

85TH GENERAL ASSEMBLY

REGULAR SESSION

MAY 14, 1987

PRESIDENT:

The hour of nine having arrived, the Senate will please come to order. Members be in their desks and will our guests in the gallery please rise. Our prayer this morning by the Reverend William Oaks, Elliott Avenue Baptist Church, Springfield, Illinois. Reverend.

REVEREND WILLIAM OAKS:

(Prayer given by Reverend Oaks)

PRESIDENT:

Reading of the Journal. Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Mr. President, I move that reading and approval of the Journals of Wednesday, May 6th; Thursday, May 7th; Friday, May 8th; Tuesday, May 12th and Wednesday, May 13th, in the year 1987, be postponed pending arrival of the printed Journals.

PRESIDENT:

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

SECRETARY:

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

Mr. President - I am directed to inform the Senate that the House of Representatives has passed bills with the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

House Bills 16, 63, 84, 117, 163, 243, 274, 301, 306, 332, 428, 535, 552, 717, 718, 1015, 1019, 1146, 1306, 1508, 1737, 2406, 2407, 2748, 2812. Passed the House May 13, 1987.

PRESIDING OFFICER: (SENATOR DEMUZIO)

We are going to begin momentarily with the appropriations

bills. We are waiting for the minority spokesmen and soon as they arrive we are prepared to move as quickly and with as much dispatch as we can...during the...let's...let's go to...with leave of the Body, we go to House bills 1st reading...House bills 1st reading.

SECRETARY:

House Bill 173 offered by Senator Vadalabene.

(Secretary reads title of bill)

House Bill 476 offered by Senators Smith and Alexander.

(Secretary reads title of bill)

House Bill 594 offered by Senator Barkhausen.

(Secretary reads title of bill)

House Bill 1249 offered by Senator Vadalabene.

(Secretary reads title of bill)

House Bill 1299 offered by Senator...Senators Friedland and Schaffer.

(Secretary reads title of bill)

House Bill 1300 offered by Senator Welch.

(Secretary reads title of bill)

House Bill 2167 offered by Senator DeAngelis.

(Secretary reads title of bill)

House Bill 2183 offered by Senators Alexander and Brookins.

(Secretary reads title of bill)

House Bill 2359 offered by Senator Topinka.

(Secretary reads title of bill)

House Bill 2369 offered by Senator Keats.

(Secretary reads title of bill)

House Bill 2532 offered by Senator Philip.

(Secretary reads title of bill)

House Bill 2642 offered by Senators Smith and Alexander.

(Secretary reads title of bill)

House Bill 2827 offered by Senator Barkhausen.

(Secretary reads title of bill)

1st reading of the bills.

House Bill 465 offered by Senator Poshard.

(Secretary reads title of bill)

1st reading of the bills.

PRESIDING OFFICER: (SENATOR DEMUZIO)

(Machine cutoff)...on House bills 1st reading, if any member wishes to be a sponsor of a House bill, now is the time. Again, we are waiting the arrival of the minority spokesmen on appropriations, and as soon as they are in the Chamber, we are ready to proceed with dispatch.

SECRETARY:

House Bill 2839 offered by Senator Collins.

(Secretary reads title of bill)

House Bill 2872 offered by Senator Collins.

(Secretary reads title of bill)

1st reading of the bills.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, resolutions.

SECRETARY:

Senate Resolution 263 offered by Senator Welch. It is congratulatory.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Consent Calendar. UPI has requested permission to take still photographs. Is leave granted? Leave is granted. Also the Daily Herald from Arlington Heights, Scott Sanders, has also requested similar...a similar request. Is leave granted? Leave is granted. It's so ordered. All right, I...I think we...we're ready to proceed. This morning we are taking all of the appropriation bills that are on 2nd reading or at least the ones that are on my script and we will...with leave of the Body, we'll go to the Order of Senate Bills 2nd Reading. Is leave granted? Leave is granted. Senate bills 2nd reading is Senate Bill 237, Madam Secretary.

SECRETARY:

Senate Bill 237.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Agriculture and Conservation offers...pardon me, just one second...Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Madam Secretary, we must all look alike. By way of explanation to the members of the Senate, the appropriations committees had decided in consort and after discussion with the Republican side of the aisle to basically bring back all budgets to a known revenue level which would be the...fiscal...Fiscal 1987 spending level; and then recognizing that there will be some revenue growth from that level even absent any revenue enhancers, otherwise called tax increases, it was the decision that at this stage of the proceedings, it would be the responsible thing to do and the House unusually followed suit and decided that that would be the responsible thing to do over there also, to bring all of the budgets down to that level which would then be within available resources. We went back to the Bureau of the Budget and then...in many cases to the various departments to find out how they would like that spending level allocated, if, in fact, it was to be allocated any different than the way they are spending it for this fiscal year. In some very limited instances, we may have adjusted their suggestions or added some additional, though minor, dollars...that impact to the two committees was revenue neutral as compared to Fiscal '87 spending; where we took from one department and gave to another, the net impact was revenue neutral. We provided the same type of guidelines we have in the past, keeping salary increases to the CNS type guidelines and to the AFSCME agree-

ments, keeping car purchases, et cetera within the guidelines that CMS has established for all agencies even though some budgets came over. So, with that basic understanding on this the first bill and the willingness to answer any questions, I think we would then move very rapidly through the appropriation bills, all bills having been dealt with in a very similar fashion in an adjustment type amendment to bring them to the FY '87 spending level and to...and apply the type of guidelines that for ten years we have uniformly applied on all branches of government. We have attempted to reduce any expansions of any of the agencies, new employees and so on. The net impact, according to the Office of the Governor, of both committees and both Chambers was to reduce the budgets as introduced some eight hundred ten million dollars, and once we and the House act on the original bills, that will be the impact. There will be eight hundred ten million dollars taken from the bills as introduced to bring us down to an FY '87 spending level and then, again, at some point, if there is no revenue enhancers, we should have a couple hundred million dollars that we could then allocate. With that, Mr. President, I would then move adoption of Committee Amendment No. 1 to the Office of the Auditor General that would reduce that operation to the Fiscal '87 expenditure level.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 237. Is there discussion? Discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 283, Senator Rock. On the Order of Senate Bills 2nd Reading is Senate Bill 283, Madam Secretary.

SECRETARY:

Senate Bill 283.

(Secretary reads title of bill)

1st reading of the bill. The Committee on...2nd reading of the bill. The Committee on Appropriations II offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move for the adoption of Amendment No. 1 to Senate Bill 283. It's a minus six million dollars and I ask for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment No. 1 to Senate Bill 283. Is there discussion? If...if not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 284, Madam Secretary. On the Order of Senate Bills 2nd Reading, 284.

SECRETARY:

Senate Bill 284.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations II offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I move for the adoption of Amendment No. 1 to Senate Bill 284. It's ten million three hundred and fifty-five thousand. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 284. Is there discussion? If not, those will...in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 285, Senator Weaver. On the Order of Senate Bills 2nd Reading is Senate Bill 285, Madam Secretary.

SECRETARY:

Senate Bill 285.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Appropriations II. Senator Hall.

SENATOR HALL:

Thank you, Mr. President. This is Senate Bill 285. I move for the adoption of Amendment No. 1 to Senate Bill 285. It's a minus 13.630 million. I move for this adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 285. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 286, Senator Etheredge. On the Order of Senate Bills 2nd Reading, Senate Bill 286, Madam Secretary.

SECRETARY:

Senate Bill 286.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations II offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President. This is the Scholarship Commission. It's the number one amendment to the BHE funding allocation of 15.558 million. I move for this adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 286. Is there discussion? If not,

those in favor will indicate by saying Aye. Opposed Nay.
The Ayes have it. Committee Amendment No. 1 is adopted.
Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 287. On the Order of Senate
Bills 2nd Reading is Senate Bill 287, Madam Secretary.

SECRETARY:

Senate Bill 287.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations II
offers one Committee Amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President. This also reduces this, Amend-
ment No. 1, to the FY '87 spending level that...it's minus
ten million six hundred and ninety-seven thousand. I move
for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall moves the adoption of Committee Amendment
No. 1 to Senate Bill 287. Is there discussion? If not,
those in favor will indicate by saying Aye. Opposed Nay.
The Ayes have it. Committee Amendment No. 1 is adopted.
Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 288, Senator Poshard. On the Order of Senate Bills 2nd Reading is Senate Bill 288, Madam Secretary.

SECRETARY:

Senate Bill 288.

(Secretary reads title of bill)

2nd reading of the bill. The...the Committee on Appropriations II offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President. This is the Illinois Community College Board. It's Amendment No. 1. It's the BHE funding allocation of...of minus 16.659. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator...Senator Hall has moved the adoption of...of Committee Amendment No. 1 to Senate Bill 288. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 290, Senator Weaver. On the Order of Senate Bills 2nd Reading is Senate Bill 290, Madam Secretary.

SECRETARY:

Senate Bill 290.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations II offers three committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President. There are three amendments on this. The first amendment is the BHE funding allocation. It's 36.930 million dollars. On Amendment No. 2, it's a tuition increase. It's a plus one million four hundred and fifteen thousand. And number three is a reappropriation...

PRESIDING OFFICER: (SENATOR DEMUZIO)

...wait a minute...

SENATOR HALL:

...so, we'll go one at a time. Is that what you want to do? So, we'll take No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 290. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

This is the second amendment. This is a tuition increase and it's plus one four fifteen. I move for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Hall has moved the adoption of Committee Amendment No. 2 to Senate Bill 290. Is there discus-

sion? Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. Will the sponsor yield to a question? This is a tuition increase for the students at the University of Illinois? I'd like to know the magnitude of the increase.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Senator, it's twenty dollars a semester for a...computer science. That's what this increase is.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lechowicz.

SENATOR LECHOWICZ:

So, it's twenty dollars per semester just for a...computer science course?

SENATOR HALL:

Yes.

SENATOR LECHOWICZ:

I have no objection. Thanks.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Hall has moved the adoption of Committee Amendment No. 2 to Senate Bill 290. Those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY:

Committee Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Yeah, thank you. This is Amendment No. 3. This is the reapportionment of one million two hundred thousand dollars. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has...moves the adoption of Committee Amendment No. 3 to Senate Bill 290. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 3 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 291, Senator Vadalabene. On the Order of Senate Bills 2nd Reading is Senate Bill 291, Madam Secretary.

SECRETARY:

Senate Bill 291.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations II offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr.Chairman...Mr. President and Ladies and Gentlemen of the Senate. This is Amendment No. 1. It's a BHE funding allocation of minus thirteen million six hundred and fifty-four thousand dollars. I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 291. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted.

Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 292, Senator Weaver. On the Order of Senate Bills 2nd Reading is Senate Bill 292, Madam Secretary.

SECRETARY:

Senate Bill 292.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations II offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This is...the reduction of...of one hundred and nine million dollars. It's from the BHE allocation. This is on Senate Bill 292 and I move for the adoption of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 292. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading...any...any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, 3rd reading. 315, Senator Topinka. Senator Topinka on the Floor? All right, is there leave to have Senator Etheredge handle that in Senator Topinka's absence? Leave is granted. On the Order of Senate Bills 2nd Reading is Senate Bill 315, Madam Secretary.

SECRETARY:

Senate Bill 315.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would reduce the operations to the Bureau of the Budget to the FY '87 expenditure level and in addition eliminate the monies that would have been expended for an expansion of the Build Illinois Program, and I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 315. Discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senator Newhouse, for what purpose do you arise?

SENATOR NEWHOUSE:

Thank you, Mr. President. Seated in the President's Gallery are some students from the Principals' Scholars Program. I'd like them to rise and be recognized by the Senate.

PRESIDING OFFICER: (SENATOR DEMUZIO)

If our guests in the gallery will please rise and be recognized by the Senate. Welcome to Springfield. On the Order of Senate Bills 2nd Reading, Senate Bill 316, Senator Schaffer. On the Order of Senate Bills 2nd Reading is Senate Bill 316. Madam Secretary, read the bill.

SECRETARY:

Senate Bill 316.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would be the reduction to the Fiscal '87 expenditure level, a little bit under sixteen thousand. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 316. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Senator Carroll offers Amendment No. 2...no Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

No Floor amendments. All right, 3rd reading. 317, Senator Donahue. On the Order of Senate Bills 2nd Reading is Senate Bill 317, Madam Secretary.

SECRETARY:

Senate Bill 317.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriation I offers two committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 would reduce the operations and expansion program at sixteen sites, there being no money at this stage known to be available, a cut of approximately just under two and a half million dollars. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 317. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

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

Senate. Committee Amendment No. 2 is to cut the Federal Mine Control and Reclamation Funds transferred to Mines and Minerals. What we did here is there were five agencies that, in fact, operate the mines reclamation type program. Prior years at spending had authority was in each of those agencies but there was one control point from which the appropriation stemmed. This time they tried...or they...through no nefarious scheme, but they did, in fact, place it out into those five operating agencies. We decided for control purposes it was better to have it back into one so we could monitor the spending plan, so we are pulling them out of each of those five, this being the first, and then have the ability to monitor from on top. I would move adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Carroll has moved the adoption of Committee Amendment No. 2 to Senate Bill 316. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Senator Carroll offers Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

In the adoptions of Amendments 1 and 2, we had, in fact, cut them some four hundred and sixteen thousand dollars below the FY '87 spending level by taking what we wanted to do in some operating accounts and what they wanted to do in some grant accounts and adding them together. We then sat down

and put back the money that would have taken them below the FY '87 spending level. This would add back those dollars so that they, in fact, can continue their plan but within to...continue their plan to provide for state parks throughout Illinois but do so within the FY '87 spending level. I would move adoption of Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Amendment No. 3 to Senate Bill 317. Discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Further amendments?

SECRETARY:

Senator Donahue offers Amendment No. 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 4 increase the appropriation by sixty thousand dollars for the purpose of the Illinois Nongame Wildlife Protection Act from the Illinois Nongame Wildlife Conservation Fund. I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue has moved the adoption of Amendment No. 4 to...Senate Bill 317. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 4 is adopted. Further amendments?

SECRETARY:

Senator Donahue offers Amendment No. 5.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President. Amendment No. 5 increases the appropriation by twenty-three thousand two hundred from the State Parks Funds for the Illinois-Michigan...Illinois and

Michigan Canal. This is...increase represents Federal funds and I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Donahue moves the adoption of Amendment No. 5 to Senate Bill 317. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 5 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 318, Senator Raica. Senator Raica on the Floor? All right, is there...all right, on the Order of Senate Bills 2nd Reading is Senate Bill 318, Madam Secretary.

SECRETARY:

Senate Bill 318.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This also would reduce it within the guidelines and we did; however, the department had taken out money for the right-to-know law when they had done their reductions, the new law we passed last year where they have to advise communities of hazardous materials traveling through their area at the various plants. We felt it was still essential that that be funded and we have, in fact, funded it even though we made other reductions. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 318. Is there

discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 319, Senator Etheredge. On the Order of Senate Bills 2nd Reading is Senate Bill 319. Madam Secretary, read the bill.

SECRETARY:

Senate Bill 319.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Appropriations I offers two committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 would be the guidelines amendment in the FY '87 expenditure level. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 319. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This...as we had explained before in the Federal surface mine reclamation area would then take this out of the EPA agency so that later we can transfer it into Mines and Minerals. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No...No. 2 to Senate Bill 319. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 320, Senator Mahar. Senator Mahar, 320. On the Order of Senate Bills 2nd Reading is Senate Bill...320, Madam Secretary.

SECRETARY:

Senate Bill 320.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would be the FY '87 expenditure level amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 320. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 321, Senator Raica. Is there leave to have Senator Etheredge handle that bill? All right, leave is granted. Senate Bill 321, Madam Secretary, read the bill.

SECRETARY:

Senate Bill 321.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would be the FY '87 expenditure level amendment eliminating any expansion of the programs. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 321. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further

committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 322, Senator Philip. All right, leave to have Senator Weaver...all right, on the Order of Senate Bills 2nd Reading is Senate Bill 322, Madam Secretary.

SECRETARY:

Senate Bill 322.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would reduce the Governor's own office to the FY '87 expenditure level, a reduction of just under four hundred thousand. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 322. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 323, Madam Secretary. On the Order of Senate Bills 2nd Reading is Senate Bill 323.

SECRETARY:

Senate Bill 323.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would be the FY '87 expenditure level phasing in the vacancies. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 323. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 324, Senator Geo-Karis. On the Order of Senate Bills 2nd Reading is Senate Bill 324, Madam Secretary.

SECRETARY:

Senate Bill 324.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This, too, would be the FY '87 expenditure level and guidelines amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 324. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 326, Senator Dudycz. On the Order of Senate Bills 2nd Reading...oh, I beg your pardon...take...take 326 out of the...record. I skipped Senate Bill 325. I beg your pardon. On the Order of Senate Bills 2nd Reading, Senate Bill 325, Madam Secretary.

SECRETARY:

Senate Bill 325.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

This would do to the Human Rights Commission...the FY '87 expenditure level. The last bill having been the department. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 325. Discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No amendments from the Floor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. On the Order of Senate Bills 2nd Reading, Senate Bill 326. Madam Secretary, read the bill.

SECRETARY:

Senate Bill 326.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 326. Discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes

have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. On the Order of Senate Bills 2nd Reading is Senate Bill 327. Madam Secretary, read the bill.

SECRETARY:

Senate Bill 327.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would apply the guidelines as set forth to the Department of Insurance in cutting back some of the excessive travel. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 327. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senator Weaver seeks leave to add...to...to handle 328. Leave is granted. Senate bills 2nd reading, Senate Bill 328, Madam Secretary.

SECRETARY:

Senate Bill 328.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Why, thank you, Mr. President and Ladies and Gentlemen of the Senate. This would be the Fiscal '87 expenditure level amendment, and I would move the adoption of Amendment No. 1...Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 328. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 329, Senator Dudycz. On the Order of Senate Bills 2nd Reading is Senate Bill 329, Madam Secretary. Read the bill.

SECRETARY:

Senate Bill 329.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This, too, would be the FY '87...spending level amendment. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 329. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 330, Senator Schaffer. On the Order of Senate Bills 2nd Reading is Senate Bill 330, Madam Secretary.

SECRETARY:

Senate Bill 330.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would bring the Labor Relations Board down to the FY '87 expenditure level. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 330. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. On the Order of Senate Bills 2nd Reading is Senate Bill 331, Senator Dudycz. On the Order of Senate Bills 2nd Reading, Senate Bill 331, Madam Secretary. Read the bill.

SECRETARY:

Senate Bill 331.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would reduce the...the general revenue state funds operations to the FY '87 expenditure level. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment

SB 332
2nd Reading

No. 1 to Senate Bill 331. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Senator Etheredge offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 2 adds thirty thousand five hundred dollars to the National Guard Armory Construction Fund for land acquisition in Rock Falls and in Sycamore. I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge has moved the adoption of Amendment No. 2 to Senate Bill 331. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee...oh, I mean...sorry...Amendment No...No. 2 is adopted. Further amendments?

SECRETARY:

No...no further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, 3rd reading. Senate Bill 332, Madam Secretary. On the Order of Senate Bills 2nd Reading is Senate Bill 332. Read the bill.

SECRETARY:

Senate Bill 332.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I

offers two committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would reduce the operations of Mines and Minerals back to the FY '87 spending level phasing in new employees. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 332. Is there discussion? If not, those in favor will...will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would add the Federal appropriation of those five agencies we previously described who do the mine reclamation into Mines and Minerals so that we can trace the funds. I would move adoption of Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 2 to Senate Bill 332. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendment?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

I have a Floor amendment. Amendments from the Floor?

SECRETARY:

Senator Carroll offers Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Apparently, truly a Floor amendment. This would add back the Federal funds for the Illinois Underground Injection Control Program and I would move adoption of Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of amendment...of Amendment No. 3 to Senate Bill 332. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 333. On the Order of Senate Bills 2nd Reading is Senate Bill 333, Madam Secretary.

SECRETARY:

Senate Bill 333.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would bring the operations down to the FY '87

spending level and...and apply the guidelines. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 333. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 334, Senator Karpel. On the Order of Senate Bills 2nd Reading is Senate Bill 334, Madam Secretary.

SECRETARY:

Senate Bill 334.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I...pardon me, no committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. How did that happen? On the Order of Senate Bills 2nd Reading is Senate Bill 335, Senator Topinka. Read the bill...Madam Secretary.

SECRETARY:

Senate Bill 335.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Just to answered the question of the Chair before, the way that happened is that the cost of the amendment was...the cost of printing the amendment was greater than the reduction we would have had. In the Office of the Public Counsel, Committee Amendment No. 1 would reduce the operations of the FY '87 expenditure level. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment...No. 1 to Senate Bill 335. Is there discussion? If not, those in favor will indicate by saying Aye. Those opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 336, Senator Karpel. On the Order of Senate Bills 2nd Reading, Senate Bill 336, Madam Secretary, read the bill.

SECRETARY:

Senate Bill 336.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SB 337
2nd Reading

SENATOR CARROLL:

Thank you, Mr. President. I'm racing right along. This would be the reduction in the operations of the Racing Board to the FY '87 spending level. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 1 to Senate Bill 336...is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. On the Order of Senate Bills 2nd Reading, Senate Bill 337, Madam Secretary. Read the bill.

SECRETARY:

Senate Bill 337.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 reduces the operations of the guidelines including their salary increases, keeps them at the FY '87 spending level. I would adoption of Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee

Amendment No. 1 to Senate Bill 337. Discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. On the Order of Senate Bills 2nd Reading is Senate Bill 338.

SECRETARY:

Senate Bill...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Mahar. On the Order of Senate Bills 2nd Reading is Senate Bill 338, Madam Secretary. Read the bill.

SECRETARY:

Senate Bill 338.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers two committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator...Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 1 cuts the GRF portion of the Department Revenue's operations to the FY '87 spending level. The MFT appropriations are scaled back to the known sources and the refunds are kept somewhere in between what was suggested and what was suggested, since that's a number that never seems to be known, somewhere between what they

asked for this year and what they asked for this year. I would move adoption of Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 338. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 2 is the required stipend for county treasurers. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of...of Committee Amendment No. 2 to Senate Bill 338. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. On the Order of Senate Bills 2nd Reading is Senate Bill 339. On...read the bill,...Madam Secretary.

SECRETARY:

Senate Bill 339.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would reduce the operations of the...Commissioner of Savings and Loan to the FY '87 expenditure level. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 339. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 340, Senator Schaffer. On the Order of Senate Bills 2nd Reading is Senate Bill 340, Madam Secretary.

SECRETARY:

Senate Bill 340.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

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

Senate. This would reduce the operation level to the FY '87 appropriations level. I would...I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 340. Discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 341, Senator Watson. Is there leave to have Senator Etheredge handle the bill? All right,...leave is granted. Senate Bill 341, Madam Secretary...read the bill, please.

SECRETARY:

Senate Bill 341.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers two committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. The...Committee Amendment No. 1 reduced the DOT operations FY '87 expenditure level and at...and at this point reduced the construction program...because at that point it had not been released. Let me just identify at this stage, they have not yet prepared that in bill form for the FY '88 no tax increase level highway construction program.

So, this would reduce it at such point as they have it in bill form which they advise us may be next week, and the plan was supposed to have by law been introduced by May...by March 1st. This at this point takes it out because there is no tax increase and later, at some point, if they get their act together, we'll put in a program. I would move adoption of Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 341. Discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Are there further committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would, as we identified in the other agencies, delete the Federal Lands Reclamation Program which we have already transferred to Mines and Minerals. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Committee Amendment No. 2 to Senate Bill 341. Discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

Senator Carroll offers Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. After discussion with DOT, they had identified that they felt that where we had allocated some of the cuts in Personal Services cut too deep and...and we had applied guidelines in other areas to identify a transfer in effect of the vast majority of those changes so that the net impact is a minor reduction. I would move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Amendment No. 3 to Senate Bill 341. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. 3rd reading. Senate Bill 342, Senator Weaver. On the Order of Senate Bills 2nd Reading is Senate Bill 342, Madam Secretary.

SECRETARY:

Senate Bill 342.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would reduce the operations of the Arts Council, originally slightly below the FY '87 expenditure level; inasmuch as we took some of their suggestions on how to reduce

and some of our suggestions back to '87, they came out below, we adjust that later but at this point, Committee Amendment No. 1 would reduce them just slightly below. I'd move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 342. Discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

Senator Carroll offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would add back to the...to bring them back to the FY '87 spending level and do it in the area basically of Grants. I would move adoption of Floor Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Carroll has moved the adoption...has moved the adoption of Amendment No. 2 to Senate Bill 342. Is there discussion? Senator Schaffer.

SENATOR SCHAFFER:

Senator Carroll, I wasn't sure, does this...bring them back up to the level of '87 appropriation or up to the level they thought they should have been appropriated to in '87? Which was it?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

We could never bring them up to the level they thought they should have been appropriated to. This additionally keeps them at the expenditure or spending level which was for some strange reason estimated to be less than we gave them even though they asked for more than we gave them and we've given them the lower of the potential figures.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Amendment No. 2 to Senate Bill 342. Further discussion? If not, those in favor will 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. On the Order of Senate Bills 2nd reading is Senate Bill 343. Madam Secretary, read the bill.

SECRETARY:

Senate Bill 343.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations II offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 reduces the GRF operations. It cuts the unbudgeted positions. It increases turnover in hiring guidelines and it's a...a reduction of three hundred and seventy-seven million, and I move for the adoption of Amendment No. 1 to Senate Bill 343.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 343. Is there discussion? If not,

those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. On the Order of Senate Bills 2nd Reading is Senate Bill 344, Madam Secretary. Read the bill.

SECRETARY:

Senate Bill 344.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations II offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 reduces...GRF operations by 3.8 million and grants by 13.2 million to the FY '87 appropriation level, Foster Care line reallocated. It's just over seventeen...million. I move for the adoption of Amendment No. 1 to Senate Bill 344.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 344. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

ABZHS
2nd Reading

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. On the Order of Senate Bills 2nd Reading is Senate Bill 345, Senator Schaffer. Senator Schaffer, 345. On the...on the Order of Senate Bills 2nd Reading is Senate Bill 345, Madam Secretary, read the bill.

SECRETARY:

Senate Bill 345.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations II offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

...pardon. Senator Hall.

SENATOR HALL:

...let's see, where we got it here...is it in one or two?

SECRETARY:

That bill was rereferred. It's Appropriations I offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll. The Chair's error. Senator Carroll.

SENATOR CARROLL:

Why, thank you, Mr. President. This would take the Educational Labor Relations Board back. It was supposed to take it back to the FY '87 expenditure level; actually, we took it below that, which we will adjust in the next amendment. I would move adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 345. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Senators Carroll and Hall offer Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This would add back some twenty thousand dollars, that still keeps them slightly below the FY '87 expenditure level. I would move adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Carroll moves the adoption of Amendment No. 2 to Senate Bill 345. Is there discussion? If not, those in favor will 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. Senate Bill 346, on the Order of 2nd Reading. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 346.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations...I'm sorry, no committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. On the Order of Senate Bills 2nd Reading is Senate Bill 347. Madam Secretary, read the bill.

SECRETARY:

Senate Bill 347.

(Secretary reads title of bill)

The Committee on Appropriations II offers one committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This reduces...Amendment No. 1 reduces Operation by 19.5 million with only guideline changes in Field Offices, Child Support, Employment and Medical Grants are reduced by 234.7 million, reallocations are made for Canes and Crutches for Homebound Clients. There's a 3.2 percent COLA increase for welfare recipient and delayed from January 1 to May 1. This GRF appropriations are 4.6 million over the Governor's FY '88 no tax increase budget. I move for the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment...No. 1 to Senate Bill 347. Is there discussion? If not, those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

Senator Maitland offers Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 2 eliminates the funding for the May and June COLA for welfare recipients. When...as Senator Hall just explained when that bill was introduced it was to start January for the last six months of the fiscal year. When the...when the director submitted his level budget, he eliminated it totally and Amendment No. 1 put it back in from May to June. This merely takes out the May and June COLA increase for welfare recipients. I would move for the adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Maitland has moved the adoption of Amendment No. 2 to Senate Bill 347. Is there discussion? Well, before we have our discussion, WCIA-TV has sought permission to take some videotape. Is leave granted? Leave is granted. Senator...Senator Hall.

SENATOR HALL:

Well, Mr. President, would you ring the bill, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Ring...ring the bill.

SENATOR HALL:

...I'd like to say to everybody on our side of the aisle within earshot of mine, please come to the Floor. This is an amendment that will eliminate COLA's increases for welfare recipients. This is dastardly. It's terrible for this to come at this time and I certainly want to oppose this amendment and I...I ask for all my colleagues to come to the Floor immediately.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. I think it take...we...we need to pause a second to look at what we're doing in Public Aid and look at what we had done by Amendment 1 and what is attempting to be undone by Amendment No. 2. We recognize that a tax increase at this stage of the game is not in the cards and therefore not in the budget, and as we said at the beginning of this process, therefore, we reduced back the budgets of...of government eight hundred ten million dollars in order to keep us within known resources. When the Department of...Public Aid was asked to reallocate down to a Fiscal '87 spending level and recall that when they came in this Session, they finally said after four times we suggested that those particularly on general assistance should be kept at fifty-two percent of the minimum standard of need. The Governor came back not at fifty-two percent but at 50.2 percent, very clever, but at least a move in the right direction. It sounded like fifty-two because that's the way he said it, fifty-two, but it was 50.2. When they came back to us in committee, they didn't touch operations, they cut back that minimum standard of need so that people don't starve, so that people have shelter, have clothing for their children, that minimum standard of need and even back from 50.2 percent of that Federally set minimum standard of need. But what else did they do? They said it's not important to give people hearing aids, teeth, eye glasses, crutches, canes, ACE bandages; well, maybe not. Maybe if people saw what the department was doing to them, heard what the Governor was doing to them, we would have riots in the street, maybe they were smart in taking away the eye glasses and taking way the teeth and taking away the hearing aids and the canes and crutches. We in the committee

didn't think so, so we adjusted that by Amendment No. 1 and said, you may have to spend less than three hundred and thirty million dollars operating your department, but we're going to spend six or eight million dollars on canes, crutches, eye glasses, teeth, hearing aids and that miniscule 50.2 percent of need. Now we recognize we didn't have six month's funding, but since the Governor had said to these people he would do it, we said, let's start it when in the fiscal year we can afford it, and as we have identified, there is some two, three, four hundred million dollars over the FY '87 spending level available. If there is, why do we have to take six million dollars away from, and that's what this amendment does, six million dollars away from those people to whom we are at best providing, starting next May, a year from now, at best providing half of the minimum standard of need. Why do eleven and a half million people in this state give us their taxes to spend? I think many of them say, at least take care of those most in need, at least give them eye glasses once a year, a hearing aid if they lose it once a year, teeth if they lose them once a year, glasses if they lose them no more than once a year, at least give them a cane to get out of a hospital or a crutch to get home from a nursing home and at least give them half next May of the Federal minimum standard of living, of not starving, of having shelter. I think this is an unconscionable amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator...Senator Hall for a second time.

SENATOR HALL:

Thank you, Senator Carroll. You...you put it just like it was. When I called for people to return to the Floor, I wasn't referring to the Republicans. They came running out like they'd found some rabbits someplace. I just want to tell that...what happens is that I want the complement of

ours to be present, but I'm asking that we oppose this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Maitland may close.

SENATOR MAITLAND:

Well, thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. Senator Carroll, you've given a very convincing argument but we're not talking about medical, you know that and we know that over here too. We've already taken care of that in the amendment. We're not stealing the canes and the hearing aids and the crutches and the bandages. We're just not doing that. No one is going to argue the fact that this increase is necessary, but keep in mind, every other budget that we're dealing with is at nearly the '87 level. This budget already is twenty million dollars over that '87 level. The increases are there. If changes are made in the House and revenue becomes available one way or another later on in this Session, then we're all more than willing to address this very necessary need. Right now the money isn't there. We don't have it. We can't do it. Final point. If there is no new revenue, build this into next year's base, Ladies and Gentlemen of the Senate, this is thirty-six million dollars next year, got to consider those things. I strongly urge support of Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Maitland has moved the adoption of Amendment No. 2 to Senate Bill 347. Is there further discussion? All right, those in favor will indicate by saying Aye. Opposed Nay. Opinion of the Chair, the Nays have it...better...Senator Maitland is requesting a roll call. All right, on the adoption of Amendment No. 2, those in favor of the adoption of Amendment No. 2 will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish?

Have all voted who wish? Take the record. On that question, the Ayes are 28, the Nays are 28, none voting Present. The amendment fails. Senator Maitland, for what purpose do you arise?

SENATOR MAITLAND:

Mr. President, a verification of the negative votes, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Now here we are, we were trying to get you out early...for your dinner. All right, Senator Maitland has sought a verification of the negative...of the negative roll call. All members will be in their seats. The Secretary will read the names of those members who voted in the negative.

SECRETARY:

Alexander, Berman, Carroll, D'Arco, Degnan, del Valle, Demuzio, Dunn...Thomas Dunn, Hall, Holmberg, Jacobs, Jones, Jeremiah Joyce, Jerome Joyce, Kelly, Lechowicz, Luft, Marovitz, Netsch, Newhouse, O'Daniel, Poshard, Severns, Smith, Vadalabene, Welch, Zito and Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland, do you question the presence of any member who voted in the negative?

SENATOR MAITLAND:

Senator Jeremiah Joyce.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jeremiah Joyce on the Floor? Senator Jeremiah Joyce on the Floor? Senator Joyce? Strike his name.

SENATOR MAITLAND:

Senator Berman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman on the Floor? Is Senator Berman on the Floor? Senator Berman? Strike his name. Senator Maitland, do you question the presence of anyone else? The answer is no. Senator Rock, for what purpose do you arise?

SENATOR ROCK:

Like to verify the affirmative.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Rock has requested a verification of those who...voted in the affirmative. Senator Jeremiah Joyce is back on the Floor, so you may restore him to the roll call. Senator Rock's verification of the...of the affirmative roll. The Secretary will...will read those who voted in the affirmative.

SECRETARY:

Barkhausen, Davidson, DeAngelis, Donahue, Dudyecz, Ralph Dunn, Etheredge, Fawell, Friedland, Geo-Karis, Hawkinson, Hudson, Karpel, Keats, Kustra, Macdonald, Madigan, Mahar, Maitland, Philip, Raica, Rigney, Schaffer, Schuneman, Topinka, Watson, Weaver and Woodyard.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rock, do you question the presence of any member who voted in the affirmative? Senator Rock.

SENATOR ROCK:

No, sir.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, on the verified roll call...on the verified roll call, there are 28 voting in the affirmative...voting Yes, 28...I'm sorry, 27 voting Nay, none voting Present. Amendment No. 2 to Senate Bill 347 fails...I'm sorry, is adopted. I beg your pardon, is adopted. Wishful thinking, I'm sorry. Amendment No. 2 is adopted. Further...further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. On the Order of Senate Bills 2nd Reading is Senate Bill...all right, 347 is moved to 3rd. On the Order of Senate Bills 2nd Reading is Senate Bill 348, Senator

Fawell. All right, Senate Bill 348, Madam Secretary. Read the bill.

SECRETARY:

Senate Bill 348.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on...I'm sorry, no committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 349, Senator Kustra. Senate bills 2nd reading, Senate Bill 349, Madam Secretary. Read the bill.

SECRETARY:

Senate Bill 349.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations II offers two committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall. 349, Rehabilitation Services. Senator Hall.

SENATOR HALL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 reduces Operation to FY '87 appropriation level, Home Service remains at FY '88 request, net increase is 3.8 million over the Governor's all home services. It's a reduction of two...two million one hundred and fifty-five thousand dollars. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall has moved the adoption of Committee Amendment No. 1. Is there discussion? Senator Maitland. All

right, no discussion. Senator Hall has moved the adoption of Committee Amendment No. 1 to Senate Bill 349. Those in favor will...will vote Aye...those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Hall.

SENATOR HALL:

Thank you, Mr. Chairman...President and Ladies and Gentlemen of the Senate. Amendment No. 2 provides rate increases for in-home service providers and personal aids. This is a...addition of two...two million. I move for the adoption of Amendment No. 2.

PRESIDENT:

All right, Senator Hall has moved the adoption of Amendment No. 2 to Senate Bill 349. Discussion? Senator Maitland.

SENATOR MAITLAND:

Thank you...thank you, very much, Mr. President and Ladies and Gentlemen of the Senate. Just to call to the attention of the Body the fact that...that this program is already at...at the requested level as it...at it should be. It's an entitlement program, but this is an increase over the Governor's budget, number one, and also a salary increase, probably justified, but the money is not there and I would urge consideration of...of a No vote on this amendment.

PRESIDENT:

All right, Senator Hall has moved the adoption of Amendment No. 2 to Senate Bill 349. Further discussion? Senator Carroll.

SENATOR CARROLL:

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

Senate. I think I understand what Senator Maitland is suggesting and I suggest again that he is wrong. We recognize that we are trying to bring everyone down to available revenue. Available revenue is the FY '87 expenditure level plus a number that's four hundred thirteen million dollars, Doctor Bob will argue with me that it's only three thirteen if we pay back the one hundred million in borrowing, but either way, it's three hundred to four hundred million dollars. What are we talking about here? What we're talking about is in order to take the Department of Rehabilitation Services down to the '87 level, Department of Rehabilitation Services, people who are disabled, we had to cut seven hundred clients or some ten percent of those in wheelchairs from getting any help from the Department of Rehabilitation Services, from sixty-nine hundred to sixty-two hundred clients served. That's not what we should be about. We should be providing for those seven hundred disabled people who are seeking to go out and find some type of work and, in fact, when we get them out, find some kind of work, do not stay on a public aid roll but become income earners, taxpayers and...and human beings with dignity. To help them do that, we have a group of care aides who get minimum wage, three dollars and thirty-five cents an hour without increase for the last three years, and then only when they come into the house, get them out of a bed, help them get washed and dressed, put them in a wheelchair and help get them to a place for public transportation to take them to work. If they take them to a doctor and they're sitting there waiting, they get a dollar an hour while they're waiting. These aides are making less than the minimum wage in order, also, to live with dignity and stay off of public aid. Think in terms if you were wheelchaired, if you were so disabled that you could not get out of bed yourself, how do you even get to the door to let someone in to come help you get out of bed? You

can't. So for three dollars and thirty-five cents an hour you're giving some stranger the key to your home to come in, get you out of bed, clean you, help you into a chair so you can have some dignity and have some livelihood and go to work. These aides, three thirty-five an hour. We knew there wasn't a ten cent an hour increase available, so we gave them three cents an hour so that they were at least staying with a client. They haven't had a raise in three years. Three cents an hour increase in order to help these people, with the key to their home, get out of bed, get washed and dressed, get into a wheelchair so that then and only then are they self-sufficient. Seven hundred such people would be bedridden if we don't do this. Seven hundred such human beings would lay there without any dignity, without any ability to help themselves without this aide. I think we have the money within that three hundred million to give those seven hundred citizens of Illinois some dignity and to give those aides who help them and help us and allow these people to stay off of the public dole such a miniscule increase that it's not worth talking about and I think, therefore, we should adopt Amendment No. 2.

PRESIDENT:

All right, the question is the adoption of Committee Amendment No. 2. Senator...further discussion? Senator Hall, you wish to close?

SENATOR HALL:

Thank you, Mr. President. Senator Maitland, you're a mean, mean man. I tell you, you just put this on for...to...to take off a COLA increase. Now you sat right there and you listened to that fellow testify saying the only reason I'm here today was someone came, opened my door to help dress me, put me in the chair and brought me here. I don't know. If we would just change this. We do a lot of aid around here, maybe we ought to make it subsidies. We

subsidize railroads, we subsidize all these other things, it's just a different term, it's all relief. I don't understand how you could stand there and ask for this. Think about it tonight 'cause we going to defeat that right now. Vote...hold it...I'm sorry vote Aye, this is our amendment.

END OF REEL

REEL #2

PRESIDENT:

...Senator Maitland, I think, was just going to explain that. Senator Maitland.

SENATOR MAITLAND:

Well, I...thank you, Mr. President. Senator Hall, I'm really...I'm grateful for your concern about my sleeping habits. But let me just say, as I said to Senator Carroll a few moments ago, we understand and recognize the need. No one is arguing that point at all, we are still very early in the Session. I think we made some commitments and commitments we've got to keep. Revenue is not there right now, let's see what happens in the House, come back and deal with this later and see where the revenue is. But the fact of the matter is, we are not uncaring people. We are just as caring as you are, but right now the money is not there and urge defeat of the motion.

PRESIDENT:

The question is the adoption of Committee Amendment No. 2 to Senate Bill 349. Those in favor will vote Aye. 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, there are 30 Ayes, 27 Nays, none voting Present. Amendment No. 2 is adopted. Further amendments?

SECRETARY:

No further amendments...no further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. Bottom of page 6, on the Order of Senate Bills 2nd Reading is Senate Bill 363. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 363.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDENT:

Senator Carroll on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This would reduce the operations of the Office of the Comptroller to the FY '87 expenditure level and impose those guidelines we imposed on agencies under the Governor. I would move adoption of Committee Amendment No. 1.

PRESIDENT:

All right. Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 363. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. Top of page 7, 417, Senator Watson. On the Order of Senate Bills 2nd Reading, Senate Bill 417. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 417.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDENT:

Senator Carroll on Committee Amendment No. 1.

SENATOR CARROLL:

Why, thank you, Mr. President and Ladies and Gentlemen of the Senate. This would reduce the reappropriation down to the April 15th unexpended balance level while adding back those...Amtrack improvements necessary and adding back those projects the department suggested not be reappropriated, that members of the General Assembly had successfully gotten signed at the beginning of FY '87. I would move adoption of Committee Amendment No. 1.

PRESIDENT:

All right. Senator...Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 417. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 434, Senator Poshard. On the Order of Senate Bills 2nd Reading, Senate Bill 434. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 434.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 453, Senator Etheredge. On the Order of Senate Bills 2nd Reading, Senate Bill 453. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 453.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDENT:

Senator Carroll on Committee Amendment No. 1.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is the fourth version of the supplemental appropriation process for the FY '87 expenditures of State Government adding in general revenue funds some hundred and thirty-five million dollars, the four together, compared to the three hundred million the Governor originally took out on July 13th when he cut back the budget. So we've added half of that back now. Committee Amendment 1 would make nineteen adjustments in the various sections that the committee felt were important for continuing the operation of government, and that general revenue impact of some seven and a half million dollars, decrease of some three hundred thousand below the way it came to us. I would move adoption of Amendment No. 1.

PRESIDENT:

Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 453. Any discussion? If not,

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

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

Senator Carroll offers Amendment No. 2.

PRESIDENT:

Senator Carroll on Amendment No. 2.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Committee Amendment No. 2 is merely a technical amendment to correct some technical defects in Committee Amendment No. 1. I would move its adoption.

PRESIDENT:

Senator Carroll has moved the adoption of Amendment No. 2 to Senate Bill 453. Discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Senator Carroll offers Amendment No. 3.

PRESIDENT:

Senator Carroll on Amendment No. 3.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Floor Amendment...Amendment No. 3 changes the Department of Mental Health and Developmental Disabilities transfer numbers at state operated facilities to more reflect their suggestion of the more current need. I would move adoption of Amendment No. 3.

PRESIDENT:

Senator Carroll has moved the adoption of Amendment No. 3 to Senate Bill 453. Any discussion? If not, all in favor

indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Senator Carroll offers Amendment No. 4.

PRESIDENT:

Senator Carroll on Amendment No. 4.

SENATOR CARROLL:

Thank you, Mr. President. If you need me to spend a little more time explaining these amendments, I'd be happy to. But Amendment No. 4 changes the source of funds for a...from a DOT project from CDB to series B and Road Fund Bonds, there's no dollar impact, it's a change of funds. I would move adoption of Amendment No. 4.

PRESIDENT:

All right. Senator Carroll has moved the adoption of Amendment No. 4 to Senate Bill 453. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. We'll now move to page 10 on the Calendar. Senator Weaver on 778. On the Order of Senate Bills 2nd Reading is Senate Bill 7-7-8. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 778.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Appropriations I offers one committee amendment.

PRESIDENT:

Senator Carroll on Committee Amendment No. 1.

SENATOR CARROLL:

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

Senate. This is a merely amendment. It merely reduces the authorization by eight hundred and twenty-seven million seven hundred and ninety-nine thousand nine hundred dollars. What it actually does, as we always do, is take the authorization level to one dollar over the FY '87 current level till we know what's going to be in any particular bond area. I would move adoption of Amendment No. 1.

PRESIDENT:

All right. Senator Carroll has moved the adoption of Committee Amendment No. 1 to Senate Bill 778. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. Senator Newhouse, for what purpose do you arise, sir?

SENATOR NEWHOUSE:

A point of personal privilege, Mr. President.

PRESIDENT:

State your point.

SENATOR NEWHOUSE:

For the record, Senator Brookins is not in the Assembly today because he's had to attend a funeral.

PRESIDENT:

The record will so reflect.

SENATOR NEWHOUSE:

Senator Collins has also left for a similar reason, I'd like the record to reflect that.

PRESIDENT:

The record will so reflect.

SENATOR NEWHOUSE:

Thank you, Mr. President.

PRESIDENT:

Thank you. 783, Senator Carroll. On the Order of Senate Bills 2nd Reading, Senate Bill 783. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 783.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 784, Senator Hall. On the Order of Senate Bills 2nd Reading, Senate Bill 784. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 784.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. 785. On the Order of Senate Bills 2nd Reading, Senate Bill 785. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 785.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. Top of page 11, Senator Maitland. On the Order of Senate Bills 2nd Reading, Senate Bill 835. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 835.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the Order of Senate Bills 2nd Reading, Senate Bill 836. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 836.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. Senator Etheredge, that series? On the Order of Senate Bills 2nd Reading, Senate Bill 838. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 838.

{Secretary reads title of bill}

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the Order of Senate Bills 2nd Reading,
Senate Bill 839. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 839.

{Secretary reads title of bill}

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the Order of Senate Bills 2nd Reading,
Senate Bill 840. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 840.

{Secretary reads title of bill}

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. The bottom of page 16, Senator Donahue. On
the Order of Senate Bills 2nd Reading, Madam Secretary, the
bottom of page 16, is Senate Bill 1348. Read the bill.

SECRETARY:

Senate Bill 1348.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. Bottom of page 17, Senate Bill 1464. Madam Secretary, read the bill, please.

SECRETARY:

Senate Bill 1464.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. All right. We have now concluded the appropriation bills. There has been a request to go to that order of business that we started yesterday with respect to the medical malpractice and the supplementals. Senator Carroll, are you ready on 307, wherever it is? Yes, top of page 64. All right. With leave of the Body, we'll move to the Order of House Bills 3rd Reading, this will be final action, top of page 64. On the Order of House Bills 3rd Reading is House Bill 307. Read the bill, Madam Secretary.

SECRETARY:

House Bill 307.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. This is final passage of the clean-up bill for Build Illinois wherein all those projects that had either technical language defects at the time they passed the General Assembly and were signed into law or needed various project funding changes or department oversight changes have, we believe, been accommodated. This would add...the House sent it over with those of which they were aware, the Senate has made those changes of which the members here were aware. We would hope the House would then concur and pass to the Governor so that those projects that were supposed to begin with an FY '87 can yet still begin. I would move for a favorable roll call on final passage of House Bill 307.

PRESIDENT:

Any discussion? Is there any discussion? Senator Keats.

SENATOR KEATS:

Does this include all the projects that we were promised that we were just told we aren't going to get? Are they now in this one, those ones that don't exist anymore but were funded and passed and authorized by the Legislature?

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Well, Senator Keats, I'm not sure what you got promised. I'm aware of what we got promised and those that we got promised that they weren't doing because they claimed there were defects, we've cured. Some of your members felt very similar that they claimed they couldn't do some of the ones they were promised because they had north instead of west or DCCA instead of Conservation and those we've cured. So I'm not sure who your promises came from or didn't, but I think we've accommodated all of those that were starred, triangled and flagpoled last time and were absolute, unequivocal commitments to sign and spend and, if defected, cured.

SB 219
3rd Reading

PRESIDENT:

Further discussion? Senator Etheredge.

SENATOR ETHEREDGE:

Mr. President, Ladies and Gentlemen of the Senate, I rise in support of this bill.

PRESIDENT:

Any further discussion? Further discussion? If not, the question is, shall House Bill 307 pass. Those in favor will vote Aye. 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, there are 54 Ayes, 2 Nays, 1 voting Present. House Bill 307 having received the required constitutional majority is declared passed. All right. If I can have your attention, ladies and gentlemen, as I indicated, Senator Philip and I have agreed that we will conclude our business promptly at about one o'clock. In the meantime, we will attempt to affect the agreement with respect to Senate Bill 219 if Senator Harovitz is ready and 243 if Senator Jones is ready. That's on pages 21 and 22 and then we will pick up where we left off. Senator Dudycz, I think we left off with 137, we will start there and just literally go through the Calendar until the bewitching hour. The list of recalls has been prepared. According to the schedule, we'll do the recalls on Tuesday, so those of...one of the reasons being that the Reference Bureau has told us there are still a number of amendments in the hopper...in the mix. So if you could...when you get your amendment for a recall, please let the Secretary know so it can be added to the list and we'll do those for sure on Tuesday. All right. We'll move, with leave of the Body, to the Order of Senate Bills 3rd Reading. We're on the bottom of page 21 for the purpose of Senate Bill 219. On the Order of Senate Bills 3rd Reading is Senate Bill 219. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 219.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the Senate. Senate Bill 219 is, in fact, the...embodies the medical malpractice agreement on the Statute of Limitations reduction. The time limit within which a cause of action may be brought on behalf of a minor injured because of the negligence of a physician or a hospital will be via this bill eight years. The period of time allowed for the filing of a complaint shall commence on the date of the alleged act or omission occurred and run for eight years thereafter. In no event shall the case be filed beyond the individual's twenty-second birthday. There's a provision that allows individuals who currently have a right to file but may be foreclosed by the new eight-year Statute of Limitations to file within three years of the effective date of this Act. In other words, we're giving them a three-year transitional grace period. Currently, the general Statute of Limitations for the filing of a cause of action on behalf of a minor for medical negligence is two years after the minor attains the age of eighteen notwithstanding the date of the alleged injury. In some cases, the Statute may be four years after attaining the age of majority, eighteen. The effect of the current Statute is that cases can be filed twenty-two years after the date of the wrongful act, that's the current Statute. The uncertainty created by the lengthy period creates problems for the medical community in determining...issuance rates. The eight-year Statute of Limitations embodied in this bill is recommended by a committee formed by the American Bar Association and according to the

SB 219
3rd Reading

Illinois Medical Society, ninety percent of the cases involving minors injured by medical malpractice are brought within seven years. I think this is a fair compromise. I truly believe it is reasonable and I ought to add, for the record, that as a part of this compromise, the Medical Society has agreed that no attempt at caps will be made during this General Assembly 1987 and 1988. I solicit your Aye vote for Senate Bill 219.

PRESIDENT:

Is there any discussion? Any discussion? Senator Davidson.

SENATOR DAVIDSON:

Mr. President, as yesterday when I voted on this...for this amendment, I need to declare a possible conflict of interest and I so do and I intend to support this bill with an Aye vote.

PRESIDENT:

The question is, shall Senate Bill 219 pass. Those in favor will vote Aye. 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, there are 57 Ayes, no Nays, none voting Present. Senate Bill 219 having received the required constitutional majority is declared passed. If you'll turn the page to the bottom of page 22, on the Order of Senate Bills 3rd Reading is Senate Bill 243. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 243.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Jones.

SENATOR JONES:

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

will open up with some...points on this legislation and Senator Schaffer will close on this issue. Senate Bill 243 rewrites the...the Medical Practice Act with certain modifications in addition to the...establishing new standards for education. It increases the fees for positions on renewal from thirty-five dollars a year to one hundred dollars per year, that's more than three hundred percent. There's one major difference in the education requirement written into the new Act, the postgraduate clinical training or residential require is increased from one to two years beginning in 1988 and to three years in 1990. Also as far discipline is concerned, this is an area that...consumer groups are really concerned about. Several provisions added into the new Act are intended to beef up R & E disciplinary powers; that is, they'll be able to hire more investigators to deal with the malpractice and discipline of doctors. R & E may impose fines up to five thousand...dollars, the director may suspend their license without hearing upon the report from the Department of Mental Health, Public Aid or Public Health that a physician represents a danger to the public. The Disciplinary Board may subpoena the medical records of patients and so on, and there's...several other provisions...embodied in this bill. One thing that is not in the legislation is that the American...Association opposed this bill because they are not part of this Act; however, I understand that in the House they have legislation to...to have them licensed under a new Act. Also, the bill is embodied in there requires that the director to appoint a chief medical coordinator and a deputy medical coordinator to be chief enforcement officer in this new Act. The Disciplinary Board will continue its present powers but...within ninety days after the effective date of this Act a new board will be appointed and a new licensing board...will be established creating a seven-member medical licensing board to replace the medi-

cal...practice examining committee and so on. So this is the agreed...this is agreed bill that the Illinois State Medical Society and all those who had concern about the rewrite of the Act, this is the agreed bill and I ask for a favorable vote.

PRESIDENT:

Any discussion? Senator Schaffer.

SENATOR SCHAFFER:

I just wanted to echo Senator Jones' comments. This is the compromise that was worked out by the various affected interest groups. I believe it addresses the concerns of virtually all those who have been contacting us on this particular bill and I believe it is a reasonable compromise. I don't think everybody is totally happy but I think it's something that all sides can live with and probably will give us a...a little bit of peace at least on these issues for a year or two.

PRESIDENT:

Senator Davidson.

SENATOR DAVIDSON:

As one who holds his professional license under this Act, I do have a conflict, I declare that conflict and intend to vote Aye for this bill.

PRESIDENT:

The question is, shall Senate Bill 243 pass. Those in favor will vote Aye. 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, there are 57 Ayes, no Nays, none voting Present. Senate Bill 243 having received the required constitutional majority is declared passed. Senator Netsch, for what purpose do you arise?

SENATOR NETSCH:

Thank you, Mr. President. I wonder if the record would

indicate that Senator Collins...will not be here for the rest of the day, she had to leave to attend the funeral of her...her husband's father. Thank you.

PRESIDENT:

The...the record will so indicate. Page 19 on the Calendar, Senator Dudycz, you're the leadoff hitter. On the Order of Senate Bills 3rd Reading, we will start at Senate Bill 137 and continue on as long as it's before one o'clock. On the Order of Senate Bills 3rd Reading, Madam Secretary, middle of page 19 is Senate Bill 137. Read the bill, please.

SECRETARY:

Senate Bill 137.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

...Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Bill 137 is the administrative judge bill. It has bipartisan support. This is an indential bill to Senate Bill 2082 sponsored last year by Senator Medza and myself and I ask for your support and I'll ask any...answer any questions.

PRESIDENT:

Any discussion? Is there any discussion? If not, the question is, shall Senate Bill 137 pass. Those in favor will vote Aye. 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, there are 50 Ayes, 3 Nays, 1 voting Present. Senate Bill 137 having received the required constitutional majority is declared passed. Senator Friedland on 140. On the Order of Senate Bills 3rd Reading is Senate Bill 140. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 140.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Friedland.

SENATOR FRIEDLAND:

...thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 140 would annex property owned by the Holy Family Church in the Village of Inverness the Metropolitan Sanitary District. The church wants it, the village wants, Metro agrees. It's good bill, please support it.

PRESIDENT:

Any discussion? Any discussion? If not, the question is, shall Senate Bill 140 pass. Those in favor will vote Aye. 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, there are 56 Ayes, no Nays, none voting Present. Senate Bill 140 having received the required constitutional majority is declared passed. Your legislative program is awesome. 142, Senator Fawell...did you wish 142? All right. On the Order of Senate Bills 3rd Reading, the middle of page 19, is Senate Bill 142. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 142.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Fawell.

SENATOR FAWELL:

Thank you, very much. As many of you know, with the county...DuPage growing the...the way that it is, we are in the process of trying to build a new courthouse. Our old colleague, Senator...former Senator Knuepfer, of course, is

country board chairman. We have to spend approximately fifty million dollars for this...this courthouse. This is a bill that is limited to DuPage County but it will raise the levy from five...from .5 to .10. It is not really going to be spent, the idea is that we can get a better bonding power. If we get this kind of levy that we have been told that we can pay the courthouse off in ten years and spend seventeen million dollars as far as interest is concerned. Without this bill, it will take us thirty years and we will be spending seventy-three million dollars in interest. That's...that's a tremendous amount of difference, it's a...it's a matter of forty-three million dollars to...to save for our people and I would solicit your Aye vote.

PRESIDENT:

Any discussion? Senator Demuzio.

SENATOR DEMUZIO:

Senator Fawell, isn't this another tax increase without a referendum?

PRESIDENT:

Sponsor indicates she'll yield, Senator Fawell.

SENATOR FAWELL:

It...it...any kind of a...a levy has to be levied by the...the county board. It's...it's not an automatic thing. It...if they decide not to build a courthouse, there's not going to be any levy at all.

PRESIDENT:

Senator Demuzio.

SENATOR DEMUZIO:

So you are, in fact,...this bill is a...is a...a hundred percent increase in the maximum tax rate and the county board, in fact, can...upon passage by the county board then levy with...with...without a referendum. Is that correct?

PRESIDENT:

Senator Fawell.

SENATOR FAWELL:

Yes, it is. But according to our county board chairman, he does not really feel we are going to need it. It's just that the bonding company is going to require it.

PRESIDENT:

Senator Netsch.

SENATOR NETSCH:

I guess I have two questions to ask now, Senator Fawell. You said that he doesn't really need it and I'm not sure to what that was referring in...in your answer to Senator Demuzio and then I have a second question.

PRESIDENT:

Senator Fawell.

SENATOR FAWELL:

What he is saying is that the bonding company says if we have this in place that they will give us a ten-year mortgage and it will cost us seventeen million dollars. Without this in place, even though we don't use it, it will cost us seventy-three million dollars in interest and they will give us a thirty-year mortgage.

PRESIDENT:

Further discussion? Senator Geo-Karis. I beg your pardon, Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. My...my real question was, I...I guess I'm having some difficulty in understanding why if the case is as compelling as you have attempted to describe it for a different method of financing, why you would be, in effect, concerned about or afraid to go to referendum. It seems to me if you could sell the members of the General Assembly on the need for this project, because it's going to be so cost saving, you ought to be able to sell the very intelligent, well-educated voters of DuPage County.

PRESIDENT:

Senator Fawell.

SENATOR FAWELL:

Well, I...you know, I guess perhaps he feels that you will understand it better than...than the voters will. I'm not sure.

PRESIDENT:

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Will the sponsor yield for a question?

PRESIDENT:

Sponsor indicates she will yield, Senator Geo-Karis.

SENATOR GEO-KARIS:

Does this pertain only to DuPage or does it include any other of the collar counties?

PRESIDENT:

Senator Fawell.

SENATOR FAWELL:

The way it is written, it is only DuPage County.

PRESIDENT:

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

SENATOR FAWELL:

Yes, thank you, very much. I...I will tell you one of the reasons, Senator Netsch, why we are in such a big hurry. Very frankly, one of our...our...our prisoners as he was being led up to the courthouse was shot by his girlfriend. We have absolutely no security whatsoever in our...in our present courthouse. The feeling is very strong that we have to get this built or else there's going to be some major catastrophe. We just don't have any way we can...can...can secure that courthouse and the...the gentleman who was shot perhaps deserved it but, nevertheless, he was injured and we are hoping to avert a...a major tragedy.

PRESIDENT:

Senator Kustra, on this question? I thought the lady was trying to close. Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President. Just one question to Senator Fawell. Where was the gentleman shot, Senator Fawell?

PRESIDENT:

Senator Fawell.

SENATOR FAWELL:

He was lucky he turned.

PRESIDENT:

The question is, shall Senate Bill 142 pass. Those in favor will vote Aye. 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, there are 14 Ayes, 31 Nays, 8 voting Present. Senate Bill 142 having failed to receive the required constitutional majority is declared lost. If I can have your attention, Channel 20 has requested permission to shoot some videotape. They are up in the gallery for your information. Without objection, leave is granted. Senator Demuzio on 144. On the Order of Senate Bills 3rd Reading is Senate Bill 144. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 144.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Demuzio.

SENATOR DEMUZIO:

Thank you, Mr. President and Ladies and...Gentlemen of the Senate. The...this pertains to the Illinois Export Development's Authority to require them to...to give out certain information. It was reported that we in the Legislature had given them the exemption to totally have in...in secret

the loans that they were making. We worked out a compromise with the Lieutenant Governor's Office, George Ryan, it seems to me that now we have the same exemptions for the Illinois Export Authority, the same authority that was granted to the Illinois Farm Development Authority and other agencies. I know of no opposition, I would ask for your support.

PRESIDENT:

Any discussion? Is there any discussion? If not, the question is, shall Senate Bill 144 pass. Those in favor will vote Aye. Opposed vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 55 Ayes, no Nays, none voting Present. Senate Bill 144 having received the required constitutional majority is declared passed. 146, Senator Fawell. On the Order of Senate Bills 3rd Reading is Senate Bill 146, Madam Secretary.

SECRETARY:

Senate Bill 146.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Fawell.

SENATOR FAWELL:

Thank you, very much. Senator Demuzio, you'll be happy to hear this has no...no tax. All this does is it allows the...the veterans from the Vietnam War to record a certificate. They do not get an honorable discharge like we did in World War II and in the Korean War, instead they get a...a fourth copy of a certificate. This was suggested by the recorders to me and I would solicit your favorable vote.

PRESIDENT:

Any discussion? Senator Demuzio.

SENATOR DEMUZIO:

Well, Senator Fawell, I think you're absolutely correct.

SB 147
3rd reading

We were looking for that hidden nonreferendum tax increase in this bill, but it isn't there.

PRESIDENT:

Further discussion? Any further discussion? If not, the question is, shall Senate Bill 146 pass. Those in favor will vote Aye. 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, there are 54 Ayes, no Nays, none voting Present. Senate Bill 146 having received the required constitutional majority is declared passed. 147. On the Order of Senate Bills 3rd Reading is Senate Bill 147. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 147.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Rigney.

SENATOR RIGNEY:

Senate Bill 147 provides that nurse aides will be required to have twelve hours of training in alzheimer's disease. At the present time, I have a copy of the regulations in front of me, there's absolutely nothing in the...in the present schooling of these people, that requires any training in alzheimer's, and I think it's something we're going to have to remedy in...in light of the population of our nursing homes. I would be happy to tell you that it passed out of committee on the agreed list.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Schaffer.

SENATOR SCHAFFER:

I was just wondering what the cost implications were and how much money we're going to give the nursing homes that we already dramatically underfund for this additional mandate.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rigney.

SENATOR RIGNEY:

Well, Senator Schaffer, I'm certainly glad that you asked that question, you're my straight man here on...on this particular issue, because somebody expressed somewhat the same concern at the time that I originally dropped the bill in the hopper. I checked with my own home community college up...Highland Community College in Freeport to inquire as to what they charge right now for the basic of one hundred and twenty hours and the figure is one hundred and twenty dollars. I then asked what would the additional twelve hours cost and they projected that at a cost of twenty dollars for the additional twelve hours. So, obviously, we're not breaking the bank with this legislation.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Donahue.

SENATOR DONAHUE:

Yes, thank you, Mr. President. Question of the sponsor.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he'll yield.

SENATOR DONAHUE:

Senator Rigney, do all the areas of this state have this type of training available to the nursing homes and the nursing home aides?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rigney.

SENATOR RIGNEY:

Well, I would think it would certainly be made available inasmuch as...now one of the requirements for nurse aides is that they have the basic one hundred and twenty hours, they are getting it somewhere. It does not require, for instance, that you receive this training through a community college, although in many cases this is the way it's done. For

instance, a nursing home can have their own training program within their home if they're willing to hire an RN to teach the course. So it's handled different ways in different communities, but I assure you, the basic hundred and twenty hours is being handled, I see no problem with the additional twelve-hour requirement.

PRESIDING OFFICER: (SENATOR SAVICKAS)

...Senator Hawkinson.

SENATOR HAWKINSON:

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

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

SENATOR HAWKINSON:

Senator, will this require persons who already have their certificates to go back for this additional training or this...will this just be prospective?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rigney.

SENATOR RIGNEY:

The way it is currently drafted, those who are presently in the field, yes, they would have to receive the additional twelve hours of training. As I met with our alzheimer's support group in Freeport, they made it very plain to me that they felt that there really were not qualifications...among the present people that are serving in that capacity; in fact, their indictment went from the administrators on down. But they conceded to me that it's probably the nurse aides that really are taking care of their loved ones in these nursing homes and it was the nurse aides that they were most concerned about. So the answer to your question is, yes, it would require all nurse aides to receive this...this training.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Hawkinson.

SENATOR HAWKINSON:

Will this also apply to hospital based nursing facilities?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rigney.

SENATOR RIGNEY:

As I understand the...the way the bill is drafted right now, it currently perhaps would not because the hospitals are not under the same licensing requirements. However, I think we do have a bill on our desk here that we're going to be hearing next week that probably is going to remedy that situation.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Senator, our analysis doesn't indicate the position of the various nursing home associations. Are they in support of your bill?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Rigney.

SENATOR RIGNEY:

As I recall, maybe, you know, the committee can correct me, I do not think anyone was registered in opposition, that's probably why it came out on the agreed list without a hearing.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, the question is, shall Senate Bill 147 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? Would you vote me Aye, Senator Demuzio? Take the record. On that question, the Ayes are 43, the Nays are 1, 11 voting Present. Senate Bill 147 having received the constitutional majority is declared

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passed. For what purpose Senator Welch seek recognition?

SENATOR WELCH:

A point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR SAVICKAS)

State your point.

SENATOR WELCH:

Up in the gallery we have the eighth grade class from Putnam County Junior High School down here visiting Springfield, Mr. President, up in this gallery here.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Would they stand and be recognized. Senate Bill 152...Senator Madigan, for what purpose do you arise?

SENATOR MADIGAN:

A point of personal privilege, Mr. President.

PRESIDING OFFICER: (SENATOR SAVICKAS)

State your point.

SENATOR MADIGAN:

Thank you, Mr. President. In the gallery I have four students with me this week from Lincoln Community High School, Angela Boatman, Becky Parker, Mike Gallan and Bob...I'd like to introduce them to the Senate.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Would they please stand and be recognized. Senator Lechowicz, Senate Bill 152. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 152.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 152 would require the Chicago Public Library to make available at various locations and branches

of the public library system applications for examination for positions of firemen and policemen. The intent of this bill is to ensure that applicants for examination are available in all areas of the city, make it more convenient as far as the location if they wish to apply for position of policeman or fireman. The intent of this bill is good in nature and, as you know, that within the City of Chicago, there was a tremendous interest as far as people waiting a long period of time to make an application to be a policeman or a fireman. This would ensure that all...that all residents within the City of Chicago would have these applications available to them so they could take the test and hopefully qualify if they are so intended to do so. I know of no opposition to the bill. I strongly encourage your support.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Raica.

SENATOR RAICA:

Yes, sir...Mr. President, thank you. I, too, support this bill. What this does is it incorporates all the citizens...or all the constituents that we have and not segregate them to one specific part of the city. So I would ask my colleagues on this side of the Floor to support Senator Lechowicz's bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Fawell.

SENATOR FAWELL:

Yes, thank you, very much, Mr. President. Will the...sponsor yield for a question?

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

SENATOR FAWELL:

Just so...we are clear on this side, would you please reiterate again why you feel this is necessary?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

All they're trying to do is make the applications available to everyone within the City of Chicago who is willing to participate and wants to be a Chicago policeman or fireman. Unfortunately, that was not the situation that developed two years ago and just to correct the situation, this bill is introduced.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Fawell.

SENATOR FAWELL:

...thank you, very much. As minority spokesman on that committee, I...I, too, agree it's a good bill and would urge support.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? Senator Alexander.

SENATOR ALEXANDER:

Thank you, Mr. President. Will the sponsor yield?

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

SENATOR ALEXANDER:

Thank you. Ted, this bill does not in way...has anything in it to...that would indicate that the testing program will be at the library? This is merely the application for leave to take the test, am I correct?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

You're absolutely correct. It's strictly for applications.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? If not, the question is, shall Senate Bill 152 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who

wish? Would you vote me Yes? Thank you. Take the record. On that question, the Ayes are 54, the Nays are none, none voting Present. Senate Bill 1-5-2 having received the constitutional majority is declared passed. 154, Senator Lechowicz. Read the bill, Madam Secretary,

SECRETARY:

Senate Bill 154.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 154 is a recommendation by the Auditor General. In 1986, he conducted an audit and found over two hundred and thirty advisory boards and commissions throughout State Government. Some of these boards and commissions are statutory and some were created internally without statutory authority. Senate Bill 154 would permit state agencies to create internal advisory boards and commissions for advice and counsel. It also requires new and existing boards and commissions to file certain information with the Index Division of the Secretary of State. This would legally correct the situation that was found by the Auditor General.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall Senate Bill 154 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are none, none voting Present. Senate Bill 154 having received the constitutional majority is declared passed. The Chicago Tribune asks leave to photograph the members in action. Is there leave? Hearing no objection, leave is granted. Senate Bill 155, Senator Lechowicz. Read the bill,

Madam Secretary.

SECRETARY:

Senate Bill 155.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 155 is the recommendation of the Governor's Cost Control Task Force and, basically, it would eliminate the fifty dollar cap on the fee required for a permit to operate an amusement ride or attraction. Senate Bill 155 does not replace the fifty dollar maximum, it eliminates it so no statutory maximal exists. The fee will be whatever is established by the Carnival Amusement Safety Board consisting of the director of the Department of Labor, two professional engineers, an amusement operator and two public members. Just to show you the difference, the fees which are deposited in general revenue funds now generate about seventy-five thousand dollars and the budget for operating the division in Fiscal '87 was two hundred and ninety-six thousand three hundred dollars. This was a recommendation of the task force and I think it merits your support as well.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Keats.

SENATOR KEATS:

I would just...ask of the sponsor...it is a question, if he would yield.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

SENATOR KEATS:

Do you really think it's a good policy to allow an

unelected board to establish any fee level they want knowing some of these agencies have a tendency to hire perhaps more people than you and I consider necessary.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

I firmly believe that the board that's been appointed and especially with the director of the Department of Labor as presiding, I'm sure that the interest will be not only for the public safety but so that the cost would reflect what it costs to inspect these rides.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, the question is, shall Senate Bill 155 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 43, the Nays are 6, 1 voting Present. Senate Bill 155 having received the constitutional majority is declared passed. Senate Bill 158, Senator Lechowicz. Read the bill, Madam Secretary.

SECRETARY:

Senate Bill 158.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President. Under current law, the Department of Public Health is responsible for licensing, inspecting and regulating all alcoholism treatment facilities and DASA advises the Department of Public Health in their role. Senate Bill 158 is the recommendation of the Governor's Cost Control Task Force. The objective of the bill is to eliminate duplication of functions within the Department of Public

Health and DASA and promote efficiency. As was...in testimony, the department had no objection to the bill and I would move for your consideration.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? Senator Schaffer.

SENATOR SCHAFFER:

Well, I just wonder, occasionally we get a department in a situation where they're the grantee and the provider of services and the licensure agency. I get a little nervous when we get it all concentrated in one place where the chicken and the foxes are all on the same payroll. I understand the...the problem we've had on licensure, but I...I kind of wonder about putting all the chickens and the foxes in...in the same building and then wondering why there suddenly aren't very many chickens left. Is there...are there some safeguards in here that the department is going to do a good job of regulating itself?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

This has nothing to do with chickens and I don't take this very lightly, I'm probably one of many of us who probably read the cost recommendations that are...that were given to the Governor. And since I don't...I...I don't want to be out there saying that we haven't done everything possible to try to restrain the cost of government; if a recommendation is made and you're eliminating some duplication, I...strongly recommend that we take a look at it. If there's a problem with the department, within the regulations of it, it's our responsibility both in the appropriations process and maybe in the confirmation process to address it at that time. But if you have a...a decent recommendation by a...a cost control task force appointed by the Governor of this State, I think it's our responsibility to implement their recommendations,

If you see so fit, into law.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? Senator Netsch.

SENATOR NETSCH:

Thank you. I guess, Senator Lechowicz, if I might, both a comment and a question. I had...think I had heard earlier that a bill like this had been introduced but I had lost track of it, I must admit, and I wondered whether you were aware of the fact that there is a major and extensive amendment that has been put on to Senate Bill 482 which is the consolidated licensure provisions that have been worked out over a period of the last couple of years by all of the interested parties and which do more than just say that one agency or the other will license, which actually spell out...how the licensure is to be done, who is to do it and a whole variety of other things that's had...has had input from just innumerable agencies, both public and private. And I...I'm not quite sure whether this bill is superfluous because of the licensure bill or whether it somehow is going to create some confusion. But I guess my basic question was...were you aware of the consolidated licensure amendment and how does this fit into that pattern?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

I'm aware of the amendment on 482, I am.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Netsch.

SENATOR NETSCH:

Well, it...it...does this bill...is this bill a necessary or be mischievous in view of the consolidated licensure provisions? I guess my second question what really was, how does it relate to the fact that there is going to be this very extensive piece of legislation that I assume is likely

to pass?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

I...thank you, Mr. President. I don't believe that this bill is mischievous or the intent of the bill is just to implement the Governor's task force. How it relates to 482 as amended would be that if there is a duplication, in my personal opinion there isn't, the Governor could then veto this bill...or make an amendatory veto to the other bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Further discussion? Senator Topinka.

SENATOR TOPINKA:

Yes, Mr. President, and I was very happy that Senator Netsch brought up 482 which is quite a pervasive bill and certainly I think got quite a bit of play in our committee. I would like to ask one thing. Did...does your bill have any difficult with the overall hospital licensure for programs of this, because it would be indicated to us that there might be a problem and you might run head-on into one another?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

I'm sorry, would you repeat the question?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Topinka.

SENATOR TOPINKA:

It is brought to our attention that this bill may cause alcohol treatment sites that are currently licensed under the Hospital Licensure Act and, as we all know, they have one form of licensure, this might be running into that and, I mean, basically, are we going to lead up to a potential lawsuit situation here if this bill passes?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

No, ma'am. In fact, Mr. Charles Coon from the department...from the...Department of Alcoholism and Substance Abuse and Mr. Atkins both supported this measure. There is no conflict whatsoever.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Davidson.

SENATOR DAVIDSON:

Will the sponsor yield?

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he will.

SENATOR DAVIDSON:

There's some indication that DASA had some major problems with this bill, withdrew their...their objection with the possibility there was going to be a...Floor amendment that corrected their objection. According to...as I see it, there's no indication this bill was amended. Are...are their problems or concerns been resolved?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

Doc, you've got the wrong bill. DASA was in total agreement with this bill as introduced. I have another bill which they amended and now they are in...are in concurrence with the amendment but it's not this bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Davidson.

SENATOR DAVIDSON:

I may have wrong information, but I haven't got the wrong bill, because the information is on...my sheet is...it concerns 158. Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Lechowicz

may close.

SENATOR LECHOWICZ:

Just to clear up the last point, Mr. President. Mr. Charles Coon, Doc...Doc Davidson. Senator Davidson, just to clear up the last point. Miss...Miss Coon from the department and Director Atkins were in support of Senate Bill 158 as is. I believe it's been discussed, Mr. President. I...I don't believe it has disabilities and conflict with the other amended statutory...spending. I believe that it's a recommendation of the...the Governor's cost containment feature. I believe it...it also merits your support.

PRESIDING OFFICER: (SENATOR SAVICKAS)

The question is, shall Senate Bill 158 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 46, the Nays are 2, 4 voting Present. Senate Bill 158 having received the constitutional majority is declared passed. Senate Bill 159, Senator Lechowicz. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 159.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Bill 159 requires the Department of Energy and Natural Resources to assist the Department of Central Management Services in establishing and maintaining a system to analyze and report energy consumption in buildings leased by the state, requires Central Management Services to develop a system for evaluating energy consumption in leased buildings and to develop consumption standards to evaluate pros-

pective lease sites. This bill as amended with the department's amendment, I know of no opposition and I strongly encourage that the state should move into this area and try to control energy costs, not only in its own buildings but in buildings that they're leasing space because...ultimately, that cost is passed on to the taxpayers of this state. This is a good concept, it merits your support.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there discussion? If not, the question is, shall Senate Bill 159 pass. Those in favor will vote Aye. Those opposed vote Nay. The voting is open. Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none voting Present. Senate Bill 1-5-9 having received the constitutional majority is declared passed. I'd like to recognize one of our dignitaries that worked here in the Senate for a long time and now is a great leader amongst men in Washington who's come here to handle all of our complaints, Congressman Dick Durbin. Senate Bill 162, Senator Lechowicz. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 162.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lechowicz.

SENATOR LECHOWICZ:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 162 makes willful deprivation or prevention of employment or interference with employment...of a member of the U.S. Army Reserve a petty offense. Basically, you're offering the same type of protection to a member who serves on a voluntary basis as a member of the Army Reserve as you do presently for the Illinois National Guards.

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This...we're one of the few states that don't offer this same type of protection. It was brought to my attention by many Army reservists who...who offered that type of assistance, that's all this bill does. I believe it merits your support.
PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall Senate Bill 162 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 56, the Nays are none, none voting Present. Senate Bill 1-6-2 having received the required constitutional majority is declared passed. Senate bills 3rd reading, Senate Bill 165, Mr. Secretary.
ACTING SECRETARY: (MR. HARRY)

Senate Bill 165.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Thomas Dunn.

SENATOR THOMAS DUNN:

Thank you, Mr. President. This was at the request of the Illinois State Bar Association and it makes various revisions both procedurally and substantive. I ask for its unanimous passage. It passed unanimously out of committee I believe.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall Senate Bill 165 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? Oh...take the...take the record. On that question, the Ayes are 54, the Nays are none, none voting Present. Senate Bill 165 having received the required constitutional majority is declared passed. 169, Senator Holmberg. On the Order of Senate Bills 3rd Reading, Senate

Bill 1-6-9, Madam Secretary...Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 169.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Holmberg.

SENATOR HOLMBERG:

Senate Bill 169 makes some needed revisions in the way the teacher shortage scholarships are issued. It...the Statute will now state that persons receiving teacher shortage scholarships that already are teaching must accept a teaching position within sixty miles of the residence or else pay back the scholarship. Scholarship recipients applying for certification for the first time must accept employment at any Illinois school within an identified teacher shortage area. Additionally, math-science scholarship recipients must also accept employment within sixty miles of their residence or else pay back the scholarship. One other provision is provided in the bill and that is that the VIP grants that are given to existing teachers that they can be given not only for the private sector but also for temporary jobs in the public sector.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...Senator Holmberg, had you...concluded?

SENATOR HOLMBERG:

Yes...and I...

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Discussion? If not, the question is, shall Senate Bill 169 pass. Those in favor will vote Aye. Those opposed Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 54, the Nays are none, none voting Present. Senate Bill

1-6-9 having received the required constitutional majority is declared passed. On the Order of...173, Senator Jerome Joyce. 175, Senator DeAngelis. 179, Senator Karpziel. On the Order of Senate Bills 3rd Reading, bottom of page 20, is Senate Bill 1-7-9. Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 179.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. Senate Bill 179 seeks to correct a problem in my district and a few other districts I believe also. A couple of years ago I sponsored a bill which...and we passed the bill and it was signed into law which would say that a...a clerk...a municipal clerk or one of...a deputy municipal clerk could register any member...any resident of a municipality to vote no matter what county that resident lives in or what county the clerk lives in. The problem is, is in municipalities that lie within two counties and in particular DuPage County and Cook County, the board...the chairman of the Board of Election Commissioners in DuPage County for some reason...wanted to just disregard that Statute and so we are putting this one in to make it absolutely clear that it doesn't matter which county in the municipality the clerk or deputy clerk lives in or which county the resident seeking to be registered lives in that that clerk may register any resident of the municipality regardless of which county either one lives in. I would certainly appreciate your support on this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall Senate Bill 179 pass. Those in favor will vote Aye. Those

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opposed Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 57, the Nays are none, none voting Present. Senate Bill 179 having received the required constitutional majority is declared passed. 184, Senator Watson. 185, Senator...187, Senator Berman. 194, Senator Marovitz. Senator Marovitz. Senator Marovitz, page 21 top, page...194, blood alcohol test. Senate Bill...all right. On the Order of Senate Bills 3rd Reading, Senate Bill 1-9-4. Mr. Secretary, read the bill, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 194.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the Senate. Senate Bill 194 would stipulate that written results of blood alcohol tests conducted on persons receiving medical treatment in a hospital emergency room shall be admissible as evidence in prosecutions for DWI or reckless homicide. The chief of police came in and testified in favor of this bill. The Secretary of State is in favor of the bill. Injuries experienced by offenders at times sometimes prevent the person from consenting to a Breathalyzer test. This would allow accurate and credible evidence relating to alcohol concentration to be presented in DUI related proceedings, and I would ask for the adoption of this bill. I think it's important to the...to...to DWI. I think it's an important concept and written results of blood alcohol tests are admissible in DWI or reckless homicide trials if the tests were conducted on the offender in an emergency room and certain criterias are met. And, first of all, the blood tests have

to be ordered by a physician and performed in the regular course of providing emergency medical treatment, the tests were performed by the hospital's emergency lab and the results were received and considered by the physician in diagnosis or treatment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Kelly.

SENATOR KELLY: •

Thank you, Mr. President. Senator Marovitz, I believe under the law right now, it's...it's admissible evidence but what I'd like to know is...it's by court order. Under your proposal, would this be an automatic thing and there...seemed to be some problem with the hospital on a confidentiality question and I'd like to know if, in fact, the hospital would be required to provide this information to the court and to law enforcement officials to make it part of the record?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Oh, Senator Marovitz.

SENATOR MAROVITZ:

Thank you. Your question is, would the hospital be required to report this information to the police? The hospital would be required to report this whether it's admissible still would be up to the court.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kelly.

SENATOR KELLY:

Well, I think that's a very important item and I know, in fact, of a particular case, a very close friend of mine who he and his wife were killed in an automobile accident by a person...several young people that were very intoxicated and had drugs within them in a high quantity, and it turned out that the hospital did not provide this information to the court and there seemed to be a problem as to how the...the prosecuting attorney and also the police department could get

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this information; and I think, therefore, this is a very excellent proposal and I would be...ask for your support and I will support Senator Marovitz on Senate Bill 194.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Further discussion? If not, Senator Marovitz may close.

SENATOR MAROVITZ:

I would just solicit your Aye vote. I think this is very important to...to DUI and to get to the bottom of some of these cases that really...some of them we haven't been able to get the...the proper information and we can get the cause if we can pass this bill. Solicit your Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. The question is, shall Senate Bill 194 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 56, the Nays are none, none voting Present. Senate Bill 1-9-4 having received the required constitutional majority is declared passed. 206. 207. 208, Senator Holmberg. 212, Senator Zito. 213. 216, Senator Marovitz. On the Order of Senate Bills 3rd Reading is Senate Bill 216, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 216.

(Secretary reads title of bill)

PRESIDING OFFICER: (SENATOR DEMUZIO)

Whoop, wait a minute. Senator Marovitz.

SENATOR MAROVITZ:

I think it's on the recall list.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, it is. All right, take it out of the record. 218, Senator Schuneman. On the Order of Senate Bills 3rd Reading is Senate Bill 218. Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 218.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. This is the bill that would outlaw in Illinois after December 31, 1987, the sale of canned beverages which have a throwaway flip top. This bill was passed by the Senate on an almost unanimous vote in the last Session and was held up in the House, but we now have a House sponsor and I think the bill is going to go this year. It passed out of committee on a unanimous roll call. I would urge your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall Senate Bill...Senator Hawkinson. Senator Hawkinson.

SENATOR HAWKINSON:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Hawkinson.

SENATOR HAWKINSON:

Senator, are there any provisions for inventory?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Yes. There are provisions for inventory. The provisions are that any dealer who has product on his shelf as of the effective date is not subject to the bill. So dealers are not penalized if they have product on their shelf when the bill takes effect.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, the question is, shall

Senate Bill 218 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 56, the Nays are none, 1 voting Present. Senate Bill 218 having received the required constitutional majority is declared passed. 219, we've already handled. 220 is on the agreed...I mean on the call back list. 221, Senator Keats. Page 22, 222, Senator Raica. On the Order of Senate Bills 3rd Reading, top of page 22, is Senate Bill 222. Mr. Secretary, read the bill, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 222.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. This bill was suggested by the North Main Fire Protection District and it changes the language currently which eliminates Vietnam Veterans and Korean Veterans from receiving points in taking the firefighter's exam. This bill only pertains to fire protection districts and not to the City of Chicago, and I ask for your favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Discussion? Senator Schaffer.

SENATOR SCHAFFER:

Well, I'm...always try to support veterans' bills unless one sees one that's truly God awful like perhaps this one. I was just wondering, now when I was in the military, they...they taught me how to blow things up and burn buildings and just generally destroy things. How...how does that then qualify me to be a fireman which is obviously the oppo-

site type of training, you know, to save buildings and to save lives? I mean, how can we...how can we have this anomaly here? Do you think there's a rather diametrically opposed concept here?

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Raica to answer the anomaly question. Senator Raica. Senator Raica.

SENATOR RAICA:

Thank you, Mr. President. I'd like to bring to Senator Schaffer's attention that this bill that I'm proposing adds two people that were eliminated from the bill, the Korean Veterans and the Vietnam Veterans, and he voted before for World War I Veterans and World War II Veterans. So I'm just including two people that were forgotten.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Kustra.

SENATOR KUSTRA:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator Kustra.

SENATOR KUSTRA:

Senator Raica, the North Main Fire Protection District, do you know...do you know where...where is that?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

On the...out in the northern area, Senator.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kustra.

SENATOR KUSTRA:

It...it sure is. I was just curious, it's in my district, Senator Raica. I didn't hear from those folks. Are you sure we really need the bill? Did they...how come you didn't talk to me about this?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Senator, I would assume that these people would have come to you first, but I thought that they probably felt it easier speaking to me than...than speaking to you, I'm not sure.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kustra.

SENATOR KUSTRA:

Why...why is that?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

I would have no...idea, sir. They're your constituents, not mine.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? All right, Senator Thomas Dunn.

SENATOR THOMAS DUNN:

Does...thank you, Mr. President. Are personnel who work for the CIA covered by this?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

No, Mr. President. This is only for the people taking the firefighter's exam not CIA.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Jacobs.

SENATOR JACOBS:

...thank you, Mr. President. You know, really, I have a lot of problems with this, Senator. As a mayor, I guess you get involved in some of these things and we look at things that go for little districts. Does this include police and fire commissions also?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

No, sir. This is just for fire protection districts and it does not include the police department. It was just including the fire department who was brought to my attention.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

Well, you know, the police and fire commission covers both police and fire. So do you know that...whether or not this would come under that jurisdiction?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

I would assume not, sir, not as far as the police departments are concerned, only fire and those that are within a fire protection district and not a large municipality.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

I have...just a couple of other questions. Are WAVES and WACS included in this also?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

If they were in World War I, II, Korean Vets or Vietnam Vets, they would be.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator...further...further discussion? Senator Netsch. The clock is running.

SENATOR NETSCH:

Thank you. My...my question is very direct. How many women would benefit from this provision?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

I would have no idea, Senator Netsch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Well, I think that's a matter of some concern and my...my strong suggestion to you is that the veterans' preference laws are fine, but it's very helpful for some of us to have some idea of whether they tend to be effectively discriminatory against women, and I think it would behoove you to know the answer to that question next time and I'm very serious about that.

END OF REEL

REEL #3

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dudycz.

SENATOR DUDY CZ:

Thank you, Mr. President. No questions. Just like to state that I stand in reluctant support of this bill because Senator Raica put me on it and I don't know why. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Topinka.

SENATOR TOPINKA:

Will...yes, Mr. President, and if I might ask a question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator indicates that he's shell shocked enough to yield. Senator Topinka.

SENATOR TOPINKA:

Well, fine, since he's already kind of located this fire protection district of his somewhere out in northern Maine. I...I have fire protection districts in my district and they have not come to me with anything like this. I noticed that Chicago is excluded. Is there some reason why this is good enough for the burbs but it's not good enough for your Chicago constituency?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Chicago used to be under this jurisdiction but chose not to be, and rather than have them included...this currently would...affect around nine hundred fire protection districts so this probably would include your fire protection districts also.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Topinka.

SENATOR TOPINKA:

Also, I...the makeup of my district is very ethnic and we have a number of people who have served in such things as the Crimean Conflict, the Russo-Japanese War, the French Foreign Legion, would they be able to get points on this as well?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Under my bill, no, but if added another one to your list, they probably would.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Jones.

SENATOR JONES:

Yes...thank you, Mr. President. Would the sponsor yield?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Jones.

SENATOR JONES:

Senator Raica, do the current districts...allow veteran preference points for promotion?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

If the Senator would like, I will...like to explain how this would work, if we have the time.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Well, you know, I can agree with you the preference points for the...this is your last bill, am I correct?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

This may be my only bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Well, you know, giving preference points to those persons who on the...on the original entrance exam is okay, but what happens is when you extend it to promotions, then that's another problem because promotions should be on the job performance, if you understand what I'm saying, and to give preference points to veterans for promotional exams is...is totally unfair to those persons who did not serve. Promotional exams is based on one's...on their...

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, Senator Zito, on a point of order.

SENATOR ZITO:

Yeah, thank you, Mr. President. Just as a...a point of order and a request of the sponsor. There seems to be a tremendous amount of controversy with this bill. We've got an hour more of...of Session today. A lot of people that have worked their bill, Senator, and have...afforded the opportunity of the Body to understand the legislation would like to move their bills. I'd like to know if you'd like to take this out of the record so we could proceed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

No, sir, we will continue.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jones.

SENATOR JONES:

Perhaps the sponsor will...can respond. To give veteran preference points for promotional exams is penalizing those persons who did not serve in military. I thought the veteran preference points...was for those persons coming on to the

job because they gave up part of their life to serve...that...their freedom to serve in the military service, but once they get on the job, they should be able to compete with...every other individual on that job and not be given preference as such.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Thank you, Mr. President. What would happen currently if the...if the man was a Vietnam Vet or...or one of the other categories that we mentioned, if he...fought in the Armed Services, he could use the...the service points to get on the job; if he chose not to and hold those points, he could use them for promotion. I would respond once again that this...under the way the bill is currently written, it includes World War I Veterans and World War II Veterans. I am merely including Vietnam and Korean Veterans, Senator.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I would...ask my colleagues on the other side not to worry about women being included; of course, they're going to be included. After all, I'm a veteran myself but I'm not going to go into fire fighting, and I think Senator Raica has enough trouble sitting next me, and I think we...should have consideration, and I...incidentally, Senator Topinka, the Crimean War Veterans and the Russian...Sino-Japanese...Sino-Russian War Veterans have been dead long ago and I move the passage for this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator Raica, your...your...your support is sort of wanning. Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. A point of personal privilege, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Yes, sir, state your point.

SENATOR DeANGELIS:

In the gallery to my left, we have the wonderful class of Infant Jesus of Prague whose students come from Senator Kelly, Senator Mahar and my district. I'd like for them to stand and be recognized.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Will our guests in the gallery please rise and be recognized by the Senate. Welcome to Springfield. Further discussion? Senator Rigney.

SENATOR RIGNEY:

A question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Rigney.

SENATOR RIGNEY:

I'm a little concerned about age of firemen. Do we allow any discrimination concerning age of firemen?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Raica.

SENATOR RAICA:

Senator, that is certainly up to the township, the city or municipality that they are hiring these people. This does not put an age limit on them. If the points...the reason that...on the World War I and II Veterans that...it probably doesn't include them is that they are up in age and would not take firefighters exams, but this...adding the Korean and the Vietnam Veterans certainly includes a much wider range than it did before.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Rigney.

SENATOR RIGNEY:

I would point out that I'm in that age group defined in this bill and technically speaking a...a Korean Veteran. Frankly, I think I'm a little too old to put out the fire anyhow and I don't know why...I don't why we would give preference to people of my age over young, able-bodied people like you that are probably a whole lot better qualified to seek this kind of employment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator Smith.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senator Raica, I stand in support of your legislation and I want to compliment you because we are concerned about...that you have included the veterans and I merely want to call for a vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Raica may close.

SENATOR RAICA:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. As I stated earlier, this bill just adds the Korean Veterans, the Vietnam Veterans as far as taking...or receiving points for the entrance exam, the fire protection districts and I ask for your favorable support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, have all...the question is, shall Senate Bill 222 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Oh, my goodness. 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? Now don't get cute out there. Have all voted who wish? Last call. Take the record. On that...this question the Ayes are 56, the Nays are none, none voting Present. Senate Bill 222 having received the required constitutional majority is declared passed. Senator...Senator Raica, congratulations,

we're glad you completed your legislative program for the Session. All right, on...on the Order of Senate Bills 3rd Reading is Senate Bill 224, Senator Dunn. All right, Mr. Secretary, 224.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 224.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Thomas Dunn.

SENATOR TOM DUNN:

Thank you, Mr. President. What this bill says is that if you are the recipient of state monies and you are in a land trust as a beneficial owner, a secret owner, that your name must be revealed and your interest in any trust or your beneficial status must be revealed to the public.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, discussion? If not, the question is, shall Senate Bill 224 pass. Those in favor will vote Aye. Those opposed Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 53...54, the Nays are none, none voting Present. 54-0-0. The...on that...Senate Bill 224 having received the required constitutional majority is declared passed. 225, Senator Dunn. On the Order of Senate Bills 3rd Reading is Senate Bill 225. Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 225.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dunn.

SENATOR TOM DUNN:

Thank you, Mr...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Thomas Dunn.

SENATOR TOM DUNN:

...thank you, Mr. President. What this bill does is to exactly parallel the Township Workfare Program and it is identical to it and it passed as an agreed amendment out of committee 9 to 0.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall Senate Bill 225 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 55, the Nays are none, none voting Present. Senate Bill 225 having received the required constitutional majority is declared passed. 226. On the Order of Senate Bills 3rd Reading is Senate Bill 226, Mr. Secretary. Read the bill, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 226.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Thomas Dunn.

SENATOR TOM DUNN:

Thank you, Mr. President. What this bill does is to require the Department of Revenue to lend technical only assistance to local assessors for property with a...a equalized assessed evaluation greater than five hundred thousand.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall Senate Bill 226 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all...have all voted who

wish? Have all voted who wish? Have all voted who wish?
Take the record. On that question, the Ayes are 55, the Nays
are none, none voting Present. Senate Bill 226 having
received the required constitutional majority is declared
passed. 230, Senator Kustra. On the Order of Senate Bills
3rd reading is Senate Bill 230. Mr. Secretary, read the
bill, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 230.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kustra.

SENATOR KUSTRA:

Thank you, Mr. President and members of the Senate. This
bill was brought to me by some groups in the Chicago area who
are active in parental responsibility, especially as it
applies to fathers, and they're concerned about a variety of
issues including child support payments and the extent to
which fathers are living up to their commitments under
our...our laws. They don't feel that the existing series of
councils that are established gives them adequate forum for
the discussion of these issues and they have asked for this
particular council on fathering. As you can see from the
Calendar this bill enjoys bipartisan sponsorship with Senator
Luft, who does even a better job of fathering than I do. I
would ask for your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall Senate Bill
230 pass. Those in favor will vote Aye. Those opposed Nay.
The voting is open. Have all voted who wish? Have all voted
who wish? Have all voted who wish? Have all voted who wish?
Take the record. On that question, the...the Ayes are 48,
the Nays are 4, none voting Present. Senate Bill 230 having

received the required constitutional majority is declared passed. 232. 233. 234. 240, Senator Watson. 241, Senator Welch. 243 we did this morning. 247, Senator Davidson. On the Order of Senate Bills 3rd Reading is Senate Bill 247. Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 247.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Davidson.

SENATOR DAVIDSON:

Mr. President and members of the Senate, does exactly what it shows on the Calendar. This bill came from a problem that the Illinois Genealogy Society had. I know of no opposition. Appreciate a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall Senate Bill 247 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 57, the Nays are none, none voting Present. Senate Bill 247 having received the required constitutional majority is declared passed. 248. On the Order of Senate Bills 3rd Reading, at the bottom of page 22, is Senate Bill 248, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 248.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. Senate Bill 248 establishes a

venture capital fund for investments in agriculture processing enterprises in agribusiness. Within the state right now there's at least two projects going on that I'm aware of, one using ethanol and carbon monoxide to desulfurize coal and another using cornstarch to make biodegradable plastic that are extremely interesting. In both of these projects and in other projects using corn and...and other agriculture processing in the State of Illinois, there's been a very difficult attempt or...to...fund these projects. Senate Bill 248 addresses that problem by simply taking the twenty-seven million dollar...rather the interest that is derived off the twenty-seven million dollars in the Agriculture Loan Guarantee Fund and the Farmers in Agribusiness Loan Guarantee Fund deposit that in a special fund to be used for venture capital in agribusiness. The bill also sets forth requirements and...which in the Illinois Farm Development Authority on how the money is to be invested. We've set up requirements for the application process, how and why the application should be approved and other technical data in here that would allow the Illinois Finance Development Authority to participate in venture capital enterprises within the State of Illinois.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall Senate Bill 248 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 57, the Nays are none, none voting Present. Senate Bill 248 having received the required constitutional majority is declared passed. Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President, a point of personal privilege.

PRESIDING OFFICER: (SENATOR DEMUZIO)

State your point.

SENATOR GEO-KARIS:

I'm very happy to tell you we have fifty-five students and their instructor, Mr. Gary Cybul, C-Y-B-U-L, and some parents from the Milborne School District, from my district of Wadsworth, Lake County, Illinois, and they're sitting in the President's Gallery and I'd like you all to welcome them here.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, if our guests in the gallery would please rise and be welcomed to Springfield. Top of page 23, Senate Bill 249, Senator Netsch. 251, Senator Friedland. On the Order of Senate Bills 3rd Reading is Senate Bill 251, Mr. Secretary.
ACTING SECRETARY: (MR. HARRY)

Senate Bill 251.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Friedland.

SENATOR FRIEDLAND:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. As the Calendar indicates, this would permit Marengo and the City of Crystal Lake to...establish civic center authorities and, as you know, if bonds are issued, they'd be revenue bonds and they'd never be an obligation of the state or...any other political subdivision. It passed committee unanimously and sponsored by Senator Schaffer and myself. I urge your support. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall Senate Bill 251 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Senator Luft. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 50, the Nays

are 5, 2 voting Present. Senate Bill 251 having received the required constitutional majority is declared passed. Senator Topinka on 252. 253, Senator Smith. 255. 256. 257. On the Order of Senate Bills 3rd Reading, the...the middle of page 23, is Senate Bill 257. Mr. Secretary, read the bill, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 257.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Smith.

SENATOR SMITH:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 257 describes smokeless tobacco should not be sold or given as free samples to minor. The bill defines smokeless tobacco. The intent of Senate Bill 257 is merely to clarify that tobacco products should not be sold or distributed to minors as free samples and to further deter minors from utilizing tobacco products. Several states, Michigan, New York, California, Oregon, have these similar Statutes and I'd like for you to know that the Illinois Public Health Department supports this bill and the tobacco industry has called to say that they give their total support. This came out an agreed bill and out of committee with 11 to nothing and I certainly ask your support for this legislation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Senator Jacobs.

SENATOR JACOBS:

Will the Senator yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates she will yield. Senator Jacobs.

SENATOR JACOBS:

My only concern on this...I don't have a concern with the

intent of the bill at all, but how does this affect, say, a seventeen-year-old working in a...a grocery store? Are they going to be able to sell that tobacco, because it prohibits both the...the sale and the purchase of and can they sell it to a forty-five-year-old person, as an example?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Smith.

SENATOR SMITH:

Thank you. We're talking about free samples of smokeless tobacco which is one of the...reasons for the increased sales of the product, giving free samples out to these young people...and to a minor too at that.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jacobs.

SENATOR JACOBS:

Well, I guess if we're talking about free samples, why do we have word "sell" in there? I guess that's what is bothering me.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Smith.

SENATOR SMITH:

Thank you. Senator Jacobs, that's already the law.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...further discussion? Senator Smith may close.

SENATOR SMITH:

I merely ask for your support...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall Senate...

SENATOR SMITH:

...because I feel that this is a very important piece of legislation.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall Senate Bill 257 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 57, the Nays are none, none voting Present.
Senate Bill 257 having received the required constitutional
majority is declared passed. 258 is on the recall. 259,
Senator Dudycz. On the Order of Senate Bills 3rd Reading is
Senate Bill 259, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 259.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Mr. President and Ladies and Gentlemen of the
Senate...Senate Bill 259 is a request of the Secretary of
State. The bill would allow the Secretary of State's Office
to furnish to law enforcement agencies information from indi-
viduals' drivers license, drivers record. The law enforce-
ment agencies now are being charged two dollars for this
information. I know of no opposition and I ask for your
favorable support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

The...discussion? If not, the question is, shall Senate
Bill 259 pass. Those in favor will vote Aye. Those opposed
will vote Nay. The voting is open. Have all voted who wish?
Have all voted who wish? Take the record. On that ques-
tion, the Ayes are 57, the Nays are none, none voting
Present. Senate Bill 259 having received the required con-
stitutional majority is declared passed. 260. On the Order
of Senate Bills 3rd Reading is Senate Bill 260, Mr. Secre-
tary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 260.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Dudyycz.

SENATOR DUDYICZ:

Thank you, Mr. President and members. Last year we passed Senate Bill 190 which created the new theft offense of...unlawful use of a theft detection shielding device. What this bill does...it's a proposal of the Illinois Retail Merchants Association, having the support of the Cook County State's Attorney's Office, it expands this offense into the retail theft law.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not...discussion? If not, the question is, shall Senate Bill 260 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 56, the Nays are none, none voting Present. Senate Bill 260 having received the required constitutional majority is declared passed. On the Order of Senate Bills 3rd Reading is Senate Bill 262. Mr. Secretary, read the bill.

SECRETARY:

Senate Bill 262.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Kelly.

SENATOR KELLY:

Thank you, Mr. President and members of the Senate. Senate Bill 262 would make it a...as amended makes it a deceptive practice to knowingly issue a nonsufficient check to a unit of local government. This extends to the state now. We're going to...to cover local governments so that no

one can knowingly give a insufficient funds check. There was also an amendment adopted, offered by Senator Berman, which deleted the provision that dishonoring a check twice is evidence the maker intended to defraud. This is when a check comes back two times and without the account holder knowing that, in fact, that occurred. I don't believe there's any major controversy on this. I...be glad to answer any questions; otherwise, I solicit your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. I rise in opposition to this bill. What this does is...if you look back a couple of years, deceptive practice was a crime because it involved deception. It involved writing a check and then obtaining some service or something knowing that you weren't going to pay the check, and that was the...the origin of this crime. Last year, whether wisely or not, we extended the coverage of this crime at the behest of the retail merchants and we did that and that's now the law and there's some justification, I think, for doing that to protect our small businessmen, but...to indicate that because you don't pay a fine or because you pay your taxes and the check happens to bounce and you don't get it paid on a past due debt, you're not deceiving anybody and I think that it would simply turn again our state's attorneys into more of a collection agency and we shouldn't be making this a criminal offense for governmental units, and I would urge a No vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, Senator Kelly may close.

SENATOR KELLY:

Thank you, Mr. President and members of the Senate. This legislation was requested by the Village of Dolton which is in my district. Under Section 17-1, the Deceptive Practice

Act, it indicates that there renders the Act of payment of NSF checks illegal if such payment is made for property, labor, services or in satisfaction of sales taxes or other taxes due to the State of Illinois. No provision contemplates payment of a tax or fine to a unit of local government, and it seems if it's good enough for a state, it ought to be good enough for a local unit of government and I move for the passage of Senate Bill 262.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall Senate Bill 262 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 48, the Nays are 2, 5 voting Present. Senate Bill 262 having received the required constitutional majority is declared passed. 263. On the Order of Senate Bills 3rd Reading is Senate Bill 263, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 263.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 263 is another vehicle to assist in the collection of child support payments. The...this bill says that if the person who's obligated for child support payments has a...an interest in a trust, such as an income interest or a principal interest, that that interest can be reached by a...the judicial process. Before...without this bill, those trusts are protected from being attached for child support payments. This bill is...supported by the Department of Public Aid, Department of Children and Family Services as

well as the Cook County State's Attorney's Office. I solicit your Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, discussion? Senator Keats.

SENATOR KEATS:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Keats.

SENATOR KEATS:

Am I misunderstanding this or is the first thing paid the legal fees and then we get the collection costs? Is the first thing collected if...if they bring in outside counsel? Am I misunderstanding that if outside counsel does it, you first pay the attorney and then you bring in the cost or give the money to the kid?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

This bill has nothing to do with that. I'm...I'm not...this...this merely gives another avenue for either the spouse that has the child to collect the child support payments or the Department of Public Aid, the...the agency that has advanced the money or the person that's advanced the money to collect child support from a trust that the responsible parent has an interest in. This has nothing to do with attorneys' fees.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats.

SENATOR KEATS:

Who...who is it who brings the lawsuit to do it? Is it the state simply or does this allow outside counsel to do it?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

This bill doesn't change existing law. Under existing law you might have a private lawyer, you might have the Department of Public Aid, you could have any one of a combination. It...but this bill doesn't affect that status. It has nothing to do with it.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Keats.

SENATOR KEATS:

Then...then just...okay. That was my misunderstanding then, if it's the same as present law, then the...if it's a private counsel, he receives payment before the family who's supposed to get the child support...it's an interesting ambiguity in the law, but I can see what you're doing.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, this is a good bill. It's a necessary bill because some of these people who don't care about supporting their children hide under trusts and...it's high time we get them to pay their obligations. I'm tired of having the state pay for other obligations, I'm tired for the people being deprived of their rightful monies. I urge favorable consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Schuneman.

SENATOR SCHUNEMAN:

It's my understanding that a...a spendthrift trust is normally established by someone other than the beneficiary of the trust. Is that...is that not correct? The sponsor nods his head, yes; and also is it not true that...so it follows

then that someone other than the spendthrift or the irresponsible person has taken their funds to establish the trust, perhaps in an effort to...to be the final safety net under that irresponsible person, and I'm just curious about the rightness or wrongness of this. I...I...I have no problem in penalizing, I guess, the assets of the...of the spendthrift himself. I'm wondering if we aren't going a little too far when we attach...seek to attach assets which probably belong to a third party, a grandparent, a parent or someone who is trying to assure the future of this irresponsible spendthrift person, and I realize part of the result of that irresponsibility is probably a child, sometimes, but...just wanted to raise that point.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

Thank you. I believe your concern has been...addressed and clarified in Amendment No. 1 that was adopted to the bill and what that says, in effect...I won't read the amendment, but what in effect says is that when the beneficiary can get that money, that's when it can be attached on behalf of the child. So, it's not something that's future and someday off in the future, it's when that beneficiary is able to get it, that's when you can attach it and that I think serves the purpose of the person who set up the trust as well as the...interest of society to make sure that a responsible parent pays for his children. I ask your Aye vote on this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Question is, shall Senate Bill 263 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 57, the Nays are none, none voting Present.

Senate Bill 263 having received the required constitutional majority is declared passed. 264, Senator Berman. On the Order of Senate Bills 3rd Reading is Senate Bill 264, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 264.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Senate Bill 264 permits the State Treasurer to accept a bond in lieu of a deposit of securities as security for the deposit of state monies in banks and other financial institutions. This bill was requested by the Illinois Bankers Association and an amendment was put on to clarify the type of deposits...and the amount of the deposits that must be placed. I'll be glad to respond to any questions. Solicit your Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? Discussion? If not, the question is, shall Senate Bill 264 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 55, the Nays are none, none voting Present. Senate Bill 264 having received the required constitutional majority is declared passed. 265 is on the recall list. Page 24, 266. On the...on the Order of Senate Bills 3rd Reading, Senate Bill 266, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 266.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President and members of the Senate. This directs DOT to evaluate the use of CMA. CMA is calcium magnesium acetate which is made from corn. As a...in...as suitable quantities become available for road clearing processes, they use this instead of salt. It'd be a great use for corn and...and our state as well as keeping your cars from rusting and...it is a pilot program to see if this can work out. I'd be happy to answer any questions.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall Senate Bill 266 pass. Those in favor will vote...wait a minute, Senator Fawell.

SENATOR FAWELL:

Can you give me...will the speaker yield for a question? Can you give me any idea what is going to be the cost to IDOT? Is there...is there a...a...a tremendous increase or is it just...approximately the same?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

All this is is a pilot program to see if the cost would be acceptable. It says that it is to be used as suitable quantities become available. If the cost is too great, they're not going to do it, but this is just a pilot projects and...project in a few counties in the state. So, I...I don't know what the cost is going be, it'd be very minimal. DOT is neutral on the...on...on the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? If not, the question is, shall Senate Bill 266 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 56, the Nays are none, 1 voting Present. Senate Bill 266 having received the required constitutional majority is declared passed. 277, Senator Welch. 278, Senator Watson. 280, Senator Netsch. On the Order of Senate Bills 3rd Reading is Senate Bill 280, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 280.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. Senate Bill 280 would equalize the interest penalty that is paid on delinquent taxes at one percent per month or twelve percent per year. Some of you may recall that a couple of years ago when we were trying to provide some relief for the farm community of the state, we reduced the interest penalty to be paid on delinquent taxes from eighteen percent per year, one and a half percent per month, to twelve percent per year. The...at...initially we did it on all property. At the last minute, some of the county officials indicated to us that they just weren't prepared for that, they had no notice and they would like to have us extend that and so we let it go through with an unequal interest rate...it's one and...it's one percent per month on farm property, one and a half percent per month on all other property. At that time some of us indicated that we really ought to come back to that issue and equalize the interest penalty and probably also at the lower rate, because at the time that the one and a percent was put into effect initially we were in a period of extremely high interest

rates and that, of course, has changed dramatically in recent years. So, this bill does exactly what some of us had talked about at that time. It does equalize the interest rates and at the one percent per month or twelve percent per annum figure so that farm and...nonfarm property would be treated the same.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, discussion? Senator Schuneman.

SENATOR SCHUNEMAN:

Question of the sponsor, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates she will yield. Senator Schuneman.

SENATOR SCHUNEMAN:

Senator, is this not the issue that you and I discussed just a couple of days ago?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

This is, I think, part of it. I believe you were raising some additional questions and I had mentioned that I did, in fact, have a bill in which dealt with the interest rate issue, and I think I explained that it...it did go back to some changes we made a year...actually it was a couple of years ago.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schuneman.

SENATOR SCHUNEMAN:

Well, thank you, Mr. President. Just a comment about this then. It's come to my attention recently...the problem that some people are having today who have been simply unable to pay their taxes given our current recession, particularly in some of the agricultural and heavy industry communities of this state, and our present eighteen percent rate simply makes it impossible for some of those people to ever redeem

their homes in particular, and I think that this is something that...we need to do now. I think we all supported the idea of a higher interest rate when short-term interest rates were high but eighteen percent added on top of eighteen percent added on top of eighteen percent soon creates a problem that cannot be met by people who have been laid off and...and had economic problems. We ought to support this bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, further discussion? Senator Netsch, do you wish to close? Senator Netsch.

SENATOR NETSCH:

Thank you. I don't think anything more need be said. I think it is certainly is fair to treat both classes of property the same, and I would point out just for the record that I had received a state mandate's note on an identical bill which...I did not take out of committee because this one had already been reported out and the state mandate's note indicates that this bill is not covered by the State Mandate's Act. So, we have no obligation and there is no waiver on the bill. With that, I would solicit your support of Senate Bill 280.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, the question is, shall Senate Bill 280 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 57, the Nays are none, none voting Present. Senate Bill 280 having received the required constitutional majority is declared passed. 281. On the Order of Senate Bills 3rd Reading is Senate Bill 281. Mr. Secretary, read the bill, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 281.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Poshard.

SENATOR POSHARD:

Yes, thank you, Mr. President and Ladies and Gentlemen of the Senate. This bill is clarifying language in regard to truancy...prevention in the School Code. It's supported by the Illinois Association for Truancy Prevention. Currently, if a student is chronically truant, there can be no...punitive action taken against them until supportive services and programs have been provided. This bill would allow punitive actions against truant students for reasons other than truancy without the provision of those supportive or remedial programs, and I'd ask for an Aye vote on the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If...discussion? If not, the question is, shall Senate Bill 281 pass. Those in favor will vote Aye. Those opposed Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 56, the Nays are none, none voting Present. Senate Bill 281 having received the required constitutional majority is declared passed. 289, Senator Etheredge. Senator Etheredge, 289. Senator Etheredge. 294, Senator Davidson. 295, Senator Woodyard. On the Order of Senate Bills 3rd Reading is Senate Bill 295. Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 295.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Woodyard.

SENATOR WOODYARD:

Thank you, Mr. President and members of the Senate. This bill was suggested to me by an attorney in my district. It would exempt from the recording requirements any transfer of a beneficial interest in the land trust where there is consideration of less than one hundred dollars. The bill is supported by the Illinois State Bar Association and also the clerks and recorders do support this bill. Be happy to answer any questions or...or ask for a favorable vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall Senate Bill 295 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 52, the Nays are 1, 1 voting Present. Senate Bill 295 having received the required constitutional majority is declared passed. 298. 299 is on the recall. 300, Senator Watson. Senator Watson, on 300. Page 25. Senator Jerome Joyce, 301. On the Order of Senate Bills 3rd Reading, top of page 25, is Senate Bill 301. Mr. Secretary, read the bill, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 301.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President and members of the Senate. This requires the director of the Department of Nuclear Safety to...to provide written notice to each unit of local government and to each member of the General Assembly within a twenty-five mile radius of the location being considered as a

site or an...alternative site for permanent low-level nuclear waste disposal facility. The reason for this is in...in my district there was a...a compactor...nuclear waste compactor and...and no one in the area knew anything about it and under the...the mayors...the county board people...no one...the legislative members. So, what this would do is...is just require a written notice to anyone who is within twenty-five miles of a site being selected.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not...discussion? Discussion? If not, the question is, shall Senate Bill 301 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 55, the Nays are none, none voting Present. Senate Bill 301 having received the required constitutional majority is declared passed. On the Order of Senate Bills 3rd Reading is Senate Bill 308, Mr. Secretary. Read the bill, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 308.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Poshard.

SENATOR POSHARD:

Yes, thank you, Mr. President. Currently the State Board of Education merely approves plans for the state's eight hundred and forty-six gifted education programs. There's no mechanism in place to ensure that the local districts actually carry out those plans or that they're being adequately implemented, and this would simply require the State Board of Education to monitor those local districts' gifted education programs. Ask for an Aye vote.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall Senate Bill 308 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 56, the Nays are none, none voting Present. Senate Bill 308 having received the required constitutional majority is declared passed. 310, Senator Etheredge. 311. 312, Senator Joyce. On the Order of Senate Bills 3rd Reading is Senate Bill 312. Mr. Secretary, read the bill.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 312.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President and members of the Senate. This does just exactly that. It would form a compact with...states so that they could coordinate any efforts on grain marketing. I think the most important aspect of this compact is it would provide a vehicle for cooperation among state governments that...that it...that currently does not exist. It wouldn't set minimum pricing or any...anything of that nature, but currently there is really no way for us to have any impact in...in Washington on what happens with grain marketing. So, I'd ask your support.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? Discussion? If not, the question is, shall Senate Bill 312 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 56, the Nays

are none. Senate Bill 312 having received the required constitutional majority is declared passed. 314. 350, Senator Poshard. Senator Poshard, on 350? 353. On the Order of Senate Bills 3rd Reading is Senate Bill 353, Mr. Secretary. Read the bill, please.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 353.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Poshard.

SENATOR POSHARD:

Yes, thank you, Mr. President. Mr. President, this bill would provide the Department of Revenue the explicit authority that they need to waive interest that accumulates when a sales taxpayer fails to pay the amount of the sales tax, the penalty and interest that is incorrectly assessed by the department. The Department of Revenue maintains that they need specific authorization to waive these incorrectly assessed interest charge. So, I would ask for an affirmative vote on the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Discussion? If not, the question is, shall Senate Bill 353 pass. Those in favor will vote Aye. Those opposed Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 55, the Nays are none, none voting Present. Senate Bill 353 having received the required constitutional majority is declared passed. 355, Senator Poshard. Senate bills 3rd reading, middle of page 25, is Senate Bill 355, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 355.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Poshard.

SENATOR POSHARD:

Yes, thank you, Mr. President, Ladies and Gentlemen of the Senate. This bill was requested by the Circuit Clerks Association. The current fee of between one and three dollars is determined by the county board and it's paid to the circuit clerk for filing of traffic, misdemeanor, municipal ordinance...wait a minute...sorry, Mr. President, I have two bills in a row and I'm on the wrong one. Forgive me.

PRESIDING OFFICER: (SENATOR DEMUZIO)

355.

SENATOR POSHARD:

Senate Bill 355. All right. This bill provides that...it changes the state Statute to provide that anyone arrested shall be taken to the nearest accessible judge rather than the nearest judge in the county, which is the way the state Statute presently reads. We need this for a couple of reasons and this was proposed by our chief circuit judge in...in my area. Right now, many areas of the state are considering regional jails which means that jails may be combined over several county areas and this would facilitate those regional jails in the sense that we would be able to take a person who is arrested to the nearest judge rather than having to worry about that judge being located in the county where...where the arrest takes place. That's all this bill would do. It would facilitate, especially in the large, rural areas, making the process of arresting and getting the person to the judge much easier.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right, discussion? Senator Philip.

SENATOR PHILIP:

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

question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Philip.

SENATOR PHILIP:

And I'm just thinking about...DuPage County. Just say hypothetically, Senator, that a DuPage County Sheriff Police arrest somebody in the eastern edge of DuPage County. Is he required then to take that prisoner into Cook County and put him in a...a jail that is closer in Cook County than to a...a jail in DuPage or does he have discretion...I will tell you this, I'm not so sure that Cook County Jail or a jail they might have on the western end of Cook County might be too thrilled about taking a prisoner from DuPage.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...Senator Poshard.

SENATOR POSHARD:

Yes, Senator Philip, it would be mandatory under this bill that he would be taken to the nearest accessible judge.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Philip.

SENATOR PHILIP:

Well, I...you know, before I vote on this...I'd certainly like to talk to my sheriff to see what he's got to say about it. I...I'm not sure that...that if he...if they arrest somebody close to whether its the border of Kane, Will or...or Cook that they're forced into taking into another jurisdiction. I'm not sure he would agree with that. I'm not sure that the counties surrounding me have the space. You know, one of our problems in my area is, quite frankly, we don't have enough jail cells and I think what they normally do is try to take it somewhere they've got some room.

PRESIDENT:

Further discussion? Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. Yeah, I...quite frankly, Senator, I'm having trouble believing that law enforcement in rural areas would want something like this. If you had to...if you arrested them in...in my county, in Knox County, but you were near the...the southern end of the county to have to take them out of county to a judge who may live a mile closer is going to cause all kinds of confusion, the way this is written. I...I think what you...want to accomplish is all right, but when you've mandated that they take them before the nearest and most accessible judge and you'd have to go out of county...at this point, I'm going to have to stand in opposition to the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Dudycz.

SENATOR DUDYCZ:

Thank you, Mr. President. I have a question for the sponsor.

PRESIDENT:

Indicates he'll yield, Senator Dudycz.

SENATOR DUDYCZ:

Senator, our staff analysis shows no proponents or opponents to this legislation. Have you spoken with any sheriff or state's attorney in...in Illinois or any...organization?

PRESIDENT:

Senator Poshard.

SENATOR POSHARD:

Senator Dudycz, we have spoken about this very problem for many years in my district and, believe me, we have conversed with every sheriff, with county board members, this...this was indicated by a county judge in our area that this would be...remediate some of the problems we have. Let me, if I may, Mr. President, address Senator Philip's question. We're saying that the person must be taken to the nearest accessible judge. That doesn't mean he has to be

lodged in the jail in that county, he may then be transferred on to another county jail, but we're talking about accessibility here, expedience in the process and cutting down the cost. If we do not do something to...to expedite these cases on a more regional basis rather than everyone being parochial and feeling like you can't do anything unless it's inside the borders of your own county, that's cost efficient, it's cost ineffective. We have to do some things to expedite the process and make it more cost efficient for everybody, including going to...to the nearest service available which in this case is the judge and this is particularly important in rural areas.

PRESIDENT:

Senator Dudycz.

SENATOR DUDY CZ:

Yes, Senator, but why...I have a problem with...with the bill as it reads. Why would you require that they be taken to the nearest judge? Why didn't you just make it permissive where they would have...where the law enforcement official would have the option of taking it either to, for example, Senator Philip's county or to Cook County?

PRESIDENT:

Senator Poshard, Senator Dudycz had a question for you.

SENATOR POSHARD:

Thank you, Mr. President. Senator Dudycz, right now they are required to go to the nearest judge in the county, not necessarily the most accessible judge. Obviously, there is a problem with the way the language exists here. It's a very real problem that we need to address, especially in downstate Illinois, and I'll be happy to take it out of the record until we can get accommodating language which will at least get at the...the crux of the problem.

PRESIDENT:

All right, Mr. Secretary, take it out of the record,

please. 356, Senator Poshard. On the Order of Senate Bills 3rd Reading, Senate Bill 356. Read the bill, Madam Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 356.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Poshard.

SENATOR POSHARD:

Thank you, Mr. President. This is the bill that I had previously begun to describe. Currently...this bill was...was requested by the Circuit Clerks Association. Currently, a fee is collected between one and three dollars by the county board and is paid to the circuit clerk for filing traffic, misdemeanor, municipal ordinance or conservation cases, and this bill would merely add felony cases to that list. The added fee is to be used to help the counties defray the costs of certain automated record keeping systems. I'd encourage an Aye vote on the bill.

PRESIDENT:

Any discussion? Is there any discussion? Senator Karpziel.

SENATOR KARPIEL:

Thank you, Mr. President. I'm just curious, Senator, why does this bill not apply to Cook County?

PRESIDENT:

Senator Poshard.

SENATOR POSHARD:

I don't know.

PRESIDENT:

Question is, shall Senate Bill 356 pass. Those in favor will vote Aye. 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, there are 53 Ayes, no Nays, none voting Present. Senate Bill 356 having received the required constitutional majority is declared passed. 358, Senator Marovitz. On the Order of...359, Senator Vadalabene. Oh, it's on the recall list? Okay. You want to go with 358. On the Order of Senate Bills 3rd Reading, Senate Bill 358. Read the bill, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Bill 358.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the Senate. Senate Bill 358 would say that a state's attorney shall not subpoena or cause to subpoena an issue...a subpoena to be issued to an attorney to appear before a grand jury without prior judicial approval. The need for prior judicial approval a subpoena is necessary when the state's attorney seeks to compel the attorney to provide evidence concerning one of the attorney's own clients, and judicial approval would be given if the court finds that the information sought is not protected from disclosure by the attorney-client privilege or the Work Product Doctrine, the evidence is relevant, subpoena is not for the purpose of harassment and there is no other feasible alternative to...obtain the information and all other means have been exhausted. This legislation is recommended by the Illinois Bar Association, the American Bar Association. It's designed to maintain the theory that communications between a client and attorney are confidential and should remain confidential. The Supreme Judicial Court of Massachusetts adopted...this rule that requires prior judicial approval before an attorney can be...to provide evidence

concerning a person who is represented by the attorney. I think this is eminently fair. If an attorney is going to be required to give evidence against his own client, that...and...and he can be, that subpoena should be issued by the judge with certain safeguards and then he has to go in and provide that information. I solicit your Aye vote. There was no opposition in committee to this bill.

PRESIDENT:

Any discussion? Senator Keats.

SENATOR KEATS:

Thank you, Mr. President. Will the sponsor yield?

PRESIDENT:

Indicates he'll yield, Senator Keats.

SENATOR KEATS:

We're talking about the sanctity of the lawyer-client relationship. A couple of minutes ago on Senate Bill 194 we just said the doctor and his client's relationship is a zero and he's going to give those blood tests whether we like it or not and we all thought it was a good idea. Now, we're saying a doctor whose role is life and death does not have that kind of protection, but a lawyers whose role is let's merely say slightly less than life and death is offered a protection that we will not offer to a...a doctor. I...I would think...first philosophically, could you explain that to me and then I do have a...another question or two.

PRESIDENT:

Senator Marovitz.

SENATOR MAROVITZ:

Be happy to explain it to you. The veil here can be pierced very easily by the court. We're saying, court, you make the determination that the...attorney-client privilege should be pierced, should...the veil of the...of the...of the privilege should be pierced and the subpoena will issue and you will have to testify against your client before the grand

jury, that's very simple. All...we're just providing some safeguards and the court will issue the subpoena that the...that the judge...that the lawyer would have to go in and testify...before the grand jury.

PRESIDENT:

Senator Keats.

SENATOR KEATS:

We're offering this safeguard to lawyers but we didn't offer the same safeguard to doctors. What I'm saying is why are lawyers protected more than doctors, 'cause it didn't require a judge to get that blood test.

PRESIDENT:

Senator Marovitz.

SENATOR MAROVITZ:

I think in this case we're talking about a lawyer whose job it is to defend somebody and that...confidential information is used to defend that individual, that's not a doctor's job. The doctor's job is not to defend somebody, it's to...to perform treatment on somebody. I think, perhaps, Senator...well, Senator Hawkinson is.

PRESIDENT:

Senator Keats.

SENATOR KEATS:

I don't think you can truly differentiate between those two. Now a doctor's relationship, I think, would be considered far closer and probably needs to be given substantially more personal information than you would be willing to give to a lawyer. The point you're differentiating I understand, but I don't think you're accurate in terms of assuming the difference of the relationship, that's point one; but the point two factor that I think is significant is saying we have to go to a judge. So, what you say is, a lawyer will decide what a lawyer should do, but you say...but you say in terms of a doctor, you don't offer the same protection. Some-

where where does the outsider fit in? It's always a lawyer deciding what a lawyer can do. Nowhere does the poor slob who's been offended by this crook get an opportunity to have his rights protected 'cause you have to remember whether it's a drug related crime or whether it's organized crime, hey, you're not going to get that kind of help, and I think to assume simply getting an okay from a judge knowing the limitations that have been put on judges by the Supreme Court, et cetera, you won't get this in a case where you have any kind of serious crime, so what we've simply done is said, you can know that your client is a drug seller, organized crime, a murderer and you can have that kind of information, but you don't have to do anything about it. In other words, you can be as big a...big a problem for society as your clients.

PRESIDENT:

Senator Barkhausen.

SENATOR BARKHAUSEN:

...Senator Marovitz, I...I should remember better than I do any conversation that we might have had about this bill in committee, but I'd like to ask you if you'd yield.

PRESIDENT:

Indicates he will yield, Senator Barkhausen.

SENATOR BARKHAUSEN:

What...what...is this meant to address a serious problem that you feel now exists? Do you...have cases been brought to your attention where you feel defense attorneys have been harassed by prosecutors?

PRESIDENT:

Senator Marovitz.

SENATOR MAROVITZ:

Yes, this is a very serious problem. There's been hundreds of cases litigated across the country on this very issue. The problem is at the forefront of crim-

inal...of...criminal justice system right now and is being discussed in all jurisdictions across this...the country. Recently, grand jury subpoenas were issued where prosecutors tried to obtain information relating to the fees regarding clients who were a target of...of investigation and...and the breaking of the attorney-client privilege and who has the right to order that and...across the country...and as I said, the Supreme Court of Massachusetts has just decided that it is eminently proper for the court to determine that that subpoena should issue under certain circumstances and that is why we have this legislation.

PRESIDENT:

All right, nine additional members have indicated they wish to be heard. Nine. And I would only point out that we have agreed to try to stop at one o'clock. Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President and members, the...the concern that I have as I take a closer look at this bill, and perhaps I should have in committee, is that there are four factors that a court would have to...to look at in determining whether a subpoena should exist and it's the last one of these four that...that as I look at it particularly troubles me. It says that the...that the prosecutor would have to show and the court would have to find that there is not any other feasible alternative to obtain the information and all other means to obtain it have been exhausted, and...and that seems to me that it would be a very difficult burden to put on the prosecutor to show that there is no other alternative means or that those means have been exhausted. In addition to that, even if these four factors set forth in the bill including this last one are...are present, it does not require that the court would then have to...have to issue the subpoena. It still gives the court permission to...to deny

that issuance even if these four factors are present, and...and I would say that that should be reversed in the sense that the court should then be required to issue it if...if these factors are present, but it's that fourth factor that particularly troubles me, and...and for that reason, I believe we ought to withhold support from this bill.

PRESIDENT:

Senator Hawkinson.

SENATOR HAWKINSON:

Thank you, Mr. President. Without responding to the last point raised by Senator Barkhausen and responding to the questions raised by Senator Keats, I believe he's comparing apples and oranges. We're talking about testimonial privilege here where information is conveyed from an attorney to a client. There's Supreme Court cases of longstanding that the removal of blood and blood tests are not covered by testimonial privilege...but have lesser constitutional protection and so the analogy between Senate Bill 194 and...and this bill is inappropriate.

PRESIDENT:

Further discussion? Senator Dudycz.

SENATOR DUDY CZ:

Thank you, Mr. President. Senator Marovitz, a question.

PRESIDENT:

Sponsor indicates he'll yield, Senator Dudycz.

SENATOR DUDY CZ:

...has the Cook County State's Attorney expressed an opinion on this legislation?

PRESIDENT:

Senator Marovitz.

SENATOR MAROVITZ:

State's Attorney of Cook County has no opposition to this...this piece of legislation.

PRESIDENT:

Senator Dudycz. Further discussion? Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. I think that it's important for each of us to take a moment and to understand what this does. You know, we've done more than this for the press, and I want you to know that. We passed a reporter's shield bill that allows them to...protect their confidential news sources and you got to go to court and show that you can't get anyplace else and that there's a whole string of preconditions before you can even ask a reporter to come in and talk about where he found certain things out. Now the reason I used that as an example is that there are three privileges that have evolved through the common law over hundreds of years that have stood a democratic society in very good stead and those three privileges are the parishioner-clergymen. If you go in and confess your sins to the priest or share a concern that may involve a...impropriety or a criminal act with a clergyman, that clergyman cannot...cannot under any circumstances be required to divulge your conversation. Attorney...a patient-doctor relationship, you go to that doctor, that privilege is still...sacrosanct. That doctor cannot be made to disclose what you said to him, and the third common law privilege is attorney and client. It's not the attorney's privilege, and I want to stress that, it is the client's privilege, it's each of your privileges that when you come in and you see Lawyer DeAngelis and you have a serious problem, you want his guidance, you want his advice, you want to know what's best for you...for you and it...and a democratic society has always protected that privilege. What we are saying by this bill is that the action of some state's attorneys has put a chilling effect on that relationship. When a lawyer is subpoenaed, even though he can go before the grand jury and say, grand jury, I refuse to answer because

it's my client's privilege for me not to disclose what he said, that client is sitting outside or at home and he's worried, what's that lawyer really going to say in front of that grand jury? Is that lawyer not going to know about the privilege? Is he under other pressures? Is he going to say something that he really shouldn't say if he acts as my lawyer really should? And, ladies and gentlemen, I suggest to you that these...preconditions are reasonable. They...protect society's interest, but most importantly, this bill is important because it protects each of our individual privilege to go in, talk to a lawyer and not allow somebody else to delve into that conversation. I urge an Aye vote.

PRESIDENT:

Further discussion? Is there any further discussion? Senator Marovitz may close.

SENATOR MAROVITZ:

Well, thank you, very much, Mr. President, and I appreciate the comments of Senator Berman and Senator Hawkinson. There is a vast difference between 194 regarding blood tests...of a...in a DUI case which the Supreme Court has ruled are admissible and...and this particular piece of legislation. What's happened all too frequently is that attorneys have been brought into the grand jury and basically asked all the elements of the crime, very substantive questions, what...what was your opinions of this fellow? Do you think he's the type of person that could...could...could drink to excess? could be a drunk driver? was he emotionally stable? Basically...questions like that, and this...this legislation is not designed to protect the lawyer, the lawyer is not the target. This...this is designed to protect the public in general regarding confidential disclosures, and the sanctity of the judge is protected, they make those determinations; and if a judge decides, hey, this is important information and there's no other way that you can get it,

let's bring in the attorney, as they have in other jurisdictions, the attorney will be subpoenaed in and he will be...he will have to testify before the grand jury, but we leave these matters up to the court in all other circumstances, there's no reason why we shouldn't leave it up to the court now, that really is not going to be protecting a...a hardened criminal where there's no other way to get this information. This is very important piece of legislation, it has...bears no comparison with the...with the previous bill which was designed to get information in serious DUI cases where there is no other way to get that information. I solicit your Aye vote for this bill.

PRESIDENT:

Question is, shall Senate Bill 358 pass. Those in favor will vote Aye. Opposed vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 32 Ayes, 20 Nays, 2 voting Present. Senate Bill 358 having received the required constitutional majority is declared passed. 359 is on the recall. I beg your pardon, Senator Keats, for what purpose do you arise?

SENATOR KEATS:

I cannot believe the Senate would pass this bill. We got to check and make sure thirty-two people were here, please.

PRESIDENT:

That request is in order. Senator Keats has requested a verification. Will all the members please be in their seats. Mr. Secretary, please read the affirmative roll call.

ACTING SECRETARY: (MR. HARRY)

The following voted in the affirmative: Alexander, Berman, Carroll, D'Arco, Degnan, del Valle, Demuzio, Thomas Dunn, Fawell, Geo-Karis, Hall, Hawkinson, Holmberg, Jacobs, Jones, Jeremiah Joyce, Jerome Joyce, Lechowicz, Luft, Marovitz, Netsch, Newhouse, O'Daniel, Poshard, Savickas,

Schuneman, Severns, Smith, Vadalabene, Welch, Zito, Mr. President.

PRESIDENT:

Senator Keats, do you question the presence of any member?

SENATOR KEATS:

Did I just see Senator D'Arco come in? Could...could he wave, please, so I could see him again?

PRESIDENT:

Senator D'Arco on the Floor? Senator D'Arco is at the back of the Chamber, yes.

SENATOR KEATS:

Senator Degnan.

PRESIDENT:

Senator Degnan on the Floor? Senator Degnan on the Floor? Senator Degnan on the Floor? He is not. Strike his name, Mr. Secretary.

SENATOR KEATS:

Senator Savickas.

PRESIDENT:

Senator Savickas on the Floor? Is Senator Savickas on the Floor? Strike his name, Mr. Secretary.

SENATOR KEATS:

Senator Joyce, Jeremiah.

PRESIDENT:

Senator Joyce on the Floor? Senator Joyce on the Floor? Strike his name, Mr. Secretary.

SENATOR KEATS:

No further questions.

PRESIDENT:

All right, Mr. Secretary. The roll has been verified. There are 29 Ayes, 20 Nays, 2 voting Present. Senator Marovitz wishes that further consideration of Senate Bill 358 be postponed. Without objection, it's so ordered. Senator

Luft, just...by the happenstance of the printer, you are the last on the page and I think we'll stop then. On the Order of Senate Bills 3rd Reading is Senate Bill 360. We will then have some paper work to conclude. Before everybody rushes off, copies of the Agreed Bill List have been distributed. The procedure is on the front of the copy. I'd urge you to take it with you, take a look at it. We will get to that order of business late Tuesday. On Monday we will do...Monday we come in at noon, we will do 2nd readings because a number of fiscal notes have today been filed and we will do 3rd readings, appropriations bills first and then 3rd readings up until about six o'clock. On Tuesday, we will start at ten and do recalls. Now so far, the Secretary informs me that forty are on the recall list, 4-0. So, it's going to be a long Tuesday, I'm afraid. Senator Newhouse, for what purpose do you arise?

SENATOR NEWHOUSE:

Mr. President, I had a death resolution. I wonder if that's on...

PRESIDENT:

We'll...we'll get there...we're not shutting down yet, I just saw people starting to move in a hurry here. On the Order of Senate Bills 3rd Reading, Senate Bill 360. Read the bill, Mr. Secretary.

END OF REEL

REEL #4

ACTING SECRETARY: (MR. HARRY)

Senate Bill 360.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. County assessors in all counties are required by law to publish delinquent tax lists and also parcel assessment publications. It is also set in the state Statutes the fee that the publications can charge the counties, those fees have not been changed since 1977. What this bill simply does is increase the rate for advertising delinquent tax lists from thirty cents to forty cents per column line for downstate counties and increases the rate for advertising delinquent tax lists from forty cents to fifty cents per column line in Cook County, and it changes the publication per...parcel fee for newspapers publishing assessment lists in downstate counties.

PRESIDENT:

Any discussion? If not, the question is, shall Senate Bill 360 pass. Those in favor will vote Aye. Opposed vote Nay. The voting is open. All voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 44 Ayes, 7 Nays, 1 voting Present. Senate Bill 360 having received the required constitutional majority is declared passed. Messages from the House.

ACTING SECRETARY: (MR. HARRY)

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

Mr. President - I am directed to inform the Senate

that the House of Representatives has passed bills with the following titles, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

House Bills 48, 50, 226, 227, 281, 305, 351, 372, 462, 597, 612, 639, 654, 687, 845, 850, 881, 934, 954, 1087, 1284, 1298, 1332, 1336, 1370, 1455, 1465, 1646, 1841, 1875, 1923, 1934, 1988, 1992, 2021, 2051, 2104, 2227, 2228, 2250, 2362 and 2401.

PRESIDENT:

Committee reports.

ACTING SECRETARY: (MR. HARRY)

Senator Savickas, chairman of the Committee on the Assignment of Bills, reports the following House bills: Elementary and Secondary Education - 35; Executive - 81, 173, 1249, 1401, 2369, 2642; Insurance, Pensions and Licensed Activities - 367, 465, 1337, 2827; Judiciary - 121 and 2167; Labor and Commerce - 898 and 2022; Local Government - 594, 642, 1300 and 1938; Public Health, Welfare and Corrections - 476, 1726, 2183, 2359, 2839, 2872; and Transportation - 1299 and 2532. All House bills.

PRESIDENT:

Resolutions, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senate Resolution 264, by Senator Holmberg.

Senate Resolution 265, by Senator Mahar.

Senate Resolution 266, by Senators Kelly, DeAngelis and Mahar.

Senate Resolution 267, by Senator Kelly.

Senate Resolution 268, by Senator Ralph Dunn.

All congratulatory.

PRESIDENT:

Consent Calendar.

ACTING SECRETARY: (MR. HARRY)

Senate Resolution 269, a death resolution.

And Senate Resolution 270...extends condolences.

PRESIDENT:

Consent Calendar, Mr. Secretary.

ACTING SECRETARY: (MR. HARRY)

Senator...Senate Resolution 271, by Senators Demuzio, Tom
Dunn, Hawkinson and Watson.

PRESIDENT:

Executive. All right. With respect to the Resolutions
Consent Calendar which has been distributed, Mr. Secretary,
have any objections been filed?

ACTING SECRETARY: (MR. HARRY)

No objections have been filed.

PRESIDENT:

No objections having been filed, Senator Vadalabene would
move that Senate Resolutions 243, 244, 245, 246, 247, 248,
249, 250, 251, 254, 256, 257, 258, 259, 260, 261, Senate
Joint Resolution 51, House Joint Resolution 72 and Senate
Resolutions, which were just added, 263 to 270, be adopted.
All in favor of the motion to adopt indicate by saying Aye.
All opposed. The Ayes have it. The motion carries and the
Resolutions Consent Calendar is adopted. Resolutions.

ACTING SECRETARY: (MR. HARRY)

Senate Joint Resolution 52.

(Secretary reads SJR 52)

PRESIDENT:

Senator Demuzio.

SENATOR DEMUZIO:

Senate Joint Resolution 52 is the adjournment resolution
as just read by the Secretary. It requires the Senate to
reconvene on Monday, May the 18th, at the hour of...of noon.
I would move to suspend the rules for the immediate consider-
ation and adoption of Senate Joint Resolution 52.

PRESIDENT:

All right. Senator Demuzio has moved that the...for the

suspension of the rules for the immediate consideration and adoption of Senate Joint Resolution 52. All in favor of the motion to suspend indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Demuzio now moves the adoption of Senate Joint Resolution 52. All in favor indicate by saying Aye. All opposed. The Ayes have it. The motion carries. The resolution is adopted. All right. With leave of the Body, there have been...members have filed motions. I'd ask the Secretary to read the motions that we placed on the Calendar on the Order of Motions in Writing just to indicate they have been filed and then Senator Philip and I will have to figure out a time at which to hear those. Mr. Secretary, if you'd just read the motions we'll ask that they be placed on the Calendar on the Order of Motions in Writing.

ACTING SECRETARY: (MR. HARRY)

I move to recommit Senate Bill 153 to the Senate Committee on Transportation. Senator Frank Watson.

I move that Senate Elementary and Secondary Education be discharged from further consideration of Senate Bill 63, and that Senate Bill 63 be placed on the Calendar on the Order of 2nd Reading. Senator Kelly.

I move to discharge the Committee on Transportation from further consideration of Senate Bill 276 and that it be advanced to 2nd reading. Senator Philip.

I move to discharge the Committee on Transportation from further consideration of Senate Bill 275 and that it be advanced to 2nd reading. Senator Philip.

I move to suspend the rules to discharge the Senate Committee on Financial Institutions from further consideration of Senate Bill 186 for purposes of placing on Order on 2nd Reading. Senator Berman.

PRESIDENT:

Senator Poshard, for what purpose do you arise sir?

SENATOR POSHARD:

Yes, thank you, Mr. President. Mr. President, I have permission of the sponsors to be included as a hyphenated co-sponsor on Senate Bill 188 and as a cosponsor on Senate Bill 400 and Senate Bill 303.

PRESIDENT:

All right. The gentleman seeks leave of the Body to be added as the hyphenated cosponsor on Senate Bill 188 and to be added as a cosponsor on Senate Bills 400 and 303. Without objection, leave is granted. Senator Berman, for what purpose do you arise, sir?

SENATOR BERMAN:

Thank you, Mr. President. I'd ask for leave to add Senator Smith as a hyphenated cosponsor on House Bill 1-7-2-6.

PRESIDENT:

All right. 1726, House Bill 1726. The gentleman seeks leave of this Body to add Senator Smith as the hyphenated co-sponsor. Without objection, leave is granted. Further business to come before the Senate? Any announcements? If not, Senator Sam moves that the Senate stand adjourned until Monday, May 18, Monday, at the hour of noon. Have a nice weekend everybody. The Senate stands adjourned.

12/16/87
14:17

STATE OF ILLINOIS
85TH GENERAL ASSEMBLY
SENATE
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