illinois University and also the Illinois Institute of Technology, who in

consortium with the Institute for Advanced Safety Studies would be administering this contract. And, needless to say, it would be nice to get some defense funds from the Department of Navy into the State of Illinois since we have such a negative cash flow when it comes to sending taxes to Washington and not getting our money back. And for that reason, this is a bipartisan resolution, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Welch has moved for the suspension of the rules and the immediate consideration and adoption of Senate Resolution 517. Discussion? If not, those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The rules are suspended. Now, Senator Welch now moves the adoption of Senate Resolution 517. Discussion? If not, those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. Senate Resolution 517 is adopted. Further resolutions?

SECRETARY:

Senate Resolution 518 offered by Senator Davidson and all Senators, it's congratulatory.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Consent Calendar.

SECRETARY:

...Senate...Joint Resolutions 95 and 96 offered by Senator Vadalabene, Hudson, Philip and Rock, and they're congratulatory.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Consent Calendar.

SECRETARY:

And Senate Resolution 519, by Senator Keats and all Senators, and it's a death resolution.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Consent Calendar. Introduction of bills.

SECRETARY:

Senate Bill 1476 introduced by Senator Barkhausen.

(Secretary reads title of bill)

1st reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Rules. Mr. Secretary, has there been any...Senator Collins, for what purpose do you arise?

SENATOR COLLINS:

Purpose of announcement.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, go ahead.

SENATOR COLLINS:

Are we on that...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Go ahead. Senator Collins.

SENATOR COLLINS:

Yes, on Tuesday...on Wednesday, I mean, October 23rd, the Labor Committee will be conducting a special hearing on Senate Bill 1408 which dealt with the Minority and Female Bonding Act, and it will be at ten...10:00 a.m. in Room 503, sixteenth floor of the State of Illinois Building and we are urging all of you and especially those of you members of the Labor Committee to attend.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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

SENATOR WATSON:

Thank you, Mr. President. For purpose of introduction. I'd like to take this opportunity to introduce the Henchcliff Elementary School from O'Fallon, Illinois, which is in the gallery on the Republican side of the aisle, and I'd like for all of us to welcome them to Springfield.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Our guests in the gallery please rise and be recognized. Welcome to Springfield. Mr. Secretary, have there been any objections filed to the Resolutions Consent Calendar?

SECRETARY:

No objections been filed, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. With leave of the Body, we will add Senate...or House Joint Resolution 105, Senate Resolutions 513, 515, 516, 518, 519 and Senate Joint Resolution...95 and 96 to the Resolutions Consent Calendar. Is leave granted? Leave is granted. Senator Rock now moves the adoption of the Resolutions Consent Calendar. Those...any discussion? Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The Resolutions Consent Calendar is adopted. All right. Resolutions.

SECRETARY:

(Machine cutoff)...Joint Resolution 97 offered by Senators Friedland, Karpel and Mahar.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Executive. All right. Senator Rock on the adjournment resolution. Senator Rock. All right. Mr. Secretary, read the...read the...read the...resolution.

SECRETARY:

Senate Joint Resolution 98 offered by Senator Rock.

(Secretary reads SJR 98)

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. This is the adjournment resolution. We will return to Springfield happy and healthy on the 29th day of October to conclude our business on the 29th, 30th and 31st. We will return to Springfield in Regular Session at the hour of noon, and I would move to suspend the rules for the immediate consideration and adoption of Senate Joint Resolution 98.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. You've heard the motion as...placed by Sena-

tor Rock. Senator Rock has moved to suspend the rules for the immediate...consideration and adoption of Senate Joint Resolution 98. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The rules are suspended. Senator Rock now moves the adoption of the...Senate Resolution...Joint Resolution 98. Those in favor indicate by saying Aye. Opposed Nay. The Ayes have it. The..the Regular Session will stand adjourned until...Senator Rock now moves that the Senate...Regular Session stand adjourned till the hour of twelve noon, October 29th.