

80TH GENERAL ASSEMBLY

GENERAL SESSION

JUNE 26, 1978

1. PRESIDING OFFICER: (SENATOR KENNETH HALL)

2. The hour of...ten having arrived the Senate will please  
3. come to order. Our chaplain for today will be Father Eugene  
4. Hunguet, St. Joseph Church, Prairie du Rocher, Illinois. Will  
5. our guests in the gallery please rise.

6. FATHER HUNGUET:

7. (Prayer by Father Hunguet)

8. PRESIDING OFFICER: (SENATOR KENNETH HALL)

9. Reading of the Journal. Senator Johns.

10. SENATOR JOHNS:

11. Mr. President, I move that reading and approval of the  
12. Journals of Tuesday, June the 20th; Wednesday, June the 21st;  
13. Thursday, June the 22nd; Friday, June the 23rd; Saturday, June  
14. the 24th and Sunday, June the 25th in the year 1978 be postponed  
15. pending arrival of the printed Journals.

16. PRESIDING OFFICER: (SENATOR KENNETH HALL)

17. You've heard the motion. All in favor say Aye. Opposed  
18. Nay. So ordered. Senator Journal...Senator Berman now moves  
19. that the Senate now stand in recess until eleven o'clock a.m.  
20. Senator Johns. Oh, Senator Knuppel.

21. SENATOR KNUPPEL:

22. Yeah, I'd like to have my name shown as the principle  
23. sponsor of House Bill 2529. That's with Senator Hickey's  
24. approval...Leave of the Body.

25. PRESIDING OFFICER: (SENATOR KENNETH HALL)

26. Is leave granted? Leave is granted.

27. SENATOR KNUPPEL:

28. Now, Mr. President...

29. PRESIDING OFFICER: (SENATOR KENNETH HALL)

30. Senator Knuppel.

31. SENATOR KNUPPEL:

32. I would also like to be shown as a cosponsor of House Bill  
33. 3279 since amendments have been adopted to that bill, put it in  
34. the shape that I'd like to have it in.

1. PRESIDING OFFICER: (SENATOR KENNETH HALL)  
2. Is leave granted? Leave is granted.  
3. SENATOR KNUPPEL:  
4. Thank you.  
5. PRESIDING OFFICER: (SENATOR KENNETH HALL)  
6. Senator Berman moves that the Senate will stand in recess  
7. until eleven a.m. All in favor say Aye. Opposed. The motion  
8. carries. The Senate is now in recess until eleven a.m.  
9. (RECESS)  
10. (AFTER RECESS)  
11. PRESIDING OFFICER: (SENATOR DONNEWALD)  
12. Messages from the House.  
13. SECRETARY:  
14. A Message from the House from Mr. O'Brien, Clerk.  
15. Mr. President - I am directed to inform the Senate  
16. the House of Representatives refused to concur with the Senate  
17. in the adoption of their amendment...to the bill with the  
18. following title: House Bill 2842 with Senate Amendment No. 2.  
19. A Message from the House from Mr. O'Brien, Clerk.  
20. Mr. President - I am directed to inform the Senate  
21. the House of Representatives passed a bill with the following  
22. title in the...in the passage of which I am instructed to ask  
23. concurrence of the Senate to-wit: House Bill 3405.  
24. PRESIDING OFFICER: (SENATOR DONNEWALD)  
25. House Bills, 3rd reading. House Bill 236, Senator Rock.  
26. House Bill 255, Senator Knuppel. House Bill 256, Senator  
27. Knuppel. House Bill 297, Senator Knuppel. House Bill 2...562,  
28. rather, Senator Regner. House Bill 1088, Senator Kenneth Hall.  
29. House Bill 1226, Senator Graham-Mitchler. House Bill 1270,  
30. Senator Berman-Glass. House Bill 1436, Senator Clewis. House  
31. Bill 1533, Senator Kenneth Hall. House Bill 2105, Senator  
32. Demuzio. House Bill 2359, Senator Chew. House Bill 2529,  
33. Senator Hickey. House Bill 2540, Senator Leonard-Berning.

1. House Bill 2582, Senator Guidice. House Bill 2600, Senator
2. Knuppel. House Bill 2632, Senator Rock. House Bill 2635,
3. Senator Davidson. House Bill 2695, Senator Lane. House Bill
4. 2730, Senator Rupp. House Bill 2818, Senator Hickey. House
5. Bill 2863, Senator Grotberg. House Bill 2891, Senator Buzbee.
6. House Bill 2911, Senator Regner. House Bill 2925, Senator
7. Berman. House Bill 2929, Senator McMillan. House Bill 2970,
8. Senator Grotberg. We're on 3rd reading, Senator Grotberg, if
9. you wish to call your bill. House Bill 2984, Senator McMillan.
10. House Bill 2985, Senator Coffey. House Bill 2986, Senator Ozinga.
11. House Bill 2987, Senator Davidson. House Bill 2989, Senator
12. McMillan. House Bill 3012, Senator Wooten. House Bill 3019,
13. Senator Lemke-Clewis. House Bill 3050, Senator Hynes-Shapiro.
14. House Bill 3053, Senator Davidson. House Bill 3062, Senator Hall,
15. Kenneth-Vadalabene. House Bill 3108, Senator Roe. House Bill
16. 3112, Senator Lane. House Bill 3113, Senator Lane. House Bill
17. 3124, Senator Sangmeister. House Bill 3157, Senator Leonard.
18. House Bill 3160, Senator Lane. House Bill 3161, Senator Leonard.
19. House Bill 3167, Senator Hynes-Johns. House Bill 3184, Senator
20. Egan. House Bill 3192, Senator Egan-Carroll. House Bill 3201,
21. Senator Newhouse. Senator, do you wish to call that...House Bill
22. 3224, Senator McMillan. House Bill 3233, Senator Grotberg.
23. House Bill 3234, Senator Rhoads. House Bill 3235, Senator
24. McMillan. House Bill 3237, Senator Shapiro. House Bill 3274,
25. Senator Rock. Read the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 3274.

28. (Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Rock.

32. SENATOR ROCK:

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

1. Senate. House Bill 3274 is an amendment to the Community  
2. College Act and I might for the sake of Senator Walsh and  
3. others indicate that it will probably most probably wind up  
4. in a Conference Committee anyway but what it does it...it  
5. allows those community colleges which have, in fact, established  
6. a working cash fund to once in a period of ten years abolish  
7. that working cash fund and utilize the money for a...some  
8. project. The bill was suggested...is at the suggestion of  
9. Triton College which has the opportunity to build a building  
10. with the use of about seven million dollars in State money  
11. that has been approved both by this Assembly and by the  
12. Governor but it requires a local match of some two million  
13. dollars. The bill has been amended in the Senate to provide,  
14. as I say, that they can do it once, only once in a ten year  
15. period and that once the board takes action that is to say once  
16. the board by majority vote of those on the board decides to abolish  
17. this that it is subject to a Backdoor Referendum. I think the  
18. purpose is good. It is an absolute necessity for a community  
19. college. Just outside of my district there are, as you know,  
20. thirty-nine community colleges, eighteen of them have established  
21. working cash funds. I know of no other college that wishes to  
22. utilize their working cash fund or utilize the provisions of  
23. this bill and I would solicit your favorable roll call.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Glass.

26. SENATOR GLASS:

27. Thank...thank you, Mr. President and Senators. I would  
28. alert the Body to the fact that this bill would allow a tax  
29. without a referendum. There's a Backdoor Referendum, Ladies  
30. and Gentlemen, only on the abolition of a working cash fund  
31. but if the board chooses to start that fund up again it can  
32. do so without a referendum. It can, in fact, place a tax on  
33. the people in that community college district without their

1. ...without their consent and without a referendum. There was  
2. an attempt to amend this bill. I offered an amendment that would  
3. have changed that and provided a referendum. That amendment was  
4. defeated. The bill as it stands is a tax without a referendum.  
5. I would urge opposition.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Thank you, Mr. President. I'd like to ask the sponsor a  
8. question. Actually, this is a little out of the field but it  
9. relates. In the common schools, is it necessary to have a  
10. referendum for the establishment of a working cash fund  
11. where there are bonds involved. There is not for the case  
12. where they simply levy a five cent tax. Do...do you know the  
13. answer to that, Senator Rock?

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Rock.

16. SENATOR ROCK:

17. The answer is No.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator...Senator Hickey.

20. SENATOR HICKEY:

21. So then, Senator Rock, for the school board to be able to  
22. do this without...to reestablish it without a referendum is...  
23. completely consistent with the way the process is now in the  
24. common school operation.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Rock.

27. SENATOR ROCK:

28. That is correct.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there further discussion? The question is, shall House  
31. Bill 3274 pass. Just a moment. Senator Rock.

32. SENATOR ROCK:

33. I...I would thank you, Mr. President and Ladies and Gentlemen

1. of the Senate, I would...I would in closing say that I think  
2. the use of catch words like tax without referendum...we're...  
3. you know since the advent of Proposition 13 and the Boston  
4. Tea Party everybody's a little nervous. The fact is that  
5. eighteen of thirty-nine community colleges have adopted or  
6. have utilized the provisions of the Statute whereby they can  
7. adopt...or provide for a working cash fund. This legislation  
8. simply allows one community college to take advantage of a  
9. once in a lifetime chance from this General Assembly and the  
10. Governor to receive seven million dollars in State money.  
11. They have some four million dollars in the working cash fund.  
12. This will allow them to reach in and for a one time only take  
13. two million dollars of that which is required for a local  
14. match. I don't think it will...impact, frankly, on the tax  
15. rate and I think the characterization of a tax without  
16. referendum, there is provided a Backdoor Referendum but I  
17. think the characterization is, frankly, unfair and I would  
18. solicit a favorable roll call.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. The question is, shall House Bill 3274 pass. Those in  
21. favor vote Aye. Those opposed Nay. The voting is open. Have  
22. all those voted who wish? Have all those voted who wish? Take  
23. the record. On that question, the Ayes are 31, the Nays are 16,  
24. 1 Voting Present. House Bill 3274 having received the  
25. constitutional majority is declared passed. Senator Glass  
26. requests a verification of the affirmative. Will the members  
27. please be in their seats. Senator Rock.

28. SENATOR ROCK:

29. Can I request a verification of the negative first so we  
30. can get them all here?

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Will the members please be in their seats. The members  
33. please be in their seats. The Secretary...the Secretary will

1. call the affirmative vote.
2. SECRETARY:
3. The following...the following voted in the affirmative:
4. Berman, Bruce, Buzbee, Carroll, Chew, Clewis, Collins, D'Arco,
5. Davidson, Demuzio, Egan, Grotberg, Kenneth Hall, Hickey,
6. Joyce, Knuppel, Ziomek, Lane, Lemke, Leonard, Maragos, Merlo,
7. Netsch, Rock, Rupp, Sangmeister, Savickas, Vadalabene, Wooten,
8. Mr. President.
9. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. Senator Glass.
11. SENATOR GLASS:
12. Senator Wooten?
13. PRESIDING OFFICER: (SENATOR DONNEWALD)
14. Is Senator Wooten on the Floor? Senator Wooten is on
15. the Floor.
16. SENATOR GLASS:
17. Senator Chew?
18. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. Senator Chew is here, improperly attired.
20. SENATOR GLASS:
21. Senator Guidice?
22. PRESIDING OFFICER:(SENATOR DONNEWALD)
23. Who is it, Senator?
24. SENATOR GLASS:
25. Senator Lane?
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. Senator Lane is on...in his chair.
28. SENATOR GLASS:
29. Senator Newhouse. He didn't vote. All right.
30. PRESIDING OFFICER:(SENATOR DONNEWALD)
31. Senator Newhouse is on it...at his chair. Newhouse did
32. not vote. Excuse me.
33. SENATOR GLASS:

1. Is...is Senator Maragos on the Floor?
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. Senator Maragos is on the Floor.
4. SENATOR GLASS:
5. Is that enough? I know it, I can't...
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. Senator, is that it?
8. SENATOR GLASS:
9. Let's see. Yes, I...
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. The roll has been verified. On that question, the Ayes
12. are 31, the Nays are 16, 1 Voting Present. House Bill 3274
13. having received the constitutional majority is declared passed.
14. House Bill 3276, Senator Coffey-Shapiro. House Bill 3287,
15. Senator Moore. House Bill 3296, Senator Newhouse. You wish
16. to call that bill, Senator? House Bill 3327, Senator Guidice.
17. House Bill 3370, Senator Maragos. House Bill...it's an
18. appropriation bill. House Bill 3374, Senator Schaffer. House
19. Bill 3377, Senator D'Arco. We're on the Order of 3rd reading,
20. House Bill 3377. Read the bill, Mr. Secretary.
21. SECRETARY:
22. House Bill 3377.
23. (Secretary reads title of bill)
24. 3rd reading of the bill.
25. PRESIDING OFFICER: (SENATOR DONNEWALD)
26. Senator D'Arco.
27. SENATOR D'ARCO:
28. Thank you, Mr. President. This is an appropriation bill
29. that appropriates eleven thousand dollars to the Illinois
30. Visually Handicapped Institute for the purposes of a
31. substitute teacher. It's more of a symbolic gesture than
32. anything else because we feel the institute does need a
33. new teacher in order to...handle the handicapped children there

1. even though the Fiscal Year is over so it's more symbolic  
2. than anything but I would appreciate a favorable vote.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there discussion? The question is, shall House Bill  
5. 3377 pass. Those in favor vote Aye. Those opposed Nay. The  
6. voting is open. Have all those voted who wish? Have all those  
7. voted who wish? Take the record. On that question, the Ayes  
8. are 47, the Nays are 3. House Bill 3377 having received the  
9. constitutional majority is declared passed. House Bill 3392,  
10. Senator Ziomek. Read the bill, Mr. Secretary.

11. SECRETARY:

12. House Bill 3392.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Ziomek.

17. SENATOR ZIOMEK:

18. Yes, thank you, Mr. President and members of the Senate.  
19. This bill just appropriates money for the...for the payment  
20. of the awards made by the Court of Claims and I ask for a  
21. favorable roll call.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there discussion? The question is, shall House Bill  
24. ...Senator D'Arco.

25. SENATOR D'ARCO:

26. Well, what...what kind of awards are in this bill?

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Ziomek.

29. SENATOR ZIOMEK:

30. They are the awards that are made by the Court of Claims.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? The question is, shall...

33. The question is, shall House Bill 3392 pass. Those in favor

1. indicate by voting Aye. Those opposed Nay. The voting is  
2. open. Have all those voted who wish? Have all those voted  
3. who wish? Take the record. On that question, the Ayes are  
4. 54, the Nays are None. House Bill 3392 having received the  
5. constitutional majority is declared passed. House Bill 3394,  
6. Senator Shapiro. House Bill 3395, Senator Lemke. House Bill  
7. 3395. On the Order of 3rd reading. Just a few moments ago...  
8. May I have the attention of the members. Many members were  
9. not on the Floor just a few moments ago for the purpose of  
10. considering House Bills, 3rd reading, we will rerun the  
11. Calendar at this time. Senate Bill 236, Senator Rock.  
12. Senate Bill 255, Senator Knuppel. House Bill 256, Senator  
13. Knuppel. House Bill 297. Read the bill, Mr. Secretary.

14. SECRETARY:

15. House Bill 297.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Knuppel. Just a moment. Will the members please  
20. be in their seats and break up the conferences. Will the  
21. Sergeant-at-Arms clear the well...clear the aisles. Proceed.  
22. Senator Knuppel very seldom speaks and he would like to have  
23. your attention. Senator Knuppel.

24. SENATOR KNUPPEL:

25. Mr. President and members of the Body. House Bill 297  
26. is a bill...designed to require that the State pay for mandated  
27. programs commencing on after January 1st, 1980. It does exclude  
28. those financed by Federal funds and it provides that when...that  
29. the determination of what the cost is shall be by the appropriate  
30. agency involved. As you all know we're hearing from our people  
31. in the precincts that they're tired of mandated programs. They're  
32. tired of taxes to finance mandated programs, particularly, local  
33. taxes. You've heard of the Tax Revolt Proposition 13, et cetera.

1. This is caught in future language commencing with January 1st,  
2. 1980 and mandated programs after that. I think it's good  
3. legislation. I think it's legislation that in a sense is in  
4. the order of a tax freeze and that...that it won't take care  
5. of inflation but will take care of programs that we keep passing  
6. on and mandating the local units of government. Schools, cities,  
7. et cetera. I think this kind of legislation should be on the  
8. books as a protection to the local taxpayer and to avoid the  
9. type of a...of a catastrophic thing that happened in California  
10. so I propose this as good legislation and I would appreciate a  
11. favorable roll call.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there discussion? The question is, shall House Bill  
14. 297 pass. NO, just a moment. Senator Wooten.

15. SENATOR WOOTEN:

16. Just a question. I voiced this concern when we passed a  
17. bill raising the minimums for salaries. It would seem to me  
18. that since we are mandating the salary ranges of county officials  
19. and we have done that now that that would come under this bill  
20. since we are mandating a change because I believe, Senator,  
21. this covers anything, doesn't it? It affects any unit of  
22. local government and would we not then be required...could it  
23. not be construed that we'd be required to make up, at least, that  
24. difference in the local...in the county salary?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator...Senator Knuppel.

27. SENATOR KNUPPEL:

28. Well I personally think you're close on the point, however,  
29. what the bill says, it says "mandated any State mandated program  
30. for any increased level of service." Now increasing the minimum  
31. salary does not insure that there's an increased level of service.  
32. The people would be doing the same job but I'm inclined to agree  
33. with you that in the future increased salaries for local officials

1. should be mandated by the county board rather than us but I  
2. don't believe that it reaches salaries. I think it says mandating  
3. increased levels of service.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Wooten.

6. SENATOR WOOTEN:

7. Thank you. I simply want to point out I think we probably  
8. would find a lot of support for this. It's a good idea but we  
9. might want to look back over what we have done already because  
10. we may be adding some costs to State government by the passage  
11. of this bill and I don't know if it's altogether a good idea  
12. or not. I believe that we ought to exercise restraint and that  
13. we ought not mandate programs unless...unless we do, in fact,  
14. supply the wherewithal to pay for them but I simply wanted to  
15. voice that caveat before the passage of this bill because we  
16. may...I can't recall off hand but we may have mandated things  
17. in which the State will be liable in bills that we've already  
18. passed this year.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? Senator Berning.

21. SENATOR BERNING:

22. Thank you, Mr. President. The question that I have has to  
23. do with the apparent relieving of local government of responsibility  
24. then for the covering of the costs of local services. Senator  
25. Knuppel, is there anything in the bill and I have to apologize  
26. for not being knowledgeable about the bill, is there anything  
27. in there that will require local governmental units to continue  
28. to fund their normal operations at the same level of support in  
29. the event that a portion of their costs are picked up by the  
30. State as a result of something that can be construed as a mandate  
31. and a bill then forwarded to the State...a bill of...for dollars  
32. forwarded to the State as a balance due?

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Just...just a moment. Do we have leave for still pictures  
2. by UPI? Leave is granted. Senator Knuppel may respond.

3. SENATOR KNUPPTEL:

4. I do not believe that's the intent nor do I believe the  
5. language does that. It says any mandated program for increased  
6. level of service and that's what would make...would be something  
7. that made the local unit of government necessarily expand either  
8. in it's services or...or expand its costs and I think that this  
9. answers the question and the intent that it is not the intent  
10. that continued services at their present level or even at an  
11. additional cost without some action...some affirmative action  
12. on the part of the Legislature would require reimbursement.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Rhoads.

15. SENATOR RHOADS:

16. A question of the sponsor?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. He indicates he will yield.

19. SENATOR RHOADS:

20. Senator Knuppel, like Senator Wooten I'm very much for the  
21. concept that you're trying to promote here. Do you have any  
22. idea how this bill, if passed, might effect the Fiscal Note  
23. Act with respect to fiscal notes that will have to be prepared  
24. for new bills requiring State mandated programs?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Knuppel.

27. SENATOR KNUPPTEL:

28. Sir, this is a relatively new concept. I think there are  
29. some other bills in here similar to it. The cost in the sense  
30. of a fiscal note, I would think that any kind of a mandated  
31. program increasing the level of services to be furnished by a  
32. school district or a unit of local government would have to be  
33. attached to any bill with the intent that we were going to pay it.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Vadalabene.

3. SENATOR VADALABENE:

4. Yes, thank you, Mr. President. I rise in support of this  
5. legislation. If you recall...if Senator Wooten recall we have  
6. done something for the counties just, I think, it was either  
7. last Friday or Saturday where we relieved the burden of the  
8. counties in paying of the judges and we've taken that upon the  
9. State of Illinois. So...there is some relief going on...down  
10. to the counties and I think this is a good bill.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Berman.

13. SENATOR BERMAN:

14. Forget it.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Grotberg.

17. SENATOR GROTBORG:

18. Thank you, Mr. President and members of the Senate. I  
19. rise to vote for this bill. I realize it may cause problems  
20. for my Governor and our Governor, for our treasury but I'm a  
21. member of the Governor's Commission on State Mandated Programs,  
22. the Local Government Commission and it met all summer long and  
23. all winter last year trying to arrive at a conclusion as what  
24. to do about mandated programs and we heard testimoney all over  
25. the State of Illinois on many issues regarding local government.  
26. This was the number one issue. I don't know if this bill will  
27. do it and I don't know if we can afford it but we must respond  
28. and send to the Governor an opportunity to deal with that matter  
29. on behalf of government in Illinois, the State government and  
30. its relationship to the locals. It's for that reason that I'm  
31. going to cast an Aye vote for this bill.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Schaffer.

1. SENATOR SCHAFFER:

2. (Machine cutoff) the sponsor would yield? The one thing...

3. PRESIDING OFFICER:(SENATOR DONNEWALD)

4. He indicates he will.

5. SENATOR SCHAFFER:

6. ...that bothers me, Senator Knuppel, right now Arbor Day  
7. is a mandated program in education and,of course, schools in  
8. my area go out and have the kids plant a tree. Most of the time they  
9. get the tree donated. Well let's say that the State mandated  
10. ...it wasn't a mandate that we mandate the celebration of  
11. Arbor Day and that my...one of my local school districts  
12. then decided they wanted to plant a two hundred foot oak tree at  
13. a cost of sixty-five thousand dollars. Could they,then, come  
14. back to the State and say you mandated that we observe Arbor  
15. Day and we did, we thought we'd plant this Oak tree. Here's  
16. the bill for sixty-five thousand bucks, please pay the guy he's  
17. ...in a hurry for the money. What control do we have once we...  
18. we pass...if we do pass a mandated program that it won't be  
19. abused and that the local districts won't figure this is a real  
20. good way to get into the State treasury?

21. PRESIDING OFFICER:(SENATOR DONNEWALD)

22. Senator Knuppel.

23. SENATOR KNUPPEL:

24. Well we should be thinking about that when we pass it. Now  
25. when we're talking about a program that was mandated in the past  
26. I've already answered that question for Senator Berning. If  
27. we mandated a new Arbor Day or day similar to that then we would  
28. discuss these problems and we very well may not mandate it unless  
29. we say limited to a certain amount. We take into greater  
30. consideration what might happen but to go on the way we have  
31. been I'll tell you and you know the voters in your district as  
32. well as mine are screaming enough, enough, enough. We don't  
33. want any more mandated programs and this will make us, at least,

1. think before we adopt any more mandated programs.

2. PRESIDING OFFICER:(SENATOR DONNEWALD)

3. Is there further discussion? Senator Knuppel may close.

4. SENATOR KNUPPEL:

5. Well all I can say is that we've reached that point. We  
6. have a responsibility to respond to the cries of...the outcries  
7. of our citizens and they are crying out and I think that our  
8. vote...if we had a vote on a Proposition 13 it would be just  
9. like it was in California. This bill indirectly does exactly  
10. what it ought to do. It freezes or will start to freeze taxes  
11. not as far as inflation is concerned but as far as...additional  
12. services are concerned at the local level and if we increase  
13. those services then we should pay for them. It's our responsibility  
14. and as I say our people have said enough.

15. PRESIDING OFFICER:(SENATOR DONNEWALD)

16. The question is, shall...the question is, shall House Bill  
17. 297 pass. Those in favor vote Aye. Those opposed Nay. The  
18. voting is open. Have all those voted who wish? Take the  
19. record. On that question, the Ayes are 47, the Nays are 6, 3  
20. Voting Present. House Bill 297 having received the constitutional  
21. majority is declared passed. House Bill 562, Senator Regner.  
22. House Bill 1088, Senator Kenneth Hall. Read the bill, Mr.  
23. Secretary.

24. SECRETARY:

25. House Bill 1088.

26. (Secretary reads title of bill)

27. 3rd reading of the bill.

28. PRESIDING OFFICER:(SENATOR DONNEWALD)

29. Senator Kenneth Hall.

30. SENATOR KENNETH HALL:

31. Thank you, Mr. President and Ladies and Gentlemen of the  
32. Senate. House Bill...1088 grants authority to the Illinois  
33. Industrial Development Authority to make loans to the Regional

1. Business Economic Development Council to build Progress Plaza  
2. Industrial Park. This bill empowers the Illinois Industrial  
3. Development Authority to approve loans for the Regional Business  
4. Economic Development Council for the development of Industrial  
5. Park. This Industrial Park Development has a grant offer of  
6. 2.3 hundred...two million three hundred thousand from the U.S.  
7. Department of Commerce Economic Development Administration for  
8. the development of this park. This bill is a grant of authority  
9. to the Illinois Industrial Development Authority to approve loans  
10. for the Progress Industrial Park. I ask your approval of this  
11. matter.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there discussion? The question is, shall House Bill 1088  
14. pass. Senator Soper. Just a moment. Will the members please...  
15. Will the Sergeant-at-Arms clear the aisles and have the members  
16. return to their seats. Senator Soper.

17. SENATOR SOPER:

18. Was there an amendment put on this?

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator...Senator Kenneth Hall.

21. SENATOR KENNETH HALL:

22. Senator Soper, your amendment was put on the other bill  
23. by Senator Grotberg. You put your amendment on the other bill.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Soper.

26. SENATOR SOPER:

27. Now tell me what is the Progress Plaza Industrial Park and  
28. what...what's that first? Let's...let's get at that one.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Kenneth Hall.

31. SENATOR KENNETH HALL:

32. Senator, this is a the Regional Development Council. It's  
33. a Business Economic Industrial complex for the Industrial Progress

1. Park. It's to...this is not the same as what you were thinking  
2. about the last bill, Senator. We took your amendment on the other  
3. bill, if you so choice. Senator Grotberg put that on in the  
4. committee.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Soper.

7. SENATOR SOPER:

8. You're supposed to have a local match on this thing. Did  
9. you ever raise it?

10. PRESIDING OFFICER:(SENATOR DONNEWALD)

11. Senator Kenneth Hall.

12. SENATOR KENNETH HALL:

13. Senator, we're...we're have a grant offer of two million  
14. three hundred thousand from the U.S. Department of Commerce and  
15. Economic Development Administration. We have that...we have  
16. that assurance from them.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Soper.

19. SENATOR SOPER:

20. I didn't ask that question. I said did you raise your  
21. local match or is that supposed to be in the way of a loan?  
22. What...where's your local match come from?

23. PRESIDING OFFICER:(SENATOR DONNEWALD)

24. Senator Kenneth Hall.

25. SENATOR KENNETH HALL:

26. Senator, there is no local match for this bill. Now I'm  
27. not talking about 3062, Senator, I'm talking about 1088.

28. PRESIDING OFFICER:(SENATOR DONNEWALD)

29. Senator Soper.

30. SENATOR SOPER:

31. Yeah. Well then in other words you got two million three  
32. hundred thousand...what...what do you need the...the right to  
33. borrow money? That's the first question. After that I got

1. another one.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Kenneth Hall.

4. SENATOR KENNETH HALL:

5. Well, Senator, this is the grant authority for the Illinois

6. ...this is for the Regional Business and Economic Development

7. Council. They're the ones that this money will go to. It won't

8. go to the people there.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Soper.

11. SENATOR SOPER:

12. Well, who is the grant to?

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Kenneth Hall.

15. SENATOR KENNETH HALL:

16. A...a Senator, if you remember last year that we have here

17. from the U.S. Department of Economic...of Commerce and Economic

18. Development Administration, it says technical assistant grants

19. such as assistance that will include project planning, feasibility,

20. management to operate the State agencies and the...the above

21. programs are funded on a seventy-five percent match here from the

22. action of Regional Development. We weren't able to raise that

23. money so now they have agreed to give us the 2.3 hundred...two

24. million three hundred thousand from the U.S. Department of Commerce

25. and Economic Development.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Soper.

28. SENATOR SOPER:

29. Well, I understand that. IIDA the outfit that you wanted to

30. borrow some money is already all loaned out and they got a million

31. eight hundred thousand. How much more do you want them to be

32. able to loan out that they can't get?

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. Senator Kenneth Hall.

2. SENATOR KENNETH HALL:

3. Well, Senator, the only thing that I have been assured of  
4. from the House sponsor is and I have a letter here from the U.  
5. S. Department of Commerce showing that they will grant if we're  
6. given...the summary of this bill is to grant authority...we're  
7. asking here authority to the Illinois Industrial Development  
8. Authority to make loans to the Regional Business Economic  
9. Development Council. This bill gives them the right to do  
10. that. We're not asking the State for no money.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Soper.

13. SENATOR SOPER:

14. Well, that...that Regional Business Economic Development  
15. Council, pray do tell, Sir, where do they get their money if  
16. they don't get it from the State?

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Kenneth Hall. The time has about expired on this...

19. SENATOR KENNETH HALL:

20. Well, Senator, at this time...

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. ...exchange.

23. SENATOR KENNETH HALL:

24. ...that you know that there was no money available so we  
25. had to follow this route. This is the way we had to go. We  
26. couldn't...we didn't ask...we had some bills before and weren't  
27. able to get it so this way we're going to get it from the...  
28. from this...from the U.S. Department of Commerce and Economic  
29. Development Administration.

30. SENATOR SOPER:

31. Yeah, but you're talking about the State...the State...  
32. Illinois Industrial Development Authority to make loans. Now  
33. where's the Illinois Industrial Development Authority going to

1. get the money if they don't get it from the people of the State  
2. of Illinois?  
3. SENATOR KENNETH HALL:  
4. Well, they...  
5. SENATOR SOPER:  
6. And who's going to pay this loan when you get through?  
7. PRESIDING OFFICER:(SENATOR DONNEWALD)  
8. Senator...Senator Soper, your time has expired. You can  
9. respond to that if you would. Senator Kenneth Hall.  
10. SENATOR KENNETH HALL:  
11. Well, what I'm trying to tell the Senator over there that  
12. this two million three hundred thousand dollars will go to the  
13. Illinois Industrial Development Authority. That's where they...  
14. that's where the State is going to get their money. They're  
15. going to get it from there.  
16. PRESIDING OFFICER:(SENATOR DONNEWALD)  
17. Senator Graham.  
18. SENATOR GRAHAM:  
19. Senator Hall, would you yield for a question?  
20. PRESIDING OFFICER:(SENATOR DONNEWALD)  
21. He indicates he will.  
22. SENATOR GRAHAM:  
23. I think you really very skillfully avoided Senator Soper's  
24. question with regard to local money participation. Is there  
25. any local money?  
26. PRESIDING OFFICER:(SENATOR DONNEWALD)  
27. Senator Kenneth Hall.  
28. SENATOR KENNETH HALL:  
29. Well, Senator...Senator Soper and I have discussed this at  
30. length. Mr. President, for the time...to keep from consuming any  
31. more time take it out of the records and then we will discuss this.  
32. If I had known that he wasn't satisfied I wouldn't have called  
33. it at this time.

1. PRESIDING OFFICER:(SENATOR DONNEWALD)  
2. Take it out of the record. Senator Rhoads, for what  
3. purpose do you arise?  
4. SENATOR RHOADS:  
5. On a point of personal privilege.  
6. PRESIDING OFFICER:(SENATOR DONNEWALD)  
7. State your point.  
8. SENATOR RHOADS:  
9. Several weeks ago I informed the membership that I would  
10. be trying to get a technical amendment placed on Senate Bill  
11. 1558 over in the House. I was informed this morning that the  
12. House will probably not be placing that amendment on so that  
13. we will not have another chance to vote on the appropriation  
14. for the State Board of Elections. I did promise the membership  
15. at that time that I would seek a written explanation from the  
16. Chairman of the State Board of Elections concerning the allegations  
17. made by a Springfield television station to the effect that the  
18. State Board had violated the Open Meetings Act. The pages have  
19. just distributed that explanation on your desks. There's still  
20. considerable disagreement about it but I just wanted you to know  
21. that I did get the explanation and wanted to share it with you.  
22. Thank you.  
23. PRESIDING OFFICER: (SENATOR DONNEWALD)  
24. House Bill 1226, Senator Graham. House Bill 1270, Senator  
25. Berman. Read the bill, Mr. Secretary.  
26. SECRETARY:  
27. House Bill 1270.  
28. (Secretary reads title of bill)  
29. 3rd reading of the bill.  
30. PRESIDING OFFICER:(SENATOR DONNEWALD)  
31. Senator Berman.  
32. SENATOR BERMAN:  
33. Thank you, Mr. President and Ladies and Gentlemen of the

1. Senate. House Bill 1270 is a bill which would allow townships  
2. under the General Assistance Programs to supplement out of local  
3. funds the level of General Assistance without causing the  
4. cessation of participation by the general...by the Department  
5. of Public Aid under the State program. The bill has been  
6. requested and was testified to in committee by a number of  
7. witnesses from the City of Evanston. For a number of years  
8. Evanston has levied the maximum tax allowed under the Public  
9. Aid Code which is one mil but in recognition of the higher  
10. cost of living in the City of Evanston...the City of Evanston...  
11. the Township of Evanston has provided levels of assistance under  
12. General Assistance which are somewhat higher than the level  
13. authorized by the Illinois Department of Public Aid and  
14. accordingly because the levels of assistance are somewhat higher,  
15. the Department of Public Aid has refused to participate in that  
16. program. That means that the cost to the City of Evanston which  
17. is approximately nine hundred thousand dollars a year that the  
18. State does not participate at all. The ironic part about it is  
19. that...that Evanston dropped its level of assistance from about  
20. two hundred and fifty a month to the maximum allowed by the  
21. State of a hundred and seventy-five a month. The State would,  
22. in fact, participate to the extent of two hundred thousand  
23. dollars. What this bill does is to say that if the citizens  
24. of Evanston, for example, wish to provide a somewhat higher  
25. level of General Assistance to its citizens that the...that the  
26. State won't get a windfall but the State would be obligated to  
27. participate the same as if the level of assistance was at the  
28. maximum allowed by the State. I think that this bill deserves  
29. your support for a number of reasons. Number one, it is a local  
30. self help program. The citizens of Evanston, the...the township  
31. of Evanston, the General Assistance Office wants to keep its  
32. operation under control and it's been successful. Our General  
33. Assistance rolls are low. We get people placed in jobs. There

1. is not a lot of paperwork. These are the kind of programs  
2. that we should encourage. I also...submit this bill to your  
3. favorable vote because it won't cost the State any more money  
4. then it would if the Township of Evanston cut back its level  
5. of assistance. So I suggest to you from both a point of view  
6. of helping people that need help and also encouraging strong  
7. local programs. I solicit your Aye vote for House Bill 1270.  
8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Regner.

10. SENATOR REGNER:

11. Well, Mr. President and members of the Senate. The way  
12. I look at this bill it's going to cause virtually all the  
13. townships in the State to come up with more money...that we  
14. won't be able to get rid of these...these people.I think they  
15. will stay on the rolls. It will supplement, yes, it will  
16. supplement but you're going to have to raise more local money  
17. and it's a backdoor way of getting to a tax increase for the  
18. townships for Public Aid and will take control away from the  
19. townships as to what their payments are. I think one of the  
20. saddest parts is that the townships don't get a supplement  
21. right now from the State. They're the only ones that are  
22. required to pay General Assistance, not General Assistance but  
23. aid to various families with no supplement from the State  
24. right now and what we're going to do we're going to increase  
25. their costs and the tax rate in the local townships and I  
26. would urge a No vote on this bill.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Schaffer.

29. SENATOR SCHAFFER:

30. Well, Mr. President, I was wondering if...if we ought not  
31. to amend this bill to require the Department of Public Aid to  
32. send out notices to all general aid recipients as to which area  
33. is paying the highest amount and,thereby, cause population shifts

1. of probably large proportions. Seriously though, I think it's  
2. a mistake to have Public Aid at...and General Assistance rates  
3. at different levels and different areas 'cause then we start  
4. a competitive cycle that I think can only lead to confusion,  
5. hard feelings and in the long run a greater drain of the tax-  
6. payers dollars. I think the department's opposition to this  
7. bill is...is, probably, well thought out and while I'm not  
8. saying that there isn't a higher cost of living in Evanston  
9. than there is in some other areas, by the same token, I do  
10. think that the program should be uniform throughout the State  
11. to the degree that it is right now. They obviously do have  
12. some regional variances which are appropriate but if we let  
13. every unit of local government to do this and to do that the  
14. next thing you know the cost of Public Aid is going to be at  
15. the three billion dollar mark and most of us are pretty concerned  
16. where it is at the two billion dollar mark.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Soper.

19. SENATOR SOPER:

20. All right. Thank you, Mr. President. I just want to ask  
21. one question of the sponsor. Have you got any...

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. He indicates he will yield.

24. SENATOR SOPER:

25. ...have you got any residency requirement there before he  
26. can get on this extra bus?

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Berman.

29. SENATOR BERMAN:

30. I don't...I do not think so. No.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Soper.

33. SENATOR SOPER:

1. Well, I just want to...tell you, Senator, I had a...had a  
2. bill that required one year's residency in the State of Illinois.  
3. Before everybody could come from Missouri or Kentucky to get  
4. into our greater benefits but if you want an exodus from...from  
5. every place in the State to Evanston...I wish you all the luck  
6. in the world.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Nimrod.

9. SENATOR NIMROD:

10. A question to the sponsor, Mr. President.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. He indicates he will yield.

13. SENATOR NIMROD:

14. Senator Berman, Evanston could, in fact, raise the amount  
15. of money they pay the recipients of General Assistance if they  
16. were not to take any State money, could they not? Right now.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Berman.

19. SENATOR BERMAN:

20. They do pay more than the State allows now. They don't  
21. get any State money.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Nimrod.

24. SENATOR NIMROD:

25. All right. Then why don't they just continue that and quit  
26. trying to get State money and pay more money at the same time?

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Berman.

29. SENATOR BERMAN:

30. Because we think that it's unfair that we allow people to  
31. suffer, then the State could participate. All we want is the  
32. same share of money that every other township is receiving from  
33. the State of Illinois.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Nimrod.

3. SENATOR NIMROD:

4. Then I would say, Senator Berman, that what we should do  
5. is pass a law that does away with the...either raises the whole  
6. level of Public Aid to everybody throughout the whole State or  
7. not allow this particular...particular case to take place. I  
8. think this is a bad precedent. I think we're causing ourselves  
9. problems as we've already indicated by the question to Senator  
10. Berman. If Evanston wants to pay more money they already can  
11. do it. What they want to do is have the State pay part of it  
12. and have us pay the rest of it and then let that happen with the  
13. rest of the State too and all this can do is cause a shift of  
14. population, encourage people to stay on Public Aid and I think  
15. it's a very bad precedent. The General Assistance has been  
16. handled well by local communities. They are able to regulate  
17. it. If they want to pay more money they can do so by law now.  
18. My township, in fact, does pay more money but gets no State  
19. assistance. Where this would affect the City of Chicago they  
20. could have the same option. Right now they get a one percent  
21. levy. They must stay within the guidelines. I think we all  
22. know the game. It's if you're going to take State or Federal  
23. money then you have to abide by the rules. What Evanston wants  
24. to do is to have this special rule and it's a bad precedent.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Glass.

27. SENATOR GLASS:

28. Thank...thank you, Mr. President and Mr. President, you  
29. know and I know that the best government is government that's  
30. closest to the people. Now that...now that kind of government  
31. is the government that all of us have espoused time and again  
32. in this Body and I am, frankly, amazed at some of the comments  
33. of my colleagues who do not want to let Evanston make their own

1. local decisions as to what they do with their own funds. What  
2. Evanston would like to do is pay the Public Aid recipients in  
3. their community, where they believe the cost of living is higher,  
4. more money than...than is permitted by the State and...and I...  
5. I have heard people say today that because the State places a  
6. limit on Public Aid that Evanston should have to...to be so  
7. limited even though they would just as soon pay more. Now, the  
8. same kind of argument was made several years ago against allowing  
9. local schools to...to opt to pay more for...for education and  
10. it's wrong. I think we're taking away local decision making.  
11. There is no injury by this bill to other communities in the  
12. State who certainly do not have to elect to pay more for Public  
13. Aid in their communities and, frankly, I doubt that many of them  
14. would so I...I think this is basically a bill for local government  
15. and...and would urge an Aye roll call.

16. PRESIDING OFFICER:(SENATOR DONNEWALD)

17. Senator Rhoads.

18. SENATOR RHOADS:

19. Thank you, Mr. President and members of the Senate. I rise  
20. in support of House Bill 1270. I don't think the administration's  
21. opposition to this bill is any more well thought out than its  
22. opposition to a lot of other bills. If the City of Evanston  
23. wants to spend some more money out of local funds to raise the  
24. benefits for their General Assistance people they have every  
25. right to do that and they still have every right to receive the  
26. minimum amount from the State. The...the notion that everyone  
27. in the State has to be equal in terms of this level of benefits  
28. is the same sort of egalitarian nonsense that runs us into  
29. trouble in the School Aid Formula and this is a good bill and  
30. ought to be passed.

31. PRESIDING OFFICER:(SENATOR DONNEWALD)

32. Senator Mitchler.

33. SENATOR MITCHLER:

1. Mr. President and members of the Senate. If the Evanston  
2. Township and area has these additional funds that they want to  
3. channel to Public Aid recipients I think they should look at what  
4. is number one funding first and that is education and I understand  
5. from a human cry that they're defeating their bond issues up  
6. there with regularity and that people do not want to fund  
7. education, yet here I find coming down here telling us how  
8. interested they are in giving a extremely high level of Public  
9. Aid funding. I think they ought to get their act together up  
10. there in Evanston and take care of their education programs  
11. before they try to increase their funding of Public Aid recipients  
12. in the area and be the highest in the State so that they can get  
13. a gold medal for that. This is a bad bill.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Berning. Just a moment. Senator Buzbee, for what  
16. purpose do you arise?

17. SENATOR BUZBEE:

18. Well, Mr. President, on a point of order. It's...it's  
19. getting to be that time of the year where we all have to cut  
20. our deals, et cetera, but the noise level on this Floor, it  
21. almost sounds as bad as the House and I wonder if we might be  
22. able to quiet it down a little bit.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. I...I've been trying to apprise the members of the Senate  
25. of that and I've had our Sergeant-at-Arms clear the aisle and  
26. force the members back in their seats but now I can't find him.  
27. Will the members please be in their seats. Senator Berning.  
28. Proceed.

29. SENATOR BERNING:

30. Thank you, Mr. President. I'd like to ask a question of the  
31. sponsor in order for clarification...

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. The...the sponsor indicates he will respond.

1. SENATOR BERNING:

2. Thank you, Mr. President. Senator, did you indicate that  
3. Evanston is or is not getting State General Assistance dollars  
4. now?

5. PRESIDING OFFICER :(SENATOR DONNEWALD)

6. ...Senator Berman.

7. SENATOR BERMAN:

8. It is not.

9. PRESIDING OFFICER :(SENATOR DONNEWALD)

10. Senator Berning.

11. SENATOR BERNING:

12. I'm...Mr. President, I wanted to qualify my comments first  
13. by establishing what I thought was the case that Evanston is not,  
14. at this time,...receiving State dollars. Consequently, this  
15. request would appear, then, to be merely an authorization for  
16. the...Evanston Township to proceed to operate its affairs as  
17. it sees best. I'm not positive...what the definition of local  
18. funds is whether this includes revenue sharing dollars which  
19. they have available to them but as I see it, it does not man-  
20. date a tax increase. If they have dollars available and want  
21. to spend them or utilize them for the benefit of their citizens,  
22. it appears that they ought to have that prerogative and, Mr.  
23. President and members of the Senate, I echo the comments of  
24. others who said we ought to allow...

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Just a moment, Senator Berning. Senator Graham, for what  
27. purpose do you arise?

28. SENATOR GRAHAM:

29. Mr. President, some time ago we had a rule that would prevent  
30. the secretaries from being on the Floor. We had a rule that the  
31. help on the Floor would be in their stations when they were not  
32. required or requested by a Senator to be out of their station.  
33. We had a rule that would prevent lobbyists and other people from

1. being on the Floor. We're in the last four days of the Session.  
2. I agree with Senator Buzbee. We're beginning to even look worse  
3. than the House if that's possible and I think we ought to get  
4. some order. The pages should be in their...in their seats when  
5. they're not waiting on a Senator and the secretaries should be  
6. in their offices and the people should settle down and we should  
7. be in our seats and go on with the business of the State.

8. PRESIDING OFFICER: (SENATOR DONNEWALD)

9. Senator Knuppel, for what purpose do you arise?

10. SENATOR KNUPPEL:

11. Well if they had put telephones on our seats, by God,  
12. we wouldn't need our secretaries on the Floor but I'm not  
13. about to leave the Floor when I've got something to do in  
14. order to talk to a secretary or if I've got me a lobbyist in here  
15. or somebody else you put the telephones in here, fellows, you  
16. won't have on here.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Senator Berning, you may continue.

19. SENATOR BERNING:

20. Mr. President, I hope this is not all at the expense of  
21. my time, however, I'm ready to close. It occurs to me, Mr.  
22. President, that if we have confidence in our local levels of  
23. government that we ought to give them the tools with which to  
24. work. As a matter of fact, having long been a...an avid  
25. supporter of township government I want to commend Senator  
26. Berman and Representative Porter for taking the first step in  
27. what I think is a step, first of many that we should have taken  
28. long ago to transfer all...all General Assistance responsibilities  
29. back to the townships. We would save the State of Illinois about  
30. one third of our excessive...excessively large two billion plus  
31. Public Aid appropriation.

32.

33.

(END OF REEL)

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1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Wooten.

3. SENATOR WOOTEN:

4. Thank you Mr. President. Just quickly looking through the  
5. Bill it seems to me that in meeting a problem in Evanston, Senator  
6. Berman, we are loosening up...a lot of requirements I've noticed that  
7. we are changing a...that a...the requirement that a...the unit of  
8. Local Government comply with the departments rules and regulations  
9. to comply with the departments rules, regulations or guidelines  
10. This would apply not only to Evanston but to all townships and it  
11. just seems to me that if the state is going to put money into the  
12. general assistance program it ought to have a strong say as to how  
13. that money will be dispursed, you start off here, I can't quite  
14. get to the material at hand...but you eliminate the language shall  
15. be subject to the supervision and the rules and regulations of the  
16. Illinois Department and then you go on to substitute for that, the'll  
17. set standards and the units of local government may or may not  
18. comply. You're taking that unit of local government out from  
19. under the supervision of the department for general assistance  
20. purposes. I am not a fan of township government, and I'm not  
21. to sure that this is a wise step. I think you're saying that  
22. the state will give you money and you figure out how you're going  
23. to spend it. Since we raise the money and we allocate the money  
24. we ought to have the say at how that money is spent. It just  
25. seems to me that your bill loosens things up a little bit too much.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Graham. Is there further discussion. Senator Berman  
28. may close. Just a moment, Senator Nimrod for what purpose do you  
29. rise.

30. SENATOR NIMROD:

31. For a second time if I may?

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Well, proceed.

1. SENATOR NIMROD:

2. Yeah. Thank you Mr. President. One...one thing that I do  
3. want to say and I think that there has been a great deal of  
4. confusion, is that any township which presently would be able to  
5. increase the amount of money they pay means that it would also  
6. make them eligible for state money without having to live within  
7. those reins. It's going to cost the state money. So you take  
8. the assist valuation of any township and take one percent of  
9. that and if they will get that much money from them without having  
10. to live within those limits and then the local township will pay  
11. the extra. So this means that any township today that is...that  
12. is not...taking any state money at all and is less than one mil  
13. all they have to do is levy one mil against their people and pay  
14. extra money and the state then takes over the major share of the  
15. general assistance which now being born by the local townships.  
16. In fact, what this bill does is destroy local rule rather than  
17. give local control. What it does in fact is bring state money  
18. in to be distributed by the local townships which are not now  
19. taking the one mil. Now, there are...only two or three townships  
20. I know in all of Cook County that are taking the one mil. You  
21. pass this bill and you'll see how many townships will suddenly  
22. levy one mil and make them eligible and the'll pay more money.  
23. Instead of decreasing the rolls this will increase the rolls.  
24. So...it does just...exactly the opposite and if not sure of what  
25. we doing then we shouldn't pass this...until we get a little more  
26. study on it so, we avoid this conflict of information that is  
27. passing across the Senate Floor. I think that this is a bad  
28. move because it does set a bad president and could end up in  
29. the millions of dollars of cost for the State.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator...Senator Chew.

32. SENATOR CHEW:

33. I...I just want to alert the Senate that everything the

1. previous **speaker** has said is an indication that the people  
2. of Evanston and some of us down here that work just aren't  
3. capable of formulating plans for the benefit of a district  
4. which could very well spread into others but Evanston stands alone now.  
5. The bill was in my committee for hearing, with a proper testimony  
6. on it, the previous **speaker** was not at committee hearing, didn't  
7. get an invitation of course, but I think 1270 is the kind of  
8. thing that Evanston needs it was proven in the committee and  
9. without a shadow of a doubt. I would suggest that everybody  
10. in this Senate cast an Aye vote for it because it is worth while  
11. of having.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there further discussion? Senator Berman may close.

14. SENATOR BERMAN:

15. Thank you Mr. President. I think there has been a  
16. little confusion. First, in response to Senator Nimrod.  
17. In order to increase your local levy for general assistance  
18. you would have to go to referendum and ladies and gentlemen  
19. I can't think of any township that's going to be able to  
20. increase it's levy for general assistance by a referendum these  
21. days, so there is actually no impact locally for the cost that...  
22. that we're talking about as far as local money in this bill.  
23. Number two, this bill maintains local control and what Senator  
24. Rhodes, Senator Glass, Senator Berning have talked about is  
25. correct because it does allow local township to keep tight  
26. control and supervision over it's own general assistance  
27. people. Number three, this bill is a bill in order to help  
28. people in a local community. In Evanston in order not to  
29. encourage landlords not to maintain their buildings, the cost  
30. of housing in Evanston is substantially higher than in many  
31. other parts of the state. The township supervisor who is elected  
32. by the way, recognizes this and the township board has seen fit  
33. to....pay instead of one hundred and seventy-five which is the

1. uniform maximum provided throughout the state. They pay  
2. two fifty a month, now nobodys getting rich on two fifty a  
3. month but, it allows a leval of housing for example in  
4. Evanston which is at the human level, not subhuman level.  
5. These are...these are...efforts by local elected officials  
6. and I want to point that out, the township supervisor in  
7. Evanston is elected, the township board....there...they are  
8. responsive and they recogize the needs of these people.  
9. What we're trying to do is have some self help for human needs  
10. with local control without costing the state any more money,  
11. any more money than it would cost the state if we dropped those  
12. levels of assistance. So, I suggest from every point of view  
13. human and administrative this bill deserves your vote I ask  
14. for an Aye vote.

15. PRESIDING OFFICER: (SENATOR DONNEWAL)

16. Question is shall house bill 1270 pass? Those in favor  
17. vote Aye. Those oppose Nay. The voting is open. Have all  
18. those voted who wish? Have all those voted who wish? All  
19. those voted who wish? Take the record. On that question  
20. the Ayes are 31 the Nays are 24 one Voting Present. House  
21. Bill 1270 having received the constitutional majority is  
22. declared passed. Senator Nimrod request a verification. Will  
23. the members please be in their seats? A verification has  
24. been requested of the affirmative vote by Senator Nimrod. The  
25. Secretary will call the affirmative role.

26. SECRETARY:

27. The following voted in the affirmative. Berman, Berning,  
28. Buzbee, Carol, Chew, Clewis, Collins, D'Arco, Egan, Glass,  
29. Guidice, Kenneth Hall, Hickey, Johns, Joyce, Knuppel, Ziomek,  
30. Lane, Lemke, Leonard, Maragos, Merlo, Netsch, Newhouse, Rhodes,  
31. Rock, Sangmeister, Savickas, Vadalabene, Washington, Mr. President.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Nimrod.

1. SENATOR NIMROD:  
2. Yeah. Senator...D'Arco.  
3. PRESIDING OFFICER: (SENATOR DONNEWALD)  
4. Senator D'Arco, on the Floor?  
5. SENATOR CHEW:  
6. Right behind you.  
7. PRESIDING OFFICER: (SENATOR DONNEWALD)  
8. Senator Clewis. Senator Clewis is in the aisle.  
9. SENATOR NIMROD:  
10. Can these Senators please sit in their seats so I can...  
11. PRESIDING OFFICER: (SENATOR DONNEWALD)  
12. I requested that all Senators be in their seats. On both  
13. sides of the aisle is correct.  
14. SENATOR NIMROD:  
15. Right.  
16. PRESIDING OFFICER: (SENATOR DONNEWALD)  
17. Will the Senators...Senator Chew...will the Senators please  
18. be in their seats. All right the roll has been verified. On  
19. that question the Ayes are 31 the Nays 24 one Voting Present.  
20. The House Bill 1270 having received the constitutional  
21. majority is declared passed. Senator Berman.  
22. SENATOR BERMAN:  
23. Having voted on the prevailing side I move to reconsider  
24. the vote.  
25. PRESIDING OFFICER: (SENATOR DONNEWALD)  
26. You've heard that motion. Those in favor indicate by  
27. saying Aye. Those opposed. The Ayes have it. Senator Guidice  
28. moves to lay that on the table. Those in favor indicate by  
29. saying Aye. Those opposed. The Ayes have it. Motion lies upon  
30. the table. House Bill...1436 Senator Clewis. House Bill 1533  
31. Senator Kenneth Hall. House Bill 2105 Senator Demuzio. Read  
32. the bill Mr. Secretary.  
33. SECRETARY:  
House Bill 2105.  
(Secretary reads title of bill)

1. 3rd reading of the bill.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Demuzio.

4. SENATOR DEMUZIO:

5. Thank you Mr. President. House Bill 2105 is permissive  
6. legislation and to the extent that it gives school boards the  
7. option, the option of maintaining and establishing special  
8. education facilities for children from birth through 3 years of  
9. age. There will be a no funds no state monies will be utilized  
10. for the establishment of the service the section of the School  
11. Code I think 14-1301 prohibits any state reimbursement for this  
12. purpose. The...this bill is indential to Senator 389 which  
13. Senator Berman had passed out of here earlier in the Senate, it  
14. is simply permissive legislation and I would ask for a favorable  
15. roll call.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Is there further discussion? Question is shall House Bill  
18. 2105 pass? Those in favor vote Aye. Those oppose Nay.  
19. The voting is open. Have all those voted who wish? Have  
20. all those voted who wish? Take the record. On that question  
21. the Ayes are 41 the Nays are 10. House Bill 2105 having  
22. received the constitutional majority is declared passed. House  
23. Bill 2359 Senator Chew. Read the bill Mr....do you wish the  
24. bill read? Hold it. House Bill 2529 Senator Hickey. Senator  
25. Hickey. 2529. House Bill 2540 Senator Leonard. Read the  
26. bill Mr. Secretary.

27. SECRETARY:  
28. House Bill 2529.  
(Secretary reads title of bill)

29. 3rd reading of the bill.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Senator Leonard.

32. SENATOR LEONARD:

33. Yes, this is an appropriation that would lead to construction

1. of a boat slips and break water in the Waukegan Harbor, it is  
2. similar to a bill that this House passed a year ago and...I  
3. would ask support I'll answer any questions there might be.  
4. I would ask passage.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there discussion? Question is shall House Bill 2540  
7. pass? Those in favor vote Aye. Those opposed Nay. The  
8. voting is open. Have all those voted who wish? Have all  
9. those voted who wish? Take the record. On that question the  
10. Ayes are 38 the Nays are 16. House Bill 2540 having received  
11. the constitutional majority is declared passed. House  
12. Bill 2555, Senator Guidice. House Bill 2582 Senator...  
13. House Bill 2600, Senator Knuppel. Read the bill Mr.  
14. Secretary.

15. SECRETARY:  
House Bill 2600.  
16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Senator Knuppel, just a moment. The Chair request that  
20. any member that has a bill that...he wishes called on the order  
21. of third reading leave that number with the Secretary we can save  
22. an awful lot of time if you were to do that. Senator Knuppel.

23. SENATOR KNUPPEL:

24. Mr. President and the members of the Body, can you imagine  
25. a teetotaler handing this one? What this does is repeal the  
26. prohibition on those who hold alcoholic license, beverage  
27. licenses from participating in the, in campaigns and politics.  
28. There was a bill which passed here last year but received the  
29. veto of the governor solely on the proposition that it  
30. eliminated...participation with respect to the gubernatorial  
31. and mayoral elections. This is good legislation it's designed  
32. to meet the objections of the veto and their is no reason that  
33. a person who is in a license activity should be a class two  
citizen. He should have the opportunity to participate in  
politics the same as any other man...any other person.

1. What has happened is, is...disenfranchises a substantial number.  
2. of people without reason from the electoral process because  
3. their livelihood really have little or nothing to do sometimes  
4. in the sale of alcoholic beverages. I submit that this is  
5. good legislation and request a favorable roll call.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Rock.

8. SENATOR ROCK:

9. Thank you Mr. President. Ladies and Gentlemen of the  
10. Senate I rise in support of House Bill 2600. You will recall  
11. that last year the identical bill passed this Body overwhelmingly  
12. and the problem was that we got into a little match about the  
13. amendment and...one...member thought we ought to exclude  
14. mayoral candidates and then we also excluded gubernatorial  
15. candidates and the Governor rightfully vetoed that bill. This  
16. is good legislation the circuit court of Cook County has already  
17. declared this portion of the statute unconstitutional. I think  
18. it's about time we let these people fully participate in the  
19. political process and I would urge everyone to vote Aye.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Vadalabene.

22. SENATOR VADALABENE:

23. Yes, Mr. President and members of the Senate, I think  
24. I happen to be the sponsor of that legislation. And it did  
25. include the Chairman of the County Board, the Mayors and of  
26. course the Governor. This is good legislation we've been  
27. trying since 1967 to get this bill through and I encourage  
28. all my colleagues to vote for this bill.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Senator Glass.

31. SENATOR GLASS:

32. Thank you Mr. President. I...in regard to Senator Rock's  
33. statement I feel obligated to mention that I was the one

1. that thought that mayors should be excluded from this bill and  
2. I think the membership agrees. Matter of fact, the reason  
3. for that of course is that mayors and village presidents are  
4. the ones who issue liquor licenses, they are the local liquor  
5. control commissioners. So I thought it was a pretty good  
6. idea to exclude them from, from this bill because if it  
7. passes a liquor license holders or applicants will be  
8. able to contribute directly to the mayors. I thought  
9. that was a good exclusion...Senator Rock I think disagreed  
10. and added that a...added the Governor too, so that made what  
11. was a good bill a bad bill but I would prefer having that  
12. exclusion in there and for that reason I'm going to oppose  
13. the bill.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Buzbee. Is there further discussion? Senator  
16. Knuppel may close.

17. SENATOR KNUPPEL:

18. Gentlemen, I think it's good legislation.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Question is shall House Bill 2600 pass? Those in favor  
21. vote Aye. Those oppose Nay. The voting is open. Have all  
22. those voted who wish? Have all those voted who wish? Take  
23. the record. On that question the Ayes 37 the Nays are 12 five  
24. Voting Present. House Bill 2600 having received the  
25. constitutional majority is declared passed. Senator Maragos  
26. for what purpose do you rise?

27. SENATOR MARAGOS:

28. Let the record show that if I were in my seat and voted  
29. I would have voted Aye on this bill, I'm sorry...

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. The electronic device will so record you as saying that.  
32. Senator Carroll.

33. SENATOR CARROLL:

1. Just as inquire. I assume those who voted no and present  
2. will of course refuse any checks they would get in the future  
3. from those who would of been prohibited by this bill.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. I'm sure they will. Secretary informs me there are only  
6. two bills requested to be called. They are House Bill 3184,  
7. Senator Egan. Read the bill Mr. Secretary.

8. SECRETARY:  
House Bill 3184.  
9. (Secretary reads title of bill)

10. 3rd reading of the bill.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Egan.

13. SENATOR EGAN:

14. Thank you very much Mr. President and members of the  
15. Senate. This bill amends the revenue act and creates a new  
16. section...well that's the bill as it originally was  
17. introduced but it was amended to...make the authority of the  
18. Department of Local Government Affairs to equalize property  
19. assessments subject to the prior approval by the Auditor General.  
20. NOW the bill had favorable consideration in the Revenue  
21. Committee after careful consideration relative to its  
22. constitutionality and also its substance and...I would  
23. suggest that...the property assessment equalizer is in a state  
24. of less than one hundred percent...perfection and there has  
25. to be some method by which it can be properly reviewed this is  
26. one of those methods that has been devised and I commend it to  
27. your favorable consideration.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Is there discussion? Senator Shapiro.

30. SENATOR SHAPIOR:

31. Well, Mr. President and Ladies and Gentlemen of the Senate,  
32. I do want to comment briefly and my remarks will be brief. I  
33. want to point out to you that this bill had a very difficult time

1. getting out of committee on that day when it was first called  
2. it was held on a tied vote four to four and it was not  
3. passed out until after the majority side of the revenue  
4. committee got enough people there and they reconsidered the  
5. vote and passed it out. But if anyone thinks that this isn't  
6. the political bill and if anyone thinks that just because  
7. we are designating the auditor general to have a jurisdiction  
8. over the multiplier I want to point out to you that the auditor  
9. general happens to be an arm of the General Assembly and if  
10. the people in this Body and in the House want troubles lets  
11. just go ahead and do it because you'll have every individual,  
12. every taxpayer, every tax paying group asking you to do  
13. something about the multiplier because it is your designee,  
14. it is our designee in the Auditor Generals seat that will  
15. be handling the multiplier. I think it is an extremely  
16. bad bill and should be defeated overwhelmingly.

17. PRESIDING OFFICER: (SENATOR DONNEWALD)

18. Is there further discussion? Senator Walsh.

19. SENATOR WALSH:

20. Mr. President members of the Senate I hope the members of  
21. the revenue committee Senator Netsch especially will...attend  
22. the remarks on this bill, Senator Netsch I see is not paying  
23. attention but I don't mind if she doesn't pay attention to what  
24. I say but I hope she heard what Senator Shapiro said. This is  
25. the bill that would give the Auditor General the authority to  
26. determine what the equalization factor is...for property tax  
27. purposes. Oh, I guess Senator Netsch got the message. I  
28. hope I didn't interrupt Senator. At any rate Mr.  
29. President and members of the Senate this is a very significant  
30. bill and as Senator Shapiro pointed out this would permit a  
31. constitutional officer who is a...is an arm of the legislature  
32. to become involved in...in setting the equalization factor  
33. for property tax purposes. I think it is a bad concept, it's a

1. bad bill and I urge its defeat.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Glass.

4. SENATOR GLASS:

5. Thank you Mr. President and Senators...I would echo the  
6. comments of Senator Walsh and Senator Shapiro and point out  
7. one further concern that I have and that is the constitution  
8. does not give the Auditor General authority to set the  
9. multiplier as a matter of fact Article eight Section 3  
10. of the Constitution states that he shall conduct the audit  
11. of public funds of the state and make additional reports  
12. and investigations as directed by the General Assembly. But  
13. there is no precedent. There's no authority in the constitution  
14. for this so in addition to the other reasons given I would  
15. urge the defeat of this bill.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. Senator Harbor Hall.

18. SENATOR HARBOR HALL:

19. Mr. President I know our good friend Senator Smith would  
20. be on his feet talking against this bill. He understands that the  
21. purpose of...the function of the Auditor General is not to get  
22. involved with the administrative detail such as handing out  
23. multipliers and things like that I would strongly urge that  
24. everyone pay attention to this and...support our effort to kill  
25. this bill that will delute the...purpose of the Auditor General  
26. and the function he has in the constitution and by our  
27. statutory implementation of the constitution.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Netsch.

30. SENATOR NETSCH:

31. Thank you Mr. President. I appreciate the fact that Senator  
32. Walsh called my attention to this. I was talking to someone  
33. about another problem I did not notice it. I...I hope and

1. trust that this bill will not pass the Illinois State  
2. Senate. It is...despite its original House sponsor a  
3. terrible idea. The...I think the points have probably  
4. been made but I will briefly summarize them again. One, the  
5. Auditor General is a legislative officer. It is probably  
6. the most important thing that the...that often reviled  
7. Constitutional Convention gave to the General Assembly, the  
8. legislative branch of the government, to help strengthen itself  
9. and its own systems. It should not under any circumstances  
10. ever get involved in executive decisionmaking. It will totally  
11. destroy the Auditor General as a legislative officer and  
12. as our strong arm in the fiscal process. The...multiplier,  
13. the equalization business is executive business not legislative  
14. business unless we decide to pass a law dealing with it, but  
15. the legislative officer, the Auditor General, should certainly  
16. not get involved in that at all. I think there is also  
17. some constitutional doubt about whether this particular role  
18. can be given to that officer, but even if there were no  
19. constitutional doubt it is a disastrous policy and we would  
20. regret it from this day forward. I strongly urge the defeat  
21. of this bill.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Senator Knuppel.

24. SENATOR KNUPPEL:

25. Well, I never knew a farmer to grind his grits twice and  
26. this is what this is really doing. In other words it says that  
27. the Department of Local Governmental Affairs will come up with  
28. an equalizer and then it will be subject to being reviewed by  
29. the auditor general and I won't go into the long discourse  
30. about the auditor general never having been created for this  
31. purpose. We went through hours and weeks of debate in the  
32. Constitutional Convention on that but I just...I just can't see  
33. the duplicity of state government as I say even a farmer

1. wouldn't grind his grits twice.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there further discussion? Senator Graham.

4. SENATOR GRAHM:

5. Mr. President thank you. My concern on this and  
6. serving on the Legislative Audit Commission as a concern that  
7. we...share on that commission quite regularly. As we make  
8. additional demands on this office we are continually warned  
9. that there is additional expense involved and I would wonder  
10. how nothing has been said by the proponents of this  
11. legislation if they're ready to increase...the appropriation  
12. of the auditor general if they're ready to furnish him more money  
13. and more help to perform this...duplicitious duty. I just  
14. wonder if we are talking one way and acting another.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Is there further discussion? Question is shall House  
17. Bill 3180...Senator Egan you may close.

18. SENATOR EGAN:

19. I...I don't wish to grind my grit twice, however I would  
20. like to close.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Just don't grind it.

23. SENATOR EGAN:

24. ...and in closing I would say that there is a great of  
25. dissatisfaction with the system as it currently exists. There  
26. was a commission appointed. They feel that an independent  
27. entity be...be allowed to do that which the department is  
28. failing to do and consequently it's the position of the  
29. sponsors that we've got to do something better than we're doing,  
30. and this is one attempt.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Question is shall House Bill 3184 pass? Those in favor  
33. vote Aye. Those oppose Nay. The voting is open. Have all

1. those voted who wish? Have all those voted who wish? Have  
2. all those voted who wish? Take the record. On that question  
3. the Ayes are 22 the Nays are 32. Senator Egan moves to postpone  
4. consideration. Consideration is postponed. House Bill  
5. 3192. Read the bill Mr. Secretary.

6. SECRETARY:  
House Bill 3192.  
7. (Secretary reads title of bill)

8. 3rd reading of the bill.

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Egan.

11. SENATOR EGAN:

12. Thank you Mr. President, members of the Senate. Thank  
13. you Mr. President, members of the Senate. House Bill 3192  
14. creates the Governmental Productivity Act of 1978. A  
15. lengthy explanation would carry on I think beyond our...  
16. acceptable limits but let me be as cryptic as I may. This  
17. bill establishes a state productivity council to do three  
18. things. Number one, to study the productivity of state  
19. government. Two, to make recommendations to each constitutional  
20. officer, state agencies and the General Assembly on the...

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Just a moment, Senator Egan, just a moment. Now the noise  
23. level here is ridiculous we'll stand at ease until we have  
24. quiet. That's real nice, Senator Egan may proceed.

25. SENATOR EGAN:

26. Thank you Mr. President and members of the Senate.  
27. And number three, it would monitor the activities of state  
28. government and their ..and its effect on productivity generally.  
29. Now, the council is composed of...several directors and....  
30. the governors appointees, one from the Secretary of State, one  
31. from the Attorney Generals Office, the comptroller, the  
32. treasurer, the speaker and the president totaling eighteen  
33. members and its...its given the powers to provide consulting

1. services to the constitutional officers, information  
2. clearing house for state government, to provide technical  
3. advisors on the methods on productivity and monitor and  
4. evaluate their performance and overall effectiveness  
5. evaluation impact and develop a long term productivity policy  
6. for state government. I think the concept has passed this  
7. Body in passed years I...the...committee was divided seven-  
8. six in one on the issue on I think partisan lines and if  
9. I would answer any questions but that generally and specifically  
10. is what it does. I ask for your favorable consideration.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Regner.

13. SENATOR REGNER:

14. Question of the sponsor.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Indicates he will respond.

17. SENATOR REGNER:

18. Senator Egan could you tell the members of the Senate  
19. what your proponent witness had to say about this bill in  
20. committee.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Egan.

23. SENATOR EGAN:

24. Well, he brought in a statement from...

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Just...just a moment would the membership please take  
27. their caucuses in the rotunda. Please. Proceed

28. SENATOR EGAN:

29. Do I...do I have to? He did bring in a statement from  
30. the principal proponent witness who was unable to be there  
31. which gave his full support of the bill and the witness  
32. himself is merely a messenger and...

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1.           Didn't the witness have a personal message though to  
2. eat?

3.           SENATOR EGAN:

4.           He did have a personal message that said it was a tax  
5. payers ripoff. Now I'm not responsible for that and a it  
6. took us all by surprise but every man to his own and I commend  
7. it to your own. Thank you.

8.           PRESIDING OFFICER: (SENATOR DONNEWALD)

9.           Senator Regner.

10.          SENATOR REGNER:

11.          I appreciate that witness...this statement and the candor  
12. that you gave us Senator Egan. There are many, many problems  
13. with this bill first and for most of which is that it in an  
14. election year primarily you could very easily and most  
15. probably will be a very political partisan group in that  
16. the minority party has no appointive power to any of the  
17. members and a in two years it states that the Bureau of the  
18. Budget shall assume all of these duties if thats going to  
19. happen then I see no reason why we shouldn't give that  
20. duty to the Bureau of the Budget right now. But I agree  
21. whole heartedly with your witness and his statement that it's  
22. a ripoff of the taxpayer and a waste of time and I'd urge  
23. a no vote.

24.          PRESIDING OFFICER: (SENATOR DONNEWALD)

25.          Senator Weaver. Senator Soper.

26.          SENATOR SOPER:

27.          Thank you Mr. President. If I heard correctly all of the  
28. constitutional officers will have...appoint somebody to this  
29. council that's going to tell them how great a job or how  
30. lousy a job they're doing can you imagin all the foxes you're  
31. going to have in that hen house. Now, if there was ever a  
32. correct statement about this being a ripoff I think that's the  
33. one that we should remember. And I'm surprised that...that this

1. is even here.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Senator Hickey.

4. SENATOR HICKEY:

5. Thank you Mr. President. I'd like to ask the sponsor  
6. a question?

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Indicates he will respond.

9. SENATOR HICKEY:

10. Senator Egan, if I vote for this would...would you try  
11. to help me appear before this council to talk about what we  
12. need to do with the Industrial Commission for productivity in  
13. the State of Illinois.

14. PRESIDING OFFICER: (SENATOR DONNEWALD)

15. Senator Egan.

16. SENATOR EGAN:

17. Senator I'm sorry I didn't hear the first part of your  
18. question.

19. SENATOR HICKEY:

20. I said if I vote for this bill will you help me appear  
21. before this council to...to enlighten them on what needs to be  
22. done with workmens compensation and the Industrial Commission  
23. in the State of Illinois for higher productivity.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Egan.

26. SENATOR EGAN:

27. I certainly will.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. ...Senator Philip.

30. SENATOR PHILIP:

31. Thank you Mr. President Ladies and Gentlemen of the Senate.  
32. To say this is a ripoff might be the understatement of the year.  
33. Here we're going to have bureaucrats examining the productivity  
of bureaucrats. Now if that isn't a folly I don't know what is.

1. The word productivity is so overworked when you do find out  
2. that there's no productivity what are you going to do with  
3. the merit system, the civil service system, the unions, you  
4. couldn't fire anybody anyway Senator. And this bill ought to go right  
5. down the drain where it belongs.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Senator Graham.

8. SENATOR GRAHAM:

9. Only one thing, thank you Mr. President. All the  
10. joviality and all that laid aside. I was a man who asked  
11. the proponent witness a direct question and in twenty years  
12. in this Senate I have never heard a proponent witness of a  
13. bill after he analyzed the bill and answered the questions  
14. that...under questioning said this is a lousy bill and is  
15. a taxpayers ripoff. Now ladies and gentlemen of the Senate  
16. no matter what else you say there was one guy in that  
17. committee that day that knew what he was doing and that  
18. the witness said that it was a lousy bill we ought to take  
19. this into account.

20. PRESIDING OFFICER: (SENATOR DONNEWALD)

21. Senator Harbor Hall.

22. SENATOR HARBOR HALL:

23. Well, Mr. President fellow Senators, this council that would  
24. be established for productivity would have the authority to  
25. audit various state agencies presumably any state agency. Now  
26. we have an Auditor General he's doing an excellent job, he's  
27. doing as we intended...at the Constitutional Convention that  
28. established his office, we have full control over him now.  
29. Now to establish a new agency and a new bureaucracy to perform  
30. some of the same functions is just absolutely ridiculous.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? Senator Egan may close.

33. SENATOR EGAN:

1. Thank you Mr. President and members of the Senate.  
2. Admittedly adventuresome bold moves take alot of courage  
3. those of you...with the courage join with me, vote Aye.  
4. PRESIDING OFFICER: (SENATOR DONNEWALD)  
5. Question is shall House Bill 3192 pass? Those in favor  
6. vote Aye. Those oppose Nay. The voting is open. Have  
7. all those voted who wish? Have all those voted who wish?  
8. Have all those voted who wish? Take the record. On that  
9. question the Ayes are 28 the Nays are 24, 3 Voting Present.  
10. House Bill 3192 fails. House Bill 3279, Senator Clewis.  
11. Read the bill Mr. Secretary. Senator Newhouse for what  
12. purpose do you rise?  
13. SENATOR NEWHOUSE:  
14. 3201.  
15. PRESIDING OFFICER: (SENATOR DONNEWALD)  
16. Well Senator...we've gone through the Calendar once  
17. and we were going through it. If you would bring that  
18. number up here we'd get to it? We asked that the members  
19. give a number to the Secretary if they wish the bill to  
20. be called. Senator Clewis. Just...just a moment the bill  
21. must be read.  
22. SECRETARY:  
23. House Bill 3201.  
24. (Secretary reads title of bill)  
25. 3rd reading of the bill.  
26. PRESIDING OFFICER: (SENATOR DONNEWALD)  
27. Senator Clewis.  
28. SENATOR CLEWIS:  
29. Mr. President, members of the Senate, as everyone here  
30. well knows House Bill 3279 creates the Tax Relief Act, the  
31. Property Tax Relief Act. This is a bill that addresses itself  
32. to the dire problems of our constituents who are plagued with  
33. excessive tax payments. This bill provides relief the  
people under twenty five thousand dollars of income, it also

1. provides relief, additional relief for renters thirty percent of  
2. a renters total rent would constitute a tax payment this is  
3. not a urban bill its not a rual bill it is not a political  
4. bill it's a peoples bill and I would urge its passage.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Is there any discussion? Senator Glass.

7. SENATOR GLASS:

8. Mr. President and members of the Senate to say that this  
9. is a peoples bill and a tax relief bill I think 'is totally  
10. misstate what the bill does and also incidently to say  
11. that its not a political bill is at least open to suspension.  
12. The bill really is not a tax relief bill, I think the most  
13. accurate description of the bill is that it substitutes  
14. state taxes for local taxes and we all know who pays the  
15. state taxes. It says simply that if the local tax bill  
16. gets to a certain level and you have income of twenty-five  
17. thousand dollars or...less that you're going to get fifty  
18. percent of that tax bill paid by the State of Illinois  
19. so what...what were doing is encouraging local governments  
20. to increase taxes. We're saying go ahead fellows increase  
21. your taxes and don't worry about it. The state going to pick  
22. up fifty percent of the increase for everybody whose income  
23. is twenty five thousand or less on, on many, many residences,  
24. so its a...to call a tax relief I think is tremendously  
25. misleading it...it does in fact substitute a tax at the  
26. state level for a local tax. Now let's talk about what that's  
27. going to cost the State of Illinois, the Bureau of the Budget  
28. estimates one hundred million dollars the first year, two  
29. hundred million dollars the second year, three hundred million  
30. the third year and four hundred million the fourth year. I...  
31. thing you ought to...to consider very seriously if that sort of  
32. nonsense constitutes tax relief and I'd urge a no vote.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Further discussion. Senator Marago.

2. SENATOR MARAGOS:

3. Mr. President and members of the Senate, I cannot for  
4. the life of me understand why the opponents of this bill do  
5. not vote for it because they don't understand the significance  
6. of what our people are doing throughout the State of  
7. Illinois, especially in the area of real estate property tax.  
8. We are concerned that like ad valorem taxes the real estate  
9. property tax has been asked the last two decades to take on  
10. a bigger load and bigger share of the tax by the support, not  
11. only its local schools, not only its other services that it  
12. needs but many times without having the opportunity for  
13. those services to be fully explained to the citizens who  
14. pay the taxes. Especially many of the citizens now who  
15. are senior citizens many of the citizens who are in the  
16. lower income who pay a greater percentage of taxes than they  
17. did say ten or fifteen years ago and they cannot support  
18. their families. This bill does not only support and help  
19. and give some relief to the owners of property but to the  
20. renters as well. This bill would give some people an  
21. understanding that we in Illinois do care of the tax problems  
22. of the local bases. Many of the bills and many of the...  
23. the scare that everybody is saying that the local communities  
24. are going to raise their taxes...without regard now that  
25. they're getting the relief is a false argument because many  
26. cases before they could do it they needed referendums and I  
27. think we should support this bill because as the sponsor  
28. Senator Clewis stated, It is uniform throughout the state  
29. it helps the farmer, it helps the wage earner, it helps the  
30. renter and it helps the...property owner whether he be old  
31. or young who needs...the assistance especially if their  
32. incomes are one hundred and twenty-five thousand. Please  
33. support this, let them know that we do care in Springfield

1. what they are doing down home and please give this support  
2. the overwhelmingly support that it does need, as needs, thank  
3. you.

4. PRESIDING OFFICER: (SENATOR ROCK).

5. Further discussion, Senator Knuppel.

6. SENATOR KNUPPEL:

7. Well, all I want to say about it is this, this is a been a  
8. long time coming it's not a new concept. People in Illinois  
9. have had a lot of relief and this will give them some more.  
10. I've always been an advocate of the fact that a person ought  
11. to be entitled to an abode or his residence of it's humble  
12. enough without having to pay taxes on...on it. That he  
13. should have his food and clothing too without having to pay  
14. tax. I went into the Constitutional Convention with the  
15. concept that the state ought to pay the cost of the educational  
16. levy for education and we did adopt in that Constitution  
17. a provision that said the state should be primarily  
18. responsible. While we do do more funding today then we had  
19. in the past local property taxes are still the principal  
20. source of revenue for education we have not fulfilled the  
21. mandate of that constitution fully. This in its way helps  
22. alleviate the problem that rest on the local property  
23. taxpayer. If we adopt this with the other things that  
24. we've done I sincerely doubt that the taxpayers revolt  
25. we're reading so much about will gain much prevalence in  
26. the state of Illinois. Let me tell you some of the things  
27. that we've done in the state of Illinois, we've adopted  
28. a homestead exemption for the elderly, we've abolished  
29. personal property tax, we've enlarged the inheritance tax  
30. exemptions we allow people to appraise family owned farms under  
31. section 2032a appraisals, we have adopted formula taxes  
32. for farm land so we pay according to what it produces and  
33. we've had circuit breaker relief for...senior citizens. Now,

1. there is no citizen in the State of Illinois can say that we  
2. have been delinquent or remiss here in the city of Springfield.  
3. Maybe they were in California, maybe they didn't react to  
4. their taxpayers, but these are things that we have done  
5. including taxes on urban sprawl real estate where they're  
6. tax for farming purposes. This bill is not the ultimate,  
7. but people must pay for the services they receive and this  
8. bill has now been amended to where it applies only to those  
9. people who have less than twenty-five thousand dollars income  
10. it applies only to people who pay more than three and one  
11. half percent of their income for local property taxes, it has  
12. been incorporated to senior citizens relief, it has not  
13. duplicated benefits for farm land that's used for farming  
14. purposes it applies only to residences. These were some  
15. of the problems with this. I have been an advocate of this  
16. type of tax relief ever since the first tax freeze bill and  
17. this Body arrived here from Clydeshoat and...and the other  
18. Legislator McCormick from Southern Illinois, to freeze taxes.  
19. I said if we freeze taxes then we have to assume the  
20. responsibility for the difference it's created by the  
21. ascendancy and cost of giving service. That killed that bill,  
22. Senator Soper helped me put that amendment on it. What this  
23. does, is says that the state will pick up those differences  
24. now, the burden at the local level has become excruciating,  
25. the people have said as I said as I said this morning, enough,  
26. enough, enough and this is our responsibility. It may not  
27. be sufficient, it's going to be phased in over a four year  
28. program but I tell you as long as we show willingness to  
29. assume the responsibility which is ours towards our  
30. constituents even though it may be small in its inception  
31. and in its incipient form. If we're willing to assume  
32. that responsibility and I'm one that since the bill has  
33. been amended is willing...to accept that responsibility.

1. we will not have the devastating results that California is  
2. going to experience from the adoption of Proposition  
3. Thirteen. I don't know how in the world those people  
4. unless they react in a different manner can meet their  
5. local needs in a year or two after the surplus which  
6. belongs to the state of California had been expended. Many  
7. people at the local level do not understand That's why  
8. I'm saying here, that's why I have recited one after the  
9. other the different things this Body has done, the General  
10. Assembly of...the State of Illinois has done for its elder  
11. citizen in the way of homestead exemption, in the way of  
12. circuit breaker relief, relief for the farmers, relief where  
13. it's needed and we can continue to do this and our people  
14. should go out on the street and tell each other, we do have  
15. a responsive General Assembly, those guys get alot of fun  
16. poked at them from the press and they're degraded and nobody  
17. ever writes a good article about a member of the General  
18. Assembly but this is once, this is once the press ought to  
19. say that the members of the General Assembly have responded  
20. maybe not perfectly, maybe that's not..nothing as perfect but  
21. that we have responded to the outcry of the beleaguered  
22. homeowner and tax payer and that we've done it year after  
23. year ever since I have been in this Body. This is good  
24. legislation it should be adopted.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Alright there are eleven additional members who have  
27. so far requested to speak on this I would urge the membership  
28. to be as brief as humanly possible, Senator Shapiro.

29. SENATOR SHAPIRO:

30. Mr. President and Ladies and Gentlemen of the Senate  
31. will the sponsor yield to a question?

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Clewis indicates he will yield. Senator Shapiro.

1. SENATOR SHAPIRO:  
2. Senator Clewis has there...has any thought been given as  
3. to how this program will be paid for? And, particularly in  
4. the next fiscal year?  
5. PRESIDING OFFICER: (SENATOR ROCK)  
6. Senator Clewis.  
7. SENATOR CLEWIS:  
8. Senator Shapiro, much thought has been given to how  
9. the program will be paid for, before the amendments were  
10. put on this bill on 2nd reading we estimated the cost to be  
11. approximately forty two million dollars. We estimated that  
12. we had monies coming in from the federal government, some  
13. where around thirty-three million dollars any excess in the  
14. General Revenue Fund would easily allow us to pay for the  
15. program. With these amendments that made a good bill better  
16. we brought the cost of this program in the first year down  
17. nine million dollars, we were in the area of thirty-three  
18. million dollars which we know we will have to pay for the  
19. program.  
20. PRESIDING OFFICER: (SENATOR ROCK)  
21. Senator Shapiro.  
22. SENATOR SHAPIRO:  
23. Well, that thirty-three million dollars coming from...  
24. the federal government, have you given up using that money for  
25. education?  
26. PRESIDING OFFICER: (SENATOR ROCK)  
27. Is that a rhetorical question, or...is a direct question?  
28. Senator Clewis.  
29. SENATOR CLEWIS:  
30. ...I have no guarantee that that thirty-three million dollars  
31. plus the various excesses and various funds would be earmarked  
32. for specific things. I have not given up that possibly a share  
33. of that would be used for education I guess the answer would be no.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Shapiro.

3. SENATOR SHAPIRO:

4. Well, I would like to speak to the bill if there was  
5. ever a misstatement about this particular bill and the fact  
6. that it was not a political bill then I've never heard or  
7. seen a political bill such as this one. Originally the  
8. candidate for governor under Democratic side of the aisle to  
9. oppose the bill, then after the after the proposition  
10. Thirteen passed from California in a knee jerk reaction  
11. he hopped on the bill. The House sponsor of the bill has  
12. stated in television broadcast that the measure was worth  
13. the risk of some day requiring higher state income taxes  
14. to raise the necessary revenue to pay for this bill. I  
15. want to point out to the assembly that the cost of this  
16. bill are way in excess of what has been advocated by the  
17. proponents. We are now spending approximately eighty to  
18. ninty million for circuit breaker tax relief but that includes  
19. only those people who make less than twelve...twelve thousand  
20. or less and only senior citizens. Here we are opening it up  
21. to people who make twenty-five thousand dollars or less and  
22. who...who number in a close to approximately 2.8 million  
23. individuals throughout the state. Now, how anyone can tell  
24. me that this program is going to cost less then what existing  
25. programs cost then I just cannot figure right, I think I  
26. probably need to go back to school and review my arithmetic  
27. and mathmatics but its obvious with the expansion of the  
28. program that the cost is going to be more than this state  
29. can afford and at the end of the fourth year it will be in  
30. the neighborhood of four hundred million dollars and there's  
31. now way in getting away from that particular fact. This bill  
32. is a political bill, it is a knee jerk reaction to what went  
33. on in California, it is tax relief no question about it

1. but it is not tax reform and in spite of everything that we  
2. have done to lower real estate tax assessments to help those  
3. people who have trouble meeting their real estate tax bills.  
4. Real estate assessments and the revenue produced have gone  
5. continually up. We rebate to local governments and to senior  
6. citizens in excess of two billion dollars a year, to help those  
7. governments, in the hopes that real estate taxes and levies  
8. will be kept down and it is just not occurred. I contend that  
9. this General Assembly in a very thoughtful...mood at some  
10. future point in time within the next six months should...sit  
11. down and come up with some meaningful tax reform legislation.  
12. Not this type of bill which will only put more pressure on  
13. local real estate taxes to go even higher.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Clewis for what purpose do you rise? You will have...  
16. you will have the opportunity to close.

17. SENATOR CLEWIS:

18. ...Well, I just think that there were...

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Now, you'll have the opportunity to close. There are  
21. eleven or twelve more who are going to take similar...before  
22. Senator Netsch is recognized WCIA T.V. has requested permission  
23. to film the proceedings. Is leave granted? Leave is granted.  
24. Senator Netsch.

25. SENATOR NETSCH:

26. Thank you Senator Rock, the timing was perfect, right?  
27. I'm only sorry it wasn't you, but then we don't have the  
28. same approach to this bill so, perhaps it's just as well. I do  
29. rise in support of the bill and would like to make a couple  
30. of comments about it. One is that I think that the...I was on  
31. the Revenue Committee which heard the very detailed and  
32. lengthy testimony with respect to the revenue cost of the bill  
33. first to those who had initiated this proposal and second

1. the rebuttal from those in the Bureau of the Budget and  
2. the Department of Revenue and I must say that from an  
3. objective lawyers point of view there's no question about  
4. which side made the case. The Bureau of the Budget  
5. as far as I can tell and it really was not a very well  
6. stated or articulated position simply said that they, they  
7. took present cost of the the maximum cost of the circuit  
8. breaker and sort of multiplied it by seven on the basis  
9. that there are four hundred thousand claimants under the  
10. circuit breakers that exist now and there would be  
11. potentially 2.8 million under the expanded circuit breaker.  
12. That takes into account none of the the fall off the reduce  
13. claims and so forth that exist with respect to it and I  
14. found it a very loose way of doing the computation. Beyond  
15. that I would like to say that seems to me while this bill  
16. is obviously not a solution final or otherwise to the total  
17. property tax problem. I think it is one approach to one  
18. particularly serious and imminent problem brought on by  
19. the property tax and that is the...the extreme rate of  
20. inflation that has hit so many homeowners in their property  
21. tax assessments right now. That is something that is unique  
22. and different about the present circumstance. It is the best  
23. ....the circuit breaker which I have long supported expanding  
24. by the way, is the best form of property tax relief. It far  
25. surpasses the homestead exemption which I have always opposed  
26. because it is available to renters because it does not cost  
27. local government funds and...because it does have a means test.  
28. That is, it is not available to everyone no matter what there  
29. income or the size of their...their property value it is based  
30. on those who do have need of it, so that it is one of the most  
31. sensible forms of tax relief that legislative, state legislative  
32. Bodies have devised and since there are not very many that  
33. we devise that are really quite reasonable and make a great deal

1. of sense, I think that is a major thing to be said in its  
2. favor. I have always felt that the...there are only two  
3. ways really to control the property tax, well three ways I  
4. will add a third later on. One, is to control the amount of  
5. school finance that has to be paid for out of the property  
6. tax at the local level because it is still true that the  
7. greatest amount of funds, property tax revenues do go to  
8. support the school system. The legislature is working on  
9. that slowly...steadily but slowly and I think we must continue  
10. to do that. The other is to try to take away from those  
11. who have modest incomes the enormous impact of current property  
12. taxes. The circuit breaker is, the sensible way of doing that.  
13. I think it is sound in principle, it is sound in its particular  
14. provisions as reflected in this bill and I strongly urge  
15. support of it.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Further discussion? Senator Coffey.

18. SENATOR COFFEY:

19. Question of the sponsor.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Sponsor indicate he will yield. Senator Coffey.

22. SENATOR COFFEY:

23. Yes, Senator Clewis if...with the revenue loss of this bill  
24. passing and the revenue loss to local government schools and so  
25. on how will that money...I understand is guaranteed to be paid  
26. back by the state. In what fashion for instance to schools will  
27. that be returned to the schools from the state level?

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Clewis.

30. SENATOR CLEWIS:

31. Senator Coffey, I am not aware of any revenue loss.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Coffey.

1. SENATOR COFFEY:  
2.           Then...then you're saying with the implementation of this  
3. bill that there will be no revenue loss at the local level.  
4. PRESIDING OFFICER: (SENATOR ROCK)  
5.           Senator Clewis.  
6. SENATOR CLEWIS:  
7.           Exactly.  
8. PRESIDING OFFICER: (SENATOR ROCK)  
9.           Senator Coffey.  
10. SENATOR COFFEY:  
11.           Then to speak to the bill. Now, as I understand and  
12. the information that I've read that there will be a revenue  
13. loss and if there is a revenue loss it'll be guaranteed to  
14. be paid back by the state. Now, let's say for instance that  
15. there is a revenue loss and it's to be paid and as I understand  
16. maybe to education will turned back as the distribution  
17. formula for education it's going to be distributed in the same  
18. fashion and manner as it is now. My school district in the  
19. 53rd legislative district every school with the exception of  
20. one is...in...in loss of revenue this year that means that  
21. more of our money is going to come to the state and then again  
22. redistributed in other counties or school districts other than  
23. mine. I think it's a bad bill for that reason and several other  
24. reasons, now we again addressed ourselves to the problem saying  
25. we going to let...we going to let the...businesses and  
26. industry and farm and agricultural area again pay the tab  
27. because we've marked them off of this bill. Now I think that  
28. is exactly the reason our referendums have failed in our  
29. school districts because they are paying the biggest percent  
30. of the taxes for our education and again what we're doing we're  
31. saying that there going to continue to pay and then with there  
32. is any revenue loss by letting the homeowners out of their  
33. portion of the taxes. We're going to go back and let the state

1. income tax pay for it that means that business industry and the  
2. farm community is going to pick tab once again. Also, I think  
3. that the...were saying that people that is renting property  
4. the tenants are going to only pay, there going to get a rebate  
5. of thirty percent of that money so then again were encouraging  
6. people not to own their own homes and their own property  
7. because were giving them benefits that will be to that advantage  
8. for those individuals and I can name alot of people even in  
9. my area that said that it's no longer feasible to own real estate  
10. and property and its best to rent and this is just more  
11. encouragement in that in that...in that fashion. I think what  
12. were doing is distroying the free enterprise and the opportunity  
13. and the luxury of a person owning and working for their own  
14. homes and their own businesses and property. I think it's a  
15. bad bill and I think we ought to kill it.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Further discussion? Senator Graham.

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end of reel

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33.

1. Senator Graham.

2. SENATOR GRAHAM:

3. Yes, Mr. President, you might...be in sympathy with a  
4. couple things I'm going to say...first of all we are engaged in  
5. one of the greatest acts of posturing that this General  
6. Assembly has been involved in...in a long time. We're gradually  
7. creating an atmosphere around here that makes us similar to the  
8. atmosphere on the Potomac River. When we get in a problem we  
9. posture... and we posture and we create another department or we  
10. conduct another study and we finally wind up doing nothing only  
11. preventing upon the people those heart strings that we're going  
12. to give them something for nothing and that's not the case.  
13. We get on the wrong end of the horse every damn time and so  
14. what if the newspapers regard to us they got us as a southern  
15. most part of the northbound horse by the time we act the way we  
16. act many times in the General Assembly. Ladies and Gentlemen of  
17. the Senate, I tried to tell you in May, I'm trying to tell  
18. you now that you're not going to stop the expense...pass it off  
19. upon the taxpayers unless you stop the assessment by the State  
20. but the people that were unwilling to support the Taxpayers  
21. Rights Amendment even at the 8.5 limitation on it are the same  
22. people that say this is good...same people that's willing to say  
23. that in...we want to do like we are in Washington. We got ourself  
24. in a posture up there where the interest on the debt alone is more  
25. now than it cost to run the entire government in 1948 and were  
26. getting there right quickly...I'm telling you, Ladies and Gentle-  
27. men, when we wake up...when we wake up to the fact that you are  
28. not going to cut down the taxes until you stop the amount of  
29. spending, when we wake up to that we're going to be off that  
30. posturing angle, we're going to be offcating the public. They're  
31. going to get something for nothing just as this is. The people  
32. that say this is good over the next four years cost a billion dollars

1. or more are the same people going to come down here and say the  
2. State ought to pay it or industry ought to pay it or somebody  
3. ought to pay it. The people are going to vote for this. They  
4. don't realize they are going to be forced to come down here if  
5. our Governor doesn't have sense enough to veto it and I think he  
6. does. If it passes...going to come down here and be presented  
7. with a bill to increase the income tax and those same people  
8. are going to vote against that...and we're going to say Oh,  
9. My God, what do we do...I'll tell you what you did, you offered  
10. somebody something for nothing then that didn't have the guts  
11. to provide the money to pay for it and that's what we're getting  
12. ...Ladies and Gentlemen...we ought to go back and reassess  
13. what the people in California really tried to say. They said  
14. we're tired of more bureaucracy we're tired of more spending,  
15. we're tired of more assessments. What are we doing here, creating  
16. another billion nine or something setting up another bureaucracy  
17. telling the people I'm just going to get something for nothing  
18. so that we can go out on the campaign trail and say we tried to  
19. do something for you...you're damn right they did. They tried  
20. to bankrupt the State, that's what we're trying to do...

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Further discussion, Senator Harber Hall.

23. SENATOR HARBER HALL:

24. Will the sponsor yield for a question?

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Sponsor indicates he will yield.

27. SENATOR HARBER HALL:

28. (Senator Clewis, we know that this is going to include  
29. literally hundreds of thousands of taxpayers in the State. I  
30. wonder if you know how many there are estimated that will come  
31. under this by virtue of the twenty-five thousand dollar home  
32. exemption or inclusion?

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Clewis.

1. SENATOR CLEWIS:

2. I'm sorry, Senator, I don't have those exact figures at hand.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Harber Hall.

5. SENATOR HARBER HALL:

6. I think all of us will recognize that will just hundred  
7. of thousand but then in that case what criminal penalty is  
8. included in this bill for those who will be inclined to fill their  
9. forms out fraudulently in order to take advantage of this  
10. program.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Clewis.

13. SENATOR CLEWIS:

14. Senator, I would assume that the same penalty that's covered  
15. under the Revenue Act right now in the area of State Income Tax.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Senator Hall.

18. SENATOR HARBER HALL:

19. Oh, yeah, is it in the bill?

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Clewis.

22. SENATOR HARBER HALL:

23. Is it in this bill? Is it included in this new Act?

24. SENATOR CLEWIS:

25. No.

26. SENATOR HARBER HALL:

27. Well, may I speak on this bill, Mr. President? You know I've  
28. been involved with revenue for a long time both at the county  
29. and the State level and it would be very difficult for me to  
30. imagine anyone would not want to get tax relief to property owners  
31. but this is going to confuse and mix up our property tax in this  
32. State from which we probably never will regain any semblance of  
33. sense if this is passed and signed by the Governor and I doubt  
if it will be...but to imagine that is just simply by putting into  
writing that every home

1. will have an exemption...every home where there's an under  
2. twenty-five thousand dollars will have an exemption on a re-  
3.bate from the State may sound good to some people but if anyone  
4. has ever administered taxes they recognize what can occur here.  
5. Why...why home...home...people who live in homes, family members  
6. will separate and they will claim that they don't really live there.  
7. They will say that one person with thirteen thousand income and  
8. another with fourteen thousand income living in the same home who  
9. would qualify...or who would not qualify here, they will say that  
10. one of them doesn't actually live there. They'll go ahead and fill  
11. these forms out and I would suggest to you that there is no way  
12. that this State will ever be able to say that they do; in fact,  
13. live there so there will be no checks as we have in the income tax.  
14. There will never be any incentive to set up any checks. We will  
15. be so swamped with administration in the Department of Revenue  
16. on this mickey mouse concept here that we never will be able to  
17. really ascertain that it is working good. Fine, if you want to  
18. have the State general revenue pay out money for...to alleviate  
19. property taxes, fine, then find a sensible system This is not it.  
20. I would suggest that when the vote is tallied here we will find out  
21. that this is simply a political contest between two gentlemen who  
22. want to be Governor. One, recognizes that he has a political issue  
23. because everyone favors tax relief for property owners and the other  
24. is trying to come up with a sensible solution and...recognizes that  
25. this is not it.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Further discussion? Senator Nimrod. Senator Clewis, for  
28. what purpose do you arise?

29. SENATOR CLEWIS:

30. Mr. President, members of the Senate. Inadvertently, I  
31. gave Senator Hall the wrong information There is a section of  
32. the bill that provides that it is a Class A misdemeanor...for a  
33. fraudulent complaint.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Nimrod.

3. SENATOR NIMROD:

4. Thank you, Mr. President and Ladies and Gentlemen of the  
5. Senate. It's too bad that we have a very political bill here in-  
6. dicating the candidacy for Governor that has certainly motivated  
7. this wholeparticular bill. I do know and I am concerned and I'm  
8. sure as all of us are that we are concerned with some tax relief  
9. but let's look at the facts. When Senator Hall asked a question  
10. about how many people it involved, it's very simple to say that  
11. my best information is...Senator Clewis, that there are some less  
12. than four million households in the State of Illinois. Under this  
13. bill, three million households or about 2.8 million households will  
14. be eligible for this money. That includes both renters and homeowners.  
15. Then what we're saying is that...that half a billion dollars  
16. now is going to go back to those four hundred...four million  
17. households to pay the bill because there isn't going to be anything  
18. for nothing. The State is going to pay it so what we're going to  
19. do, in fact, is allow up to 650 dollars per household and then  
20. we're going to tax them at the State level; 400 dollars of that to  
21. get it back so they get 250 dollars. In the meantime we have  
22. caused a bureaucracy shifting of paper load that probably amounts  
23. to a hundred dollars. That whole cost so what we're really doing  
24. is approaching this whole subject really from the wrong direction.  
25. Now the only way has been stated here...the only way that we know  
26. whether it's in our family, whether it's in our county or cities or  
27. State or anyplace else is that you can always spend what you have.  
28. If you don't have it and you spend it, someone has to pay for it or  
29. you have to borrow it. If you're going to borrow it, you're going  
30. to pay interest and what I think we're doing here in this particular  
31. case is that Senator Graham has said that those who would not  
32. support the taxpayers amendment are supporting this bill. I would  
33. like to see and compare that on the lights when

1. it happens. We have a great deal of respect and a great deal of  
2. time spent for agency and concerns that give us information and  
3. guidance on revenue and one of those is the Taxpayers Federation.  
4. The Taxpayers Federation has spoken out against this concept and  
5. this particular bill. I think that in itself tells us that we do  
6. have included in this bill things that are not in the best interest  
7. of the taxpayers. So to call this relief I believe is really a  
8. falsehood and certainly taken us in the wrong direction. This bill  
9. does not give tax relief. This bill does...not say that it limits  
10. spending. This bill does nothing but take and redistribute income  
11. and still put the load at the State level where we were going to  
12. have to provide money. I think that we are going to be sensible  
13. the taxpayers are telling us don't kid us don't lie to us. This bill  
14. is full of falsehoods. They know the truth we are not kidding them  
15. and I will tell you this, they will not stand for this kind of  
16. legislation that's going to fool them. I think what they want is  
17. real legislation that will give them meaningful tax relief that  
18. will limit spending, instead Senator Guidice what you should do  
19. is amend the taxpayers amendment into your bill and I'd be happy  
20. to do that.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Clewis. Further discussion. Alright there are only  
23. nine more members who have indicated they wish to be heard on this  
24. matter...Senator Walsh.

25. SENATOR WALSH:

26. Mr. President, members of the Senate just briefly I think as  
27. has been indicated this bill is...is really misnamed when it is  
28. called a tax relief bill it is a misnomer to call it tax relief.  
29. It really provides for a shift in the burden of the payment of the  
30. tax...the tax which has heretofore been paid...by local taxpayers  
31. to support local government, will if this program becomes enacted in-  
32. to law, be borne by State government. If this program becomes law it  
33. will necessarily result in an increase in the income tax or in the

1. sales tax. Anyone voting for this measure should be prepared to  
2. vote for the increase in either one of those two taxes or possibly  
3. both. Senator Glass has pointed out that this bill does not provide  
4. for a reduction in spending. As a matter of fact it will require  
5. an increase in government spending because the bureaucracy that must  
6. be established to process these claims will, of course, be State  
7. employees and will necessitate increased State spending. The  
8. Taxpayers Federation of Illinois which opposed this bill in the  
9. Revenue Committee stated that the program on the scale of House  
10. Bill 3279 has the potential to make welfare fraud look like child  
11. play. There are 215 thousand welfare recipients in Illinois. There  
12. are 2.5 million homeowners and renters in Illinois who would be  
13. eligible for state checks under the provisions of House Bill 3279.  
14. I do not believe that a citizen of Illinois earning as much as  
15. twenty-five thousand dollars should become a welfare recipient of  
16. the State of Illinois. I urge a no vote.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Lemke.

19. SENATOR LEMKE:

20. Mr. President, members of the Senate we hear this is a  
21. political bill which it isn't, it was started by a tax group who  
22. also is the same group that started in California. Just because a  
23. candidate for Governor comes on to the bill later doesn't make it  
24. a political bill. This is a bill that most taxpayers want. It's a bill  
25. that when they pass the income tax in this State they said to people  
26. your...your local taxes are going to be less because we're going to  
27. pay more for the schools out of the State income tax, we sold them  
28. the lottery on the basis that the lottery was going to build...  
29. bring money into the school fund, which it didn't. We put it all in  
30. General Revenue and they still haven't got there tax...relief on  
31. property. We got people in this State that think along with the  
32. courts in this country that the funding of education should not  
33. come out of real estate taxes. It should come out of the State

1. fund...school fund or wherever its at to pay for schools and to pay  
2. for education. Just recently the courts I believe in New York ruled  
3. that the new proposal for funding is wrong. Its unconstitutional,  
4. because it discriminates. You find wealthy districts have more money  
5. for schools than poor school districts and the only way we can  
6. properly fund education is through the State and not through  
7. real estate taxes. This bill gives people proper relief on their  
8. real estate taxes. It takes in a group that we used to hear when  
9. we had the former president of the silent majority, those people  
10. in between, that's who were talking about. A big in between group that  
11. want to get there kids an education, their wife goes out to work,  
12. so they have a combined income of maybe twenty-two and twenty-three  
13. thousand dollars but we consider these people wealthy people. No...  
14. they're not wealthy people there people that scrub floors and drive  
15. trucks, fix sewers, dig ditches because their wife happens to go  
16. out and work and makes another ten or twelve thousand dollar income  
17. along with her husband. They're wealthy people yet they are concerned  
18. and they have the burden on them to pay real estate taxes and a lot  
19. of these people now their kids are raised and they're working and  
20. they say why should we pay for education. We have no children in school.  
21. Why does our real estate taxes keep going up you people in  
22. Springfield promises us when the State Income tax was passed and  
23. the lottery was passed that our taxes would go down 'cause school...  
24. money would be used for schools this hasn't happened. This is not  
25. a political bill and I urge my colleagues to reconsider themself  
26. when they vote on this in the vote for the taxpayers who want relief.  
27. Otherwise in a couple years you'll be faced like California with  
28. proposition thirteen because this measure was before the California  
29. legislators and they refused to vote for it and now the people  
30. have acted as citizens and they legislated proposition thirteen  
31. which is now causing chaos in California, so I urge an I vote.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Further discussion. Senator Mitchler.

1. SENATOR MITCHLER

2. Mr. President, members of the Senate. Senator Graham made a very  
3. important comment when he said we're starting like those people out  
4. on the Potomac. They had a thing called the Washington reflex, that  
5. is where they get a bundle of money of the taxpayers money that they  
6. collect and they throw it out and it's supposed to solve the problem  
7. now we all know and we're all aware what proposition thirteen is about,  
8. Proposition Thirteen isn't necessarily directed at the California  
9. legislature. They have built up a surplus of some five billion dollars.  
10. We've got about eighty million dollars that we'll have at the end of  
11. the year, enough to run the State for a day and a half but what  
12. they're excited about in California is the increases in their local  
13. real estate taxes. The people of Illinois are also very serious  
14. about the increases that they're getting in their local real estate  
15. taxes. Down in Gardner just the other day I read in the Joliet  
16. Herald News three hundred per cent increase in local real estate  
17. taxes, over in Naperville township going from 38 up to as high as  
18. 67 and even greater increases in real estate taxes and their taxes  
19. are high now. They're concerned. These are local taxes. They're not the  
20. State taxes but we in the General Assembly do have an interest in  
21. local government they're creatures of the General Assembly we give  
22. ...them the authority to do things and the power to tax but the  
23. effect of House Bill 3279 is to increase State spending and  
24. provide an incentive for local governments to increase spending.  
25. Now what are we doing where we going to get the money that we're  
26. going to give back. The same place that the United States Congress  
27. gets all that money that they throw back at the people and they  
28. don't solve the problem and people think they're getting something  
29. for nothing. You can't government... can't give anybody anything that  
30. they don't take away from in the first place and you talk about  
31. taking care of the middle class now because you're coming out with  
32. a...

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Yes. Pardon me.
2. SENATOR MITCHLER:
3. ...a twenty-five thousand dollar deduction.
4. PRESIDING OFFICER. (SENATOR ROCK)
5. Senator D'Arco.
6. SENATOR D'ARCO:
7. Point of order Mr. President, I noticed the timer going off
8. and you extending the time to...my colleagues and I just wish you
9. would use that timer appropriately and cut them off.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Your point is well taken the chair has been overly generous
12. with respect to time allotted, might you conclude, Senator Mitchler.
13. SENATOR MITCHLER:
14. Thank you Mr. President, to sum it up the point is that there
15. has been increased spending for services at the local level through
16. the local units of government. Just as there has been increase in
17. spending at the State level and the federal level and why is this.
18. Because people more and more as time goes on have found that in
19. order to get services they come to government and if they can
20. bypass the local governments and come to a higher government the
21. easier chance they have of persuading them to do things for them.
22. It's the peoples fault. They're knocking at your door, they're
23. pleading with you every day. Those are the letters you get and un-
24. less you are politically astute enough to know your district and
25. know what your people are thinking and what they want and how you
26. want to be...how you want to represent them, you're going to succumb
27. to those that get in line and the lines are many and the lines are
28. getting longer all the time and you're going to take government
29. down and that's what this is all about you're giving them a false
30. conception when you're telling them you're going to give them
31. something back. You have to take it from them in the first place
32. and the cost of this mandates that you're going to have to have
33. an increase in State Income tax ...

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator your time has expired.

3. SENATOR MITCHLER:

4. ...or State sales tax. Thank you for listening.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Schaffer. Senator Soper.

7. SENATOR SOPER:

8. Yeah. Thank you very much Mr. President, we talk about

9. taxation we talk about real estate taxes now we come to a deal where

10. talk about twenty-five thousand dollars for a family; You talk about

11. twenty-five thousand. You talk about the people that send children

12. to school. You talk about two in the family working that make over

13. twenty-five thousand dollars so they're not eligible for this

14. maximum six-fifty less two per cent of their household income.

15. Now I want to ask a few questions I don't want them to take up

16. all my time. Suppose a fellow owns a four flat and...is he eligible

17. for a...for this relief as far as his taxes are concerned, he lives

18. in the four flat?

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Clewis.

21. SENATOR SOPER:

22. Yes or no.

23. SENATOR CLEWIS:

24. Well it's...

25. PRESIDING OFFICER: (SENATOR ROCK)

26. ...Senator Clewis.

27. SENATOR CLEWIS:

28. ...a difficult question to answer yes or no the answer is...he's

29. eligible for that part of the four flat which constitutes his

30. residence. In other words if he lived in one apartment in the four

31. flat, he would be entitled to a rebate based on twenty-five per cent

32. of his tax bill.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Further discussion. Senator Soper

2. SENATOR SOPER:

3. I don't mind you taking all my time but just give me a little  
4. bit you know I know you cut the time off on the Republicans after the  
5. Democrats got through then everybody...

6. PRESIDING OFFICER: (SENATOR ROCK)

7. The Democrats...the Democrats aren't through yet.

8. SENATOR SOPER:

9. ...Let's go back.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Soper.

12. SENATOR SOPER:

13. Let's go back again, well I'll end up by saying we all know  
14. there's no free lunch and if you're going to set up another  
15. bureaucracy to set this thing up and...and shuffle mail and send  
16. out...fifteen cent letters and thirty cent letters and...and  
17. then you're going to try to determine what household income is  
18. and whether you take it from the federal standard or whether you  
19. take it from the State standard on your income tax there's a lot  
20. of difference when the reports are made. A fellow can make...have a  
21. hundred thousand dollar income and never show a nickel after he  
22. gets through deducting everything and that fellow you're going  
23. to send him six hundred and fifty dollars because of the fact  
24. of his taxes and what his income is and...when you get through  
25. paying all the money that it's going to take to shuffle this  
26. thing around, beside the fact that if you had a Democratic  
27. Governor in here, I know Clewis wouldn't be up on his feet and  
28. Lane wouldn't be on his feet and it would be a different  
29. proposition so let's not kid anybody.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Further discussion. Senator Wooten.

32. SENATOR WOOTEN:

33. Thank you Mr. President, I will not bore you with addressing

1. the substance of the bill since I believe that's been adequately  
2. covered and it probably isn't too germane today anyway As a practical  
3. note though I might indicate to my Republican colleagues you might  
4. well watch the board when it gets up to thirty I have been reliably  
5. informed that the Governor's only real chance to run for president is  
6. to win by a landslide. He cannot afford to be in the wrong side of  
7. what may turn out to be a very popular issue so I think that there  
8. is every likelihood that this bill will not only pass but will be  
9. signed.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Hickey.

12. SENATOR HICKEY:

13. Thank you Mr. President, ...course I think the way...the best  
14. way to have addressed the whole property tax question was...would  
15. have been to have passed my local income tax for schools but we  
16. didn't do that and so I rise in support of this bill...as Senator  
17. Knuppel has let you in on some of my family secrets I spend some  
18. time in Wisconsin occasionally and have for the last few years  
19. been watching their legislation pass three of four years ago  
20. very similar to this with which all of Wisconsin is very happy.  
21. In that case it was not started or supported by a Governor out  
22. of office simply for his own aggrandizement as I do not think  
23. this was. It was started by a Governor which we have not been  
24. accustomed to in Illinois for a while now. A Governor with some  
25. initiative and ideas of his own. He initiated it. He got support  
26. for it. He passed it up there and its been working very very  
27. well. As a matter of fact they have some additional things on  
28. theirs which we don't have such as a special provision to  
29. encourage farm land preservation. As I understand the State of  
30. Michigan's legislation in this regard has no ceiling at all on the  
31. top of it such as we have one of...of twenty-five thousand  
32. because it takes care of itself very nicely with the way the rates  
33. are graduated. Long ago when I first knew anything about taxation

1. I heard that we should all strive to have an equitable tax and  
2. that equitable taxation depended on ability to pay. The property  
3. tax up to now has been in question when measured by those standards  
4. but I say that this almost makes a property tax an equitable tax and  
5. I urge a yes vote.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Leonard.

8. SENATOR LEONARD:

9. I think it may be, I told myself I wasn't going to respond  
10. to this but having listened to the verbiage about...is this a  
11. political issue I simply had to make a remark. I guess a political  
12. issue is which side accuses the other. I've been here long enough  
13. to be aware of what are political bills, I been going over watch-  
14. ing the vote on ERA. The best of my knowledge I don't think this is  
15. a political bill I've been watching the balcony and I do not see  
16. the Comptroller's wife ready to have her picture taken when this  
17. goes through, I just was back in the phone booth and to the best  
18. of my knowledge the Comptroller is not holding a little intimate  
19. phone conversation with several of the leading newspapers and  
20. calling people off of this floor. I think if its a political issue  
21. it is how people are going to vote at home. They know we're not  
22. going to solve all the cares of the world with this. They know  
23. they're not getting something for nothing but it is a bill based  
24. on your property and your income and I think the people that  
25. vote for us believe they have something coming and I urge this  
26. Body to support this bill.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Further discussion. Senator Rhoads.

29. SENATOR RHOADS:

30. Thank you Mr. President, members of the Senate. If I could  
31. and I will try to confine my remarks only to the merits of the bill.  
32. I do agree with many of the criticisms which have been brought forth  
33. by the...this side of the aisle with respect to the problems in this

1. bill I would prefer a tax cut at the local level, I would prefer a  
2. system where we weren't involved in creating a new bureaucracy  
3. because of rebates and so forth. I would prefer genuine tax cutting  
4. and genuine spending limitations rather than a shifting of the  
5. burden from the local to the State level however with respect to  
6. the fiscal impact of this bill taking the high side estimate of  
7. a hundred million dollars the first year that does not bother  
8. me in the slightest, I'm not a hypocrite, I have voted to cut  
9. spending. Day before yesterday I voted on bills totaling  
10. ten million dollars alone in that...in about a two hour period  
11. that were not budgeted. I've consistently been a conservative.  
12. Everyone in this Chamber knows that I've tried to keep the budget  
13. down. As far as I'm concerned the State of Illinois owes at least  
14. a hundred million perhaps a hundred and twenty-five million dollars  
15. to State taxpayers for the money it has, in effect, stolen from  
16. them in the coming fiscal year by not increasing the standard  
17. exemption on the State Income Tax. The minority spokesman on  
18. the Revenue Committee had a bill which would have increased  
19. the standard exemption to fourteen hundred dollars. The BOB  
20. estimated the anticipated Revenue lost from that bill at  
21. about a hundred million. There are a lot of problems with this  
22. bill. It is a shifting of the burden but on April the 22nd when  
23. we had the debate on the taxpayers rights amendment I referred  
24. in that debate to the Jarvis-Gann amendment. Not many people at  
25. that time had heard of it. There is a necessity to fight the  
26. battle for tax limitations and...and spending cutting at all  
27. echelons of government. The fact that this bill will shift the  
28. burden to the State level doesn't bother me in the least and I  
29. intend to vote for it.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Any further discussion? Senator Hynes.

32. SENATOR HYNES:

33. Mr. President, members of the Senate I rise in support of

1. this bill, I think it is a very important bill to the people  
2. of this State. It is an important tax relief measure, an  
3. extremely significant tax relief measure. It will provide...re-  
4. lief to the tenants of this State, to the homeowners, to the  
5. farmer to the Senior Citizens and importantly it is fiscally  
6. responsible. All of us that are supporting this bill agreed  
7. that as originally introduced, the State would not be able to  
8. afford to fund the bill. We have amended it through the legis-  
9. lative process. It is now, in my judgement, fiscally responsible  
10. and within the capability of the State to afford. As it stands  
11. our revenue or cost estimates indicate that the first year would involve  
12. approximately thirty-three million dollars, the second sixty-  
13. one, the third ninety million and in the fourth year when  
14. it is fully funded, a hundred fourteen million dollars and  
15. I might add that as to the first year and that is perhaps the  
16. area in which the most serious problem could arise we are  
17. expecting and I believe that the State of Illinois will re-  
18. ceive an unanticipated thirty-three million dollars in  
19. federal funds so that there will be no short fall in the bud-  
20. get. In addition there are other increases in revenues that  
21. were not anticipated at the time the budget was proposed so  
22. I think this is within our capability in this first year. Inso-  
23. far as the future years are concerned everyone here is aware of  
24. the fact that...our revenue has been growing by approximately  
25. five hundred millions dollars a year and if you look at that  
26. figure, it simply requires the State to allocate and set aside  
27. about five per cent of this normal growth in order to pay the  
28. cost of this bill and it is necessary that we act and act now  
29. to demonstrate to the people of this State that we are con-  
30. cerned about this problem. California learned the hard way.  
31. Government waited too long and I think if Jerry Brown could be  
32. here now, he would tell us that we ought to vote Aye for this bill.  
33. We ought to vote Aye before some proposal which is, in fact,

1. irresponsible is forced upon us and will, in fact, destroy local  
2. government and State Government at the same time This is a  
3. responsible proposal. This will provide relief for hundreds of  
4. thousands of taxpayers in this State. It will make government  
5. equitable and it will not impair or impinge on important  
6. programs that are ongoing. I believe that all of the members  
7. of this Body should support this legislation.

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Clewis may close the debate.

10. SENATOR CLEWIS:

11. Mr. President, members of the Senate I would ask leave at  
12. this time to defer a very small portion of my closing time to  
13. Senator Knuppel to address himself to local tax revenue.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. ...Senator Knuppel.

16. SENATOR KNUPPEL:

17. Well the only thing I asked was I think Senator Coffey  
18. raised a question about whether the farmer was getting a fair  
19. break out of this and I wanted to tell him that I think there  
20. were constitutional questions if the farmer had the formula  
21. relief and at the same time could use that same land to determine  
22. the circuit breaker relief. Also in Senator Hall's remarks  
23. he said that...that people could scatter out and have different  
24. domiciles and have any number of relief. The bill was also  
25. amended in that respect to remove what I thought was a very...very  
26. serious constitutional question. I have ticked off the some seven  
27. or eight other relief...tax relief programs we've instituted  
28. since I've been here for farmers so I don't think this still  
29. applies to the farmers residence I don't think the farmer wants  
30. unfair he just wants fair tax treatment.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Clewis to close the debate.

33. SENATOR CLEWIS:

1. ...I think that I might just at this time take advantage of  
2. my time by reiterating that this is not I repeat not a political  
3. bill. It's been mentioned that our candidate for Governor, Mike  
4. Bakalis is in support of the bill. There's many other people  
5. in support of the bill. There's news media in support of the bill,  
6. many organizations. The bottom line gentlemen on this bill is  
7. do we have compassion for the tax burden of our constituents.  
8. If you have compassion for your constituents you'll vote ayé. If  
9. you and I question the Governor's compassion because I think  
10. that he might have made this a political issue by not sup-  
11. porting it and I can't see how he can stand there and not  
12. support relief for our constituents. If you believe that our  
13. constituents have no problem if you have no compassion for them  
14. vote no.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Question is shall House Bill 3279 pass those in favor will vote  
17. ayé those opposed will vote nay, the voting is open. Have all voted  
18. who wish? Have all voted who wish? Take the record. On that  
19. question the ayes are thirty-two the nays are twenty-two three  
20. voting present, House bill 3279 having recieved the constitutional  
21. majority is declared passed. Senator Glass for what purpose do  
22. you rise?

23. SENATOR GLASS:

24. To request a verification of the ayé votes Mr. President.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Alright...Senator Glass has requested a verification. Will all  
27. the Senate...Senators please be in there seats. Will those not  
28. entitled to the floor please vacate. Mr. Secretary, read the  
29. affirmative roll call.

30. SECRETARY:

31. Following voted in the affirmative...Berman, Bruce, Buzbee,  
32. Carroll, Chew, Clewis, Collins, D'Arco, Demuzio, Donnewald, Egan,  
33. Guidice, Kenneth Hall, Hickey, Johns, Joyce, Knuppel, Ziomek,

1. Lane, Lemke, Leonard, Maragos, Merlo, Netsch, Newhouse, Rhoads,  
2. Sangmeister, Savickas, Vadalabene, Washington, Wooten, Mr.  
3. President.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. All right. The roll has been verified. The Ayes are 32,  
6. the Nays are 22, 3 Voting Present. House Bill 3279 having received  
7. the constitutional majority is declared passed. Senator Maragos  
8. having voted on the prevailing side moves to reconsider  
9. the vote by which House Bill 3279 is passed. Senator Lemke  
10. moves that that motion lie upon the Table. All in favor  
11. signify by saying Aye. All opposed. The Ayes have it. So ordered.  
12. Senator Leonard on 3157. On the Order of House Bills, 3rd  
13. reading, House Bill 3157. Read the bill, Mr. Secretary.

14. SECRETARY:

15. House Bill 3157.

16. (Secretary reads title of bill)

17. 3rd reading of the bill.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Leonard.

20. SENATOR LEONARD:

21. Mr. President, this one really does some housekeeping  
22. for existing legislation. Clarifies...it deals with two basic  
23. abuses, one keeping false records and the other overcharging, and  
24. says that these are illegal practices by which revocation is possible  
25. for medics, dentists, optometrists, pharmacists, physicians or  
26. of course, podiatrists. It used the language...that is...the...  
27. the medicaid language...basically what it does...the offenses have  
28. existed. This clarifies it and...makes the language compatible  
29. with the medicaid language and makes the thing clear and I  
30. ask for its passage.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Is there any discussion? If not, the question is shall  
33. House Bill 3157 pass. Those in favor will vote Aye. Those opposed  
34. will vote Nay. The voting is open. Have all voted who wish?  
35. Have all voted who wish? Take the record. On that question

1. the Ayes are 46, the Nays are 3, 3 Voting Present. House Bill  
2. 3157 having recieved the constitutional majority is declared  
3. passed. Senator Newhouse on 3201. On the Order...bottom of page  
4. five on the Calendar, on the Order of House Bills, 3rd reading,  
5. House Bill 3201. Read the bill, Mr. Secretary.  
6. SECRETARY:  
7. House Bill 3201.  
8. (Secretary reads title of bill)  
9. 3rd reading of the bill.  
10. PRESIDING OFFICER: (SENATOR ROCK)  
11. Senator Newhouse.  
12. SENATOR NEWHOUSE:  
13. Thank you, Mr. President. Mr...Representative Yourell,  
14. whose bill this is, informed me this morning that this is...this  
15. is a...an administration bill proposed by the sanitary district  
16. for the purpose of compliance with State or Federal regulations in  
17. affirmative action as to the small business and minority business  
18. people. I'd appreciate a favorable roll call.  
19. PRESIDING OFFICER: (SENATOR ROCK)  
20. Is there any discussion? If not, the question is shall House  
21. Bill 3201 pass. Those in favor will vote Aye. Those  
22. opposed will vote Nay. The voting is open. Have all voted who  
23. wish? Have all voted who wish? Take the record. On that question  
24. the Ayes are 53, the Nays are none, 2 Voting Present.  
25. House Bill 3201 having received the constitutional majority  
26. is declared passed. Senator Leonard on 3161. Hold. 3296,  
27. Senator Newhouse. On the Order of House Bills, 3rd reading...  
28. we're on page six of the Calendar, Gentlemen. About midway. House  
29. Bill 3296. Read the bill, Mr. Secretary.  
30. SECRETARY:  
31. House Bill 3296.  
32. (Secretary reads title of bill)  
33. 3rd reading of the bill.  
34. PRESIDING OFFICER: (SENATOR ROCK)  
35. Senator Newhouse  
36. SENATOR NEWHOUSE:

Mr. President, there was some question about the...the  
1. this bill passed out at thirty-nine nothing but there was some  
2. question about tightening up language. I'd like leave of the  
3. Body to move this bill back to second for the purpose of an...  
4. amendment No. 1 which will...which is a language clean-up  
5. amendment.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Alright Senator we...we can do that and amend it then will  
8. have to get back to it a little later that...thats acceptable.  
9. Senator Newhouse seeks leave of the body to return House Bill  
10. 3296 back to the order of second reading for purpose of an  
11. amendment, is leave granted? Leave is granted. On the order  
12. of House Bills second reading House Bill 3296, Mr. Secretary.

13. SECRETARY:

14. Yeah...Amendment No. 1 offered by Senator Newhouse.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Newhouse.

17. SENATOR NEWHOUSE:

18. Thank you Mr. President,...as I explained amendment No. 1  
19. is...is an amendment that the...tightens up...it was concerned about  
20. the provision in this statute that would...that perhaps some wil-  
21. ful and wanton conduct might get through. Both sides have set  
22. down to work on an amendment. This is the amendment that has been  
23. proposed. I move its adoption.

24. PRESIDING OFFICER: (SENATOR ROCK)

25. Senator Newhouse has moved the adoption of amendment No. 1  
26. to House Bill 3296, is there any discussion? Not all in favor  
27. signify by say aye. All opposed. The ayes have it the amend-  
28. ments adopted, any further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Third reading. Senator Regner and Carroll and Buzbee are we  
33. ready to move these bills back from second...from third to second...

1. ...while we're getting our...House in order here, let's...messages  
2. from the House.

3. SECRETARY:

4. Message from the House by Mr. O'Brien Clerk, Mr. President. I am  
5. directed to inform the Senate House of Representatives...has re-  
6. fused to recede from their amendment No. 2 to a Bill with the  
7. following title, Senate Bill 1546. Further directed to inform  
8. the Senate that the House request a first Conference Committee  
9. and the Speaker has appointed the members of the Conference  
10. Committee on their part. Message from the House by Mr. O'Brien  
11. Clerk, Mr. President, directed to inform the Senate the House  
12. of Representatives refused to concur with the Senate of the  
13. adoption of an amendment to a Bill with the following title,  
14. House Bill 2950 with Senate Amendment No. 1. Like message  
15. on House Bill 1803 with Senate Amendments Nos. 1 and 2 and like  
16. message on House Bill 8...2851 with Senate Amendments 1 and 2 a  
17. like message on House Bill 2885 with Senate Amendment No. 1 like  
18. message on House Bill 3225 with Senate Amendments Nos. 1, 2 and 3.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. 2529 is that the first one...that will start with...well its  
21. on the list to be recalled now which...how many lists are working  
22. off of? 2632 on the order of...on the order of House Bills third  
23. reading House Bill 2632. Senator Rock seeks leave of the Body  
24. to return House Bill 2632 back to the order of second reading  
25. for purpose of an amendment. Is leave granted? On the order of  
26. House Bills second reading...House Bill 2632 Mr. Secretary.

27. SECRETARY:

28. Amendment No. 1 offered by Senator Buzbee.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Buzbee.

31. SENATOR BUZBEE:

32. Thank you Mr. President,...Mr. President a little...procedural  
33. discussion before we get into the amendment discussion. We are

1. offering amendment for amendment No. 1 which is a reduction in  
2. IOE's operational budget...with the idea of moving the bill to  
3. third. There is one possible area here that may need to be cor-  
4. rected tomorrow and we'll be willing to do that plus also we will  
5. be talking about the grants allocation by the Office of Education  
6. tomorrow but we wanted to go ahead and get the bill on third  
7. so we will offer this floor amendment today which is a  
8. reduction in IOE's operations. It reduces the general revenue fund  
9. appropriation approved by the House for IOE operation by one  
10. hundred fifty thousand eight hundred forty dollars he  
11. appropriations provided for IOE operations in Senate Amendment  
12. No. 1 is eight hundred twenty-four thousand six hundred  
13. dollars less than the amount requested by the State Board of  
14. Education. These reductions include personal services, a  
15. hundred seventy-six thousand dollars for fifteen positions  
16. that've been vacant for at least four months, ninety thousand  
17. seven hundred dollars for 5 per cent...5.5 per cent increase  
18. for IOE pay plan, a hundred eighty thousand four hundred  
19. eighty dollars, eight of twenty positions assigned to public  
20. information community relation activities four currently  
21. vacant, seventy-two thousand three hundred correctioned IOE  
22. calculation of annualized payroll, thirty-eight thousand  
23. transfer of private college university approval to a BAG  
24. for a total cut there five hundred fifty-seven thousand  
25. seven hundred eighty-five dollars, retirement and social secur-  
26. ity cuts thirty-two thousand three hundred, contractual ser-  
27. vices forty-nine thousand and rental...rental amounts and  
28. sixty-four thousand three hundred forty provided six per cent  
29. increase for professional artistic service subscription et cetera.  
30. That's a total cut of one hundred thirteen thousand three hundred  
31. fifty-five dollars, that's the area where we may have a problem  
32. and if we can get it worked out why...we'll bring it back  
33. tomorrow and make a...possible small addition in that area

1. tomorrow, EDP nine thousand twenty dollars reduction in  
2. pay increases printing sixty-two thousand dollars reduction  
3. in request for school codes, directory of schools Illinois  
4. Education use, fourteen thousand four hundred providing only  
5. six per cent increase for printing including new special  
6. publications, equipment twenty-three thousand two hundred  
7. dollars providing only a ten per cent increase for equip-  
8. ment, eighteen thousand seven hundred eighty-seven dollars  
9. is also reduced from appropriations approved by the House  
10. for drivers education, fifty-four thousand eight hundred  
11. less than the amount requested the State Board of Education,  
12. Senate Amendment No. 1 also allocates the General Revenue  
13. Fund appropriation for IOE operations by department rather  
14. than by division and thats probably the most important  
15. part of the amendment in that...that gives the General  
16. Assembly absolute tracking power now within the departments  
17. within the various divisions in the Office of Education  
18. and that as I said is probably the most significant thing  
19. much more so than the eight hundred thousand dollar re-  
20. duction and I would now move the adoption of amendment No. 1.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Buzbee moves the adoption of Amendment No. 1 to  
23. House Bill 2632, is there any discussion? Senator Philip.

24. SENATOR PHILIP:

25. Yeah, thank you Mr. President, will the sponsoryield  
26. for...

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Indicates he will yield Senator Philip.

29. SENATOR PHILIP:

30. Just listening to your explanations Senator Buzbee this is  
31. just a reduction in the request but its not a reduction in the  
32. budget over last fiscal year?

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Buzbee.

2. SENATOR BUZBEE:

3. With this amendment we have now allowed them a 2.5 per  
4. cent total increase in there operations over last year...over  
5. FY 78.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Philip.

8. SENATOR PHILIP:

9. That's 2.5 toomuch.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Further discussion.' Alright Senator Buzbee move the adoption  
12. of amendment No. 1 to House Bill 2632. All those in favor signify  
13. by saying aye. All those opposed No. In the opinion of the chair  
14. the No's have it the amendment...shall we try it again. Senator  
15. Buzbee move the adoption of amendment No. 1 to House Bill 2632  
16. all those in favor signify by saying aye. All those opposed.  
17. The ayes have it the amendments adopted. Further amendments.

18. SECRETARY:

19. Amendment No. 2 offered by Senator Buzbee.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Buzbee.

22. SENATOR BUZBEE:

23. Yes Mr. President, this is the Hynes Amendment and it says  
24. that not more than fifty per cent of the appropriations that go  
25. for personal services equipment, travel, printing, telecommunica-  
26. tion, et cetera and I move its adoption.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Buzbee move the adoption of amendment No. 2 to  
29. House Bill 2632 is there any discussion? Not all in favor  
30. signify by saying aye. All opposed. The ayes have it, the amend-  
31. ments adopted. Further amendments?

32. SECRETARY:

33. Amendment No. 3 offered by Senator Rock.

1. PRESIDING OFFICER: (SENATOR ROCK)  
2. Senator Carroll.  
3. SENATOR CARROLL:  
4. ...Thank you Mr. President, Ladies and Gentlemen of the  
5. Senate. This is the Rock amendment and it adds ten million  
6. dollars for school construction bond funds in accordance with  
7. the bond authorization bills we have passed before for the  
8. construction of special education facilities. I would move  
9. adoption of amendment No. 3.  
10. PRESIDING OFFICER: (SENATOR ROCK)  
11. Senator Carroll has moved the adoption of Amendment No. 3 to  
12. House Bill 2632 is there any discussion? Not all in favor  
13. signify by saying aye. All opposed. The ayes have it the  
14. amendments adopted. Further amendments.  
15. SECRETARY:  
16. Amendment No. 4 offered by Senator Berman.  
17. PRESIDING OFFICER: (SENATOR ROCK)  
18. Senator Berman.  
19. SENATOR BERMAN:  
20. I...I'll hold this til tomorrow because it deals with  
21. the grants of federal money that's coming in so I understand they  
22. want to move it and consider this tomorrow so I'll hold it.  
23. PRESIDING OFFICER: (SENATOR ROCK)  
24. Alright. But...amendment will be withdrawn at this point.  
25. Any further amendments?  
26. SECRETARY:  
27. Amendment No. 4 offered by Senator Shapiro.  
28. PRESIDING OFFICER: (SENATOR ROCK)  
29. Senator Shapiro.  
30. SENATOR SHAPIRO:  
31. Mr. President, Ladies and Gentlemen of the Senate...this  
32. amendment will eliminate the career education appropriation of  
33. a hundred thousand dollars since the substantive bill 2636 was

1. defeated here in the Senate there is no need for the  
2. appropriation and I would urge its adoption.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Shapiro moves the adoption of amendment No. 4 to  
5. House Bill 2632 any discussion? Not all in favor signify by  
6. saying aye. All opposed. The ayes have it the amendment is adopt-  
7. ed. Further Amendments.

8. SECRETARY:

9. Amendment No. 5 offered by Senator Shapiro.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Shapiro...yes Senator Buzbee.

12. SENATOR BUZBEE:

13. Mr. President, we have had a very good working relation-  
14. ship and working agreement between...both sides of the aisle  
15. on amendments to these appropriation bills the last one we did  
16. not have a copy of and we let it go through however we  
17. would have liked to at least know what you're doing here be-  
18. fore we do this and we are going to bring it back tomorrow  
19. Senator Shapiro so if you wouldn't mind hold these until  
20. tomorrow.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Any further Amendments?

23. SECRETARY:

24. Amendment No. 5 offered by Senator Regner.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Regner.

27. SENATOR REGNER:

28. Mr. President, members of the Senate. Actually to accomp-  
29. lish what we're doing with this it takes two amendments. I'll ex-  
30. plain them both at the same time. It's to create a separate  
31. division for the EDP amendment No. 1 deletes all references to  
32. Electronic Data Processing which were contained in the Senate  
33. Amendment No. 1 and then what will be No. 6 will actually

1. construct the separate EDP division and I move the adoption  
2. of Amendment No. 5.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Senator Regner moves the adoption of amendment No. 5 to  
5. House Bill 2632 is there any discussion? Not all in favor  
6. signify by saying aye. All opposed. The ayes have it the  
7. amendment is adopted. Further amendments.

8. SECRETARY:

9. Amendment No. 6 offered by Senator Regner.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Regner.

12. SENATOR REGNER:

13. This is the second half of...No. 5 and I move its adoption.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Regner has moved the adoption of Amendment No. 6 to  
16. House Bill 2632 is there any discussion? If not all in favor  
17. signify by saying aye. All opposed. The ayes have it the  
18. amendments adopted. Further Amendments.

19. SECRETARY:

20. Amendment No. 7 offered by Senator Regner.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Regner.

23. SENATOR REGNER:

24. Mr. President, members of the Senate this also is a  
25. combination due to Senate No. 1 we need two amendments and this  
26. is an economy move over the last about eight years the total  
27. numbers of IEO Employees has increased about two hundred and  
28. sixty per cent while our student population in Illinois in  
29. elementary and secondary schools has stayed virtually the same.  
30. Also at that same time the cost per student has increased from  
31. just a few thousand dollars to almost fifteen thousand dollars  
32. per student What this amendment does...

33. PRESIDING OFFICER: (SENATOR ROCK)

1. I may have to get off the podium here as the sponsor of  
2. this bill I haven't seen this one.

3. SECRETARY:

4. I'm sorry I thought that was given...given over there I'll  
5. pull these out for the time being.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Any further amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Third reading. Senator Regner on 2911. On the order of  
12. House Bills third reading House Bill 2911 Senator Regner seeks  
13. leave of this Body to return this bill to the order of Second  
14. reading for purpose of an amendment. Is leave granted? On  
15. the order of House Bill second reading House Bill 2911.

16. SECRETARY:

17. Amendment No. 5 offered by Senator Buzbee.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Buzbee.

20. SENATOR BUZBEE:

21. Thank you Mr. President, Amendment No. 5...is a total  
22. reduction of six hundred eighty-two thousand four hundred dol-  
23. lars out of a request of seventy-two million ninety-eight  
24. thousand. Of this reduction two hundred ten thousand eighty  
25. dollars comes out of GRF four seventy-two thousand three hundred  
26. twenty dollars comes out of the road fund. The effect of the  
27. amendment is it cuts twenty-seven thousand dollars out of  
28. administration...also it breaks out EDP it does...into separate  
29. divisions it does not make a reduction there it cuts three  
30. hundred seventy-six thousand four hundred dollars out of the  
31. road fund for State...State Police...we allow...completely allow  
32. the new proposed State Police pay plan. This would cut two hundred  
33. eighty-eight thousand dollars for civilian pay down to meet the

1. 5.5 per cent increase...thirty-nine thousand...thirty-eight  
2. thousand nine hundred allowed for social security and retirement  
3. cut out contractual forty-nine thousand five hundred dollars  
4. allows a twenty-five per cent increase not a thirty-two. Cuts  
5. forty-three thousand seven hundred out of investigations...  
6. its cuts one hundred fifty-five thousand eight hundred out  
7. of internal investigations...of which one hundred twenty-nine  
8. thousand eight hundred is in personal services seventeen  
9. thousand is in travel automobile operation is nine thousand,  
10. cuts seventy-six thousand nine hundred out of support  
11. services of which forty-one thousand six hundred is  
12. out of personal services eleven thousand out of con-  
13. tractual eight thousand out of travel and ten thousand  
14. out of operation of automobiles. The merit board cuts  
15. twenty-four hundred dollars out of that and I would  
16. move the adoption of this amendment.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Buzbee moves the adoption of Amendment No. 5 to  
19. House Bill 2911 is there any discussion? If not all in favor  
20. signify by saying aye. All opposed. The ayes have it, the  
21. amendments adopted. Any further amendments?

22. SECRETARY:

23. No further amendments.

24. PRESIDING OFFICER:

25. Third reading. 2970 is that the next one? On the order  
26. of House Bills third reading House Bill 2970 Senator Grotberg  
27. seeks leave of the Body to return House Bill 2970 back to the  
28. order of second reading for purpose of an amendment. Is leave  
29. granted? On the order of House Bills second reading House Bill  
30. 2970, Mr Secretary.

31. SECRETARY:

32. Amendment No. 5 offered by Senator Buzbee.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Buzbee.

2. SENATOR BUZBEE:

3. Thank you Mr. President, Amendment No. 5 reduces four hundred  
4. twelve thousand five hundred dollars from the Department of  
5. Children and Family Services. The Amendment reduces the pay  
6. increases in the budget to the 5.5 per cent level a reduction  
7. of four hundred twelve thousand five hundred. The Amendment also  
8. takes out the two per cent transfer authority in the grant  
9. section of the bill. The 5.5 per cent cut was made in various  
10. units EDP thirteen five, area offices two hundred seventy-six,  
11. guardianship twenty-three hundred, day care sixteen thousand,  
12. Cook County facility eighteen hundred, tri-agency program  
13. thirty-six hundred, Herrick House thirteen thousand,  
14. children's hospital school twenty-three five, Soldier-  
15. Sailor home fifty-four six, visually handicapped eight  
16. thousand for a total of four hundred twelve thousand five  
17. hundred dollars and I would move its adoption.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Buzbee move<sup>s</sup> the adoption of Amendment No. 5 to  
20. House Bill 2970 is there any discussion? If not all in favor  
21. signify by saying aye. All opposed. The ayes have it the  
22. amendments adopted. Further amendments.

23. SECRETARY:

24. Amendment No. 6 offered by Senator Hynes.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Carroll.

27.

28.

29.

End of Reel

30.

31.

32.

33.

1. SENATOR CARROLL:

2. Thank you, Mr. President and Ladies and Gentlemen of the  
3. Senate. Amendment No. 6 adds three hundred and twenty-one  
4. thousand dollars for case workers and I would move adoption  
5. of Amendment No. 6.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Senator Carroll...

8. SENATOR CARROLL:

9. Oh, excuse me. Also the homemaker services.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Carroll has moved the adoption of Amendment No.  
12. 6 to House Bill 2790. Is there any discussion? If not, all  
13. in favor signify by saying Aye. All opposed. The Ayes have  
14. it. The amendment is adopted. Any further amendments?

15. SECRETARY:

16. Amendment No. 7 offered by Senator Schaffer.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Senator Schaffer.

19. SENATOR SCHAFFER:

20. Is this the 70 and 30?

21. SECRETARY:

22. This is on page 11, line 9 by deleting two million six...  
23. six hundred and fifty thousand three hundred dollars and in-  
24. serting in lieu of two million seven hundred and fifty thousand  
25. three hundred dollars.

26. SENATOR SCHAFFER:

27. That does not compute with what I have in my hand.

28. PRESIDING OFFICER: (SENATOR ROCK)

29. Senator Buzbee.

30. SENATOR BUZBEE:

31. I'm just attempting to help the Governor spend his money.  
32. I would be glad to help with your explanation. I have the  
33. explanation in front of me, Senator Schaffer, if you would like?

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Oh we don't know if we're even on the...

3. SENATOR BUZBEE:

4. All right.

5. PRESIDING OFFICER:(SENATOR ROCK)

6. ...right page here. Senator Schaffer.

7. SENATOR SCHAFFER:

8. I've now been handed a copy of that amendment. That's  
9. money for the unwed mothers and for the adoption. Is that  
10. correct, Senator Buzbee? It's a hundred thousand dollars  
11. for the adoption services and fifty-six nine for services  
12. for unmarried mothers. Right?

13. PRESIDING OFFICER:(SENATOR ROCK)

14. Senator Schaffer has moved the adoption of Amendment No.  
15. 7 to House Bill 2970. Is there any discussion? If not, all  
16. in favor signify by saying Aye. All opposed. The Ayes have  
17. it. The amendment is adopted. Further amendments?

18. SECRETARY:

19. Amendment No. 8 offered by Senator Schaffer.

20. PRESIDING OFFICER:(SENATOR ROCK)

21. Senator Schaffer.

22. SENATOR SCHAFFER:

23. ...We have two. Could we have this one read also?

24. SECRETARY:

25. Amend on page 2 by inserting between lines 11 and 12 the  
26. following: handicapped media program for the deaf.

27. PRESIDING OFFICER:(SENATOR ROCK)

28. Senator Schaffer.

29. SENATOR SCHAFFER:

30. This amendment would add seventy thousand five hundred in  
31. Federal funds to operate a special program for handicapped  
32. media. It's purely Federal and it's a grant that's been  
33. approved by the Federals. It would also add thirty-six thousand

1. dollars in Federal money for the Metropolitan Area Protection  
2. Services. That money would be used in the Chicago area in  
3. child abuse. See I am interested in Chicago, Senator.

4. PRESIDING OFFICER:(SENATOR ROCK)

5. It sounds like Rockford to me but...Senator Schaffer has  
6. moved the adoption of Amendment No. 8 to House Bill 2970. Is  
7. there any discussion? If not, all in favor signify by saying  
8. Aye. All opposed. The Ayes have it. The amendment is adopted.  
9. Further amendments?

10. SECRETARY:

11. Amendment No. 9 offered by Senator Moore.

12. PRESIDING OFFICER:(SENATOR ROCK)

13. Senator Moore.

14. SENATOR MOORE:

15. Thank you, Mr. President and members of the Senate. I  
16. believe yesterday or the day...yesterday we receded from an  
17. amendment that was placed on House Bill 2648 pertaining to the  
18. television decoder for captioning television programs at the  
19. school...Illinois School for the Deaf. I told Senator Demuzio  
20. to recede from that amendment. I am now offering an amendment  
21. for fifty thousand dollars which is less than the amount that  
22. we are selling the president's home for at Jacksonville for  
23. a television decoder for captioning television programs. I'd  
24. appreciate a favorable voice vote on the adoption of this...

25. PRESIDING OFFICER:(SENATOR ROCK)

26. Senator Moore has moved the adoption of Amendment No. 9  
27. to House Bill 2970. Is there any discussion? If not, all in  
28. favor signify by saying Aye. All opposed. The Ayes have it.  
29. The amendment is adopted. Further amendments?

30. SECRETARY:

31. Amendment No. 10 offered by Senator Schaffer.

32. PRESIDING OFFICER:(SENATOR ROCK)

33. Senator Schaffer.

1. SENATOR SCHAFFER:

2. Amendment No. 10 would add an additional seventy-eight  
3. thousand seven hundred dollars for child abuse funds for  
4. downstate which brings it up to the Governor's recommended  
5. level of four hundred thousand. This in conjunction with the  
6. money that was put in for the Chicago area by Senator Carroll  
7. moments ago would be used to bolster the Child Abuse Program  
8. in the State.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Schaffer has moved the adoption of Amendment No.  
11. 10 to House Bill 2970. Any discussion? Senator Buzbee. Senator  
12. Buzbee.

13. SENATOR BUZBEE:

14. Thank you, Mr. President. Senator Schaffer said they're  
15. going to bring it up to the Governor's recommended level and  
16. this is additional request over his budgetary request and we'd  
17. just like to have that for the record so that...I guess is  
18. part of his three million dollars that we found it over in...  
19. insurance premium and we're going to go along with it.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Schaffer has moved the adoption of Amendment No.  
22. 10 to House Bill 2970. Is there any discussion? If not, all  
23. in favor signify by saying Aye. All opposed. The Ayes have it.  
24. The amendment is adopted. Further amendments?

25. SECRETARY:

26. No further amendments.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. 3rd reading. 2984, is that next? On the Order of House  
29. Bills, 3rd reading, House Bill 2984. Senator McMillan seeks  
30. leave of this Body to return House Bill 2984 back to the Order  
31. of 2nd reading for purposes of...of an amendment. Is leave  
32. granted? On the Order of House Bills, 2nd reading, House Bill  
33. 2984. Mr. Secretary.

1. SECRETARY:

2. Amendment No. 6 offered by Senator Buzbee.

3. PRESIDING OFFICER: (SENATOR ROCK)

4. Put 6 on the board. Okay? Senator Buzbee.

5. SENATOR BUZBEE:

6. Thank you, Mr. President. All right. Where's the  
7. explanation for Senate Amendment No. 6? No. 6. Thank you,  
8. Mr. President. This amendment would cut three million six  
9. hundred one thousand four hundred dollars. Of that three  
10. million of that three million six is Federal funds which we  
11. do plan to appropriate when the department knows the exact  
12. amount that they will need this fall. The effect of this  
13. amendment is that it reduces the agency pay plan by two  
14. hundred to 5.5 percent by two hundred ninety-two thousand  
15. nine hundred dollars: Retirement and Social Security by  
16. thirty-eight thousand one hundred and fifty. The various  
17. other line item reductions based on the request level and  
18. estimated expenditure level by two hundred seventy thousand  
19. three hundred fifty dollars. The three million dollar is a...  
20. the Federal funds that I talked of earlier. There's a paper  
21. reduction for Federal Young Adult Conservation Corps. The  
22. funds have not yet been received from the Federal Government.  
23. There is adequate money there to get them through the month  
24. of November when we will be back here again and by that time  
25. we will know the exact amount that they...they need appropriated  
26. and we will be more than happy to appropriate it at that time.  
27. Also breaks out the Natural Resource Division into Forestry,  
28. Wildlife, Fisheries and Law Enforcement for a total cut of  
29. three million six hundred one thousand four hundred dollars  
30. and I would move the adoption of Amendment No. 6.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Buzbee has moved the adoption of Amendment No. 6  
33. to House Bill 2984. Is there any discussion? If not, all in

1. favor signify by saying Aye. All opposed. The Ayes have it.  
2. The amendment is adopted. Further amendments?  
3. SECRETARY:  
4. Amendment No. 7 offered by Senator Sommer.  
5. PRESIDING OFFICER: (SENATOR ROCK)  
6. Senator Sommer.  
7. SENATOR SOMMER:  
8. Mr. President and members, I assume this is the...  
9. SECRETARY:  
10. The...the larger amendment, Senator Sommer.  
11. SENATOR SOMMER:  
12. Okay. This amendment simply allows the department to  
13. expend monies recovered in a local lawsuit. Primarily and  
14. secondarily requires them to spend monies that they were  
15. required to spend by an order...by the Commerce Commission.  
16. Both of these are suggested by the department.  
17. PRESIDING OFFICER: (SENATOR ROCK)  
18. Senator Sommer has moved the adoption of Amendment No. 7  
19. to House Bill 2984. Is there any discussion? If not, all in  
20. favor signify by saying Aye. All opposed. The Ayes have it.  
21. The amendment is adopted. Further amendments?  
22. SECRETARY:  
23. Amendment No. 8 offered by Senator Sommer.  
24. PRESIDING OFFICER: (SENATOR ROCK)  
25. Senator Sommer.  
26. SENATOR SOMMER:  
27. Mr. President and members, this provides more money in  
28. the general office line. Is determined that two long time  
29. employees would presently be paid from this fund and there  
30. would not be sufficient funds to fully fund those positions  
31. presently and we add twelve thousand dollars.  
32. PRESIDING OFFICER: (SENATOR ROCK)  
33. Senator Sommer has moved the adoption of Amendment No. 8

1. to House Bill 2984. Is there any discussion? If not, all in  
2. favor signify by saying Aye. All opposed. The Ayes have it.  
3. The amendment is adopted. Any further amendments?

4. SECRETARY:

5. No further amendments.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. 3rd reading. On the Order of House Bills, 3rd reading,  
8. House Bill 2985. Senator Coffey seeks leave of the Body to  
9. return House Bill 2985 back to the Order of 2nd reading for  
10. purpose of an amendment. Is leave granted? Leave is granted.  
11. On the Order of House Bills, 2nd reading, House Bill 2985. Mr.  
12. Secretary.

13. SECRETARY:

14. Amendment No. 4 offered by Senator Buzbee.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator Buzbee.

17. SENATOR BUZBEE:

18. Thank you, Mr. President. This amendment will reduce the  
19. appropriation by eighty-six thousand nine hundred fifty dollars.  
20. Fifty thousand eight hundred and fifty dollars of that is to  
21. meet the 5.5 percent pay increase. Seventeen thousand to phase  
22. in five new positions at an eight month rate. Sixty-one hundred  
23. and fifty for Social Security and Retirement. Twelve thousand  
24. dollar contractual reduction in Meat and Poultry Division  
25. allowing an eight percent increase instead of a twelve and I  
26. would move the adoption of this amendment.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Buzbee has moved the adoption of Amendment No. 4  
29. to House Bill 2985. Is there any discussion? If not, all in  
30. favor signify by saying Aye. All opposed. The Ayes have it.  
31. The amendment is adopted. Further amendments?

32. SECRETARY:

33. Amendment No. 5 offered by Senator McMillan.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator McMillan.

3. SENATOR McMILLAN:

4. Excuse me, Mr. President. This amendment is required  
5. because of the increased number of grain dealer inspectors  
6. necessitated by the passage of House Bill 3349 a couple of  
7. days ago. It is a net increase in funding of about ninety  
8. thousand dollars. The entire rest of the cost is brought  
9. about by the fees that come in from the fees that are  
10. charged to grain dealers. I would seek a...seek its adoption.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator McMillan has moved the adoption of Amendment No. 5  
13. to House Bill 2985. Is there any discussion? If not, all in  
14. favor signify by saying Aye. All opposed. The Ayes have it.  
15. The amendment is adopted. Further amendments?

16. SECRETARY:

17. Amendment No. 6 offered by Senator Coffey.

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Coffey.

20. SENATOR COFFEY:

21. Mr. President and members of the Senate. Amendment No. 6  
22. is a technical amendment. It adds language that was left out  
23. to the bill. There is no additional monies added to it and I'd  
24. ask for a favorable roll call.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Coffey has moved the adoption of Amendment No. 6  
27. to House Bill 2985. Is there any discussion? If not, all in  
28. favor signify by saying Aye. All opposed. The Ayes have it.  
29. The amendment is adopted. Further amendments?

30. SECRETARY:

31. No further amendments.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. 3rd reading. Top of page 6, House Bills, 3rd reading,

1. House Bill 3233. Senator Grotberg seeks leave of this Body  
2. to return House Bill 3233 back to the Order of 2nd reading for  
3. purposes of an amendment. Is leave granted? Leave is granted.  
4. Senator Grotberg.

5. SENATOR GROTBORG:

6. Is that local government ordinary and contingent?

7. PRESIDING OFFICER: (SENATOR ROCK)

8. That is correct.

9. SENATOR GROTBORG:

10. I would ask leave to hold it for just a little while.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. That request is in order. Take it out of the record.

13. Senator Rhoads on 3234. Okay. On the Order of House Bills,  
14. 3rd reading, House Bill 3234. Senator Rhoads seeks leave of  
15. this Body to return House Bill 3234 back to the Order of 2nd  
16. reading for purpose of an amendment. Is leave granted? On  
17. the Order of House Bills, 2nd reading, House Bill 3234. Mr.  
18. Secretary.

19. SECRETARY:

20. Amendment No. 3 offered by Senator Buzbee.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Buzbee.

23. SENATOR BUZBEE:

24. Thank you, Mr. President. This is the Military and Naval.  
25. This would reduce by eighty-four thousand eight hundred dollars.  
26. It reduces personal services within the facilities division by  
27. seventy-four thousand seven hundred by reduction of the pay  
28. plan from 9.5 to...from 9.2 percent over the FY '78 salary  
29. base down to 5.5 percent for salary increases in FY '79. It  
30. makes commensurate reductions to retirement fifty-eight hundred  
31. and Social Security forty-three hundred. I would move its  
32. adoption.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Buzbee has moved the adoption of Amendment No. 3  
2. to House Bill 3234. Is there any discussion? If not, all in  
3. favor signify by saying Aye. All opposed. The Ayes have it.  
4. The amendment is adopted. Any further amendments?
5. SECRETARY:
6. Amendment No. 4 offered by Senator Rhoads.
7. PRESIDING OFFICER: (SENATOR ROCK)
8. Senator Rhoads.
9. SENATOR RHOADS:
10. Mr. Secretary, please identify the amendment.
11. SECRETARY:
12. It's the shorter amendment.
13. SENATOR RHOADS:
14. All right. Thank you, Mr. President and members of the  
15. Senate. This amendment adds on two hundred and twenty-one  
16. thousand eight hundred dollars in a commodities line item and  
17. forty-four thousand seven hundred dollars in the sub accounts  
18. for...strike that...two hundred and twenty-one thousand eight  
19. hundred for contractual services. Forty-four thousand seven  
20. hundred in commodities to bring the sub accounts for utilities  
21. into line with the actual FY 1978 expenditures for those items.  
22. The bill as it came in was considerably short for FY '79 as to  
23. compared to what had actually been spent the last two years  
24. and I urge its adoption.
25. PRESIDING OFFICER: (SENATOR ROCK)
26. Senator Rhoads has moved the adoption of Amendment No. 4  
27. to House Bill 3234. Is there any discussion? If not, all in  
28. favor signify by saying Aye. All opposed. The Ayes have it.  
29. The amendment is adopted. Further amendments?
30. SECRETARY:
31. Amendment No. 5 offered by Senator Rhoads.
32. PRESIDING OFFICER: (SENATOR ROCK)
33. Senator Rhoads.

1. SENATOR RHOADS:

2. Thank you, Mr. President and members of the Senate.  
3. Amendment No. 5 merely deletes some language in the bill  
4. relating to the salary range of military officers. The  
5. staffs on both sides feel that this language is not necessary  
6. and I move its adoption.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Rhoads has moved the adoption of Amendment No. 5  
9. to House Bill 3234. Is there any discussion? If not, all in  
10. favor signify by saying Aye. All opposed. The Ayes have it.  
11. The amendment is adopted. Any further amendments?

12. SECRETARY:

13. No further amendments.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. 3rd reading. Senator McMillan on 3235. On the Order of  
16. House Bills, 3rd reading, House Bill 3235. Senator McMillan  
17. seeks leave of the Body to return House Bill 3235 back to the  
18. Order of 2nd reading for purpose of an amendment. Is leave  
19. granted? On the Order of House Bills, 2nd reading, House Bill  
20. 3235. Mr. Secretary.

21. SECRETARY:

22. Amendment No. 2 offered by Senator Buzbee.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Buzbee.

25. SENATOR BUZBEE:

26. Thank you, Mr. President. This amendment deletes three  
27. million five thousand dollars out of a total request of four  
28. hundred twenty-seven million two hundred thirty-eight thousand  
29. eight hundred dollars and the amendment reduces the pay increases  
30. in the Department of Mental Health and Developmental Disabilities  
31. to the 5.5 percent level and this is a reduction of three million  
32. five thousand dollars, all GRF money. Every institution is  
33. affected and I would move its adoption.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator Buzbee has moved the...adoption of Amendment No.
3. 2 to House Bill 3235. Is there any discussion? If not, all in
4. favor signify by saying Aye. All opposed. The Ayes have it.
5. The amendment is adopted. Further amendments?
6. SECRETARY:
7. Amendment No. 3 offered by Senator Buzbee.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Senator Buzbee.
10. SENATOR BUZBEE:
11. Thank you, Mr. President. This amendment deletes the
12. section which would allow the Department of Mental Health and
13. Developmental Disabilities to transfer two percent of the
14. appropriations in each grant category and I would move its
15. adoption.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Senator Buzbee has moved the adoption of Amendment No. 3
18. to House Bill 3235. Is there any discussion? Senator Schaffer.
19. SENATOR SCHAFFER:
20. ...Could we get a little more explanation than that? I
21. think...
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Senator Buzbee.
24. SENATOR SCHAFFER:
25. ...there might be a need for some transferability.
26. PRESIDING OFFICER: (SENATOR ROCK)
27. Senator Buzbee.
28. SENATOR BUZBEE:
29. It's just what I said, Senator. It deletes the two per-
30. cent transferability and we disagree.
31. PRESIDING OFFICER: (SENATOR ROCK)
32. Senator Regner.
33. SENATOR REGNER:

1. Mr. President and members of the Senate. I'm in support  
2. of this amendment. We've been doing it to every agency. We'll  
3. be back here in November. We'll be back here in January and I  
4. think if any transfers are needed at either of those times we  
5. certainly can take care of it at that time and justify the  
6. request for the transfer by the department.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Buzbee has moved the adoption of Amendment No. 3  
9. to House Bill 3235. Any further discussion? If not, all in  
10. favor signify by saying Aye. All opposed. The Ayes have it.  
11. The amendment is adopted. Further amendments?

12. SECRETARY:

13. No further amendments.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. 3rd reading.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. On the Order of 3rd reading, House Bills. The following  
18. bills are ready for passage if the...if the sponsors would  
19. lend me their ear. House Bill 2911. House Bill 2985. House  
20. Bill 3234. House Bill 3235. House Bill 2911, Senator Regner.  
21. Read the bill, Mr...

22. SECRETARY:

23. House Bill 2911.

24. (Secretary reads title of bill)

25. 3rd reading of the bill.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Regner.

28. SENATOR REGNER:

29. Mr. President and members of the Senate. Senate...House  
30. Bill 2911 contains two appropriations. One for the...Attorney  
31. General. A total of twelve million three hundred fifty-nine  
32. thousand six hundred dollars and the Department of Law Enforce-  
33. ment eighty-three million seven hundred seventy-five thousand

1. two hundred dollars for ordinary and contingent expenses for  
2. Fiscal Year 1979 and I'd ask for a favorable roll call.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. Is there discussion? The question is, shall House Bill  
5. 2911 pass. Those in favor vote Aye. Those opposed Nay. The  
6. voting is open. Have all voted who wish? Take the record.  
7. On that question, the Ayes are 51, the Nays are 2. House Bill  
8. 2911 having received the constitutional majority is declared  
9. passed. House Bill 2983. House Bill 2985. Senator Coffey.  
10. Read the bill, Mr. Secretary.

11. SECRETARY:

12. ...House Bill 2985.

13. (Secretary reads title of bill)

14. 3rd reading of the bill.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Coffey.

17. SENATOR COFFEY:

18. Mr. President and members of the Senate. This is the appropriations  
19. for Emergency Services and Disaster Agency and also the Depart-  
20. ment of Agriculture. I'd ask for a Yes vote on this. Any  
21. questions I'd be glad to answer them.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there discussion? The question is, shall House Bill 2985  
24. pass. Those in favor will vote Aye. Those opposed Nay. The  
25. voting is open. Have all those voted who wish? Have all those  
26. voted who wish? Take the record. On that question, the Ayes  
27. are 52, the Nays are 1. House Bill...House Bill 2985 having  
28. received the constitutional majority is declared passed. House  
29. Bill 3234. Senator Rhoads. Read the bill, Mr. Secretary.

30. SECRETARY:

31. House Bill 3234.

32. (Secretary reads title of bill)

33. 3rd reading of the bill.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)

2. Senator Rhoads.

3. SENATOR RHOADS:

4. Thank you, Mr. President and members of the Senate. This  
5. bill started out as a transfer and a supplemental bill for the  
6. FY '78 appropriation of the Department of Military and Naval  
7. Affairs. It now includes the ordinary and contingent expenses  
8. for FY 1979. It has been amended to reflecting the changes  
9. the committee recommended for a decrease in personnel services  
10. and an increase in the commodities services. I urge its  
11. adoption.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there discussion? The question is, shall House Bill  
14. 3234 pass. Those in favor vote Aye. Those opposed Nay. The  
15. voting is open. Have all those voted who wish? Have all those  
16. voted who wish? Take the record. On that question, the Ayes  
17. are 51, the Nays are 1. House Bill 3234 having received the  
18. constitutional majority is declared passed. House Bill 3235.  
19. Senator McMillan. Read the bill, Mr. Secretary.

20. SECRETARY:

21. House Bill 3235.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator McMillan.

26. SENATOR McMILLAN:

27. ...This is a transfer bill for the Department of Mines and  
28. Minerals and the regular appropriations for the Department of  
29. Mental Health and Developmental Disabilities for a total of  
30. four hundred twenty-four million dollars. I seek a favorable  
31. roll call.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Is there discussion? The question is, shall House Bill 3235

1. pass. Those in favor vote Aye. Those opposed Nay. The voting  
2. is open. House Bill 3124. I'm sorry...I'm sorry. On that...  
3. Take the record. On that question the Ayes are 50, the Nays  
4. are 2, 1 Voting Present. House Bill 3235 having received the  
5. constitutional majority is declared passed. House Bill 3124.  
6. SECRETARY:  
7. House Bill 3124.  
8. (Secretary reads title of bill)  
9. 3rd reading of the bill.  
10. PRESIDING OFFICER: (SENATOR DONNEWALD)  
11. Senator Sangmeister.  
12. SENATOR SANGMEISTER:  
13. Thank you, Mr. President and members of the Senate. This  
14. is the ordinary and contingent expenses for the State's Attorneys  
15. Appellate Commission. It amounts to one million one hundred and  
16. thirty-six thousand. Request a favorable roll.  
17. PRESIDING OFFICER: (SENATOR DONNEWALD)  
18. Is there discussion? Senator Knuppel.  
19. SENATOR KNUPPEL:  
20. I just wanted to say a few words about this particular  
21. group of people and I don't want to hold the bill up. I'm  
22. going to vote for it but it's something a little bit personal.  
23. Because I moved my residence from Cass...Cass County to Mason  
24. County to run for a judgeship should it become vacant and I  
25. consider that the primary reason that it occurred, I was held  
26. in contempt. I found out on Thursday that I had been held in  
27. contempt, fined five hundred dollars for something that I...that  
28. I was found guilty of on Tuesday for something I allegedly said  
29. in court on Monday and I've asked any number of lawyers and  
30. judges to review that record now pending in the Circuit Court to  
31. see what, if any, contempt they could find in what I had to say  
32. because I was found guilty of...of contempt non pro tune. After...  
33. I was found we took an appeal and the State's Attorney turned

1. the appeal over to the Appellate Prosecutor Division. I  
2. called that division to ask them directly whether if they, in  
3. fact, read the record and found no contempt, if they would...  
4. if they would so advise the State's Attorney. So far I've...  
5. I've had not reflection on that and I...I feel very strongly  
6. that if this group reacts in the manner that I've indicated  
7. with respect to criminal appeals, if, in fact, they find that  
8. the State's Attorney has committed error but they spend our  
9. money defending or prosecuting a case on appeal where it is  
10. without reason or justification that I would not want to vote  
11. for an appropriation for this group come next year. Thank  
12. you very much.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Is there discussion? The question is, shall House Bill  
15. 3124 pass. Those in favor vote Aye. Those opposed Nay. The  
16. voting is open. Have all those voted who wish? Have all those  
17. voted who wish? Take the record. On that question, the Ayes  
18. are 53, the Nays are 2. House Bill 3124 having received the  
19. constitutional majority is declared passed. House Bill 2529.  
20. Senator Hickey. I'm sorry, that should be Senator Knuppel.  
21. I beg your pardon. The Calendar show...Hold it. House Bill  
22. 3108. Senator Roe. (Machine cutoff) 3327. (Machine cutoff)  
23. Guidice. 3327. Read the bill, Mr. Secretary.

24. SECRETARY:

25. House Bill 3327.

26. (Secretary reads title of bill).

27. 3rd reading of the bill.

28. PRESIDING OFFICER: (SENATOR DONNEWALD)

29. Senator Guidice.

30. SENATOR GUIDICE:

31. Thank you, Mr. President and members of the Senate. This  
32. is a redlining bill regarding insurance companies and it provides  
33. that no company authorized to do business in Illinois shall

1. cancel, terminate or refuse to renew any policy on the ground  
2. that the company's contract with the agent through whom such  
3. policy was obtained has been terminated. It also provides,  
4. by amendment, that a...a insurance company cannot use as a  
5. grounds the fact that someone has been cancelled previously  
6. for refusing to write insurance. We're asking them to take  
7. a new look at the person and it also provides that anyone who  
8. has been denied insurance has a right to look at his file with  
9. due notice by a...a request in writing. The insurance company  
10. would be immune from any of the information that the person  
11. was able to obtain from that file.

12. PRESIDING OFFICER: (SENATOR DONNEWALD)

13. Is there discussion? The question is, shall House Bill  
14. 3327 pass. Those in favor vote Aye. Those opposed Nay. The  
15. voting is open. Have all voted who wish? Take the record.  
16. On that question, the Ayes are 49, the Nays are 1, 4 Voting  
17. Present. House Bill 3327 having received the constitutional  
18. majority is declared passed. House Bill 2555, Senator Guidice.  
19. Read the bill. Mr. Secretary.

20. SECRETARY:

21. House Bill 2555.

22. (Secretary reads title of bill)

23. 3rd reading of the bill.

24. PRESIDING OFFICER: (SENATOR DONNEWALD)

25. Senator Guidice.

26. SENATOR GUIDICE:

27. Thank you, Mr. President and members of the Senate. This  
28. also is a redlining bill regarding insurances and it prohibits  
29. insurers from...refusing to provide renters insurance solely on  
30. the basis of geographic location. There is an amendment on this  
31. bill which we had on Senate Bill 1468 which was held up in the  
32. Rules Committee which was my bill regarding the refusal to write  
33. automobile insurance because of the cancellation of the agency in

1. that particular area.

2. PRESIDING OFFICER: (SENATOR DONNEWALD)

3. Is there discussion? The question is, shall House Bill

4. 2555 pass. Those in favor vote Aye. Those opposed Nay. The

5. voting is open. Have all those voted who wish? Have all those

6. voted who wish? Take the record. On that question, the Ayes

7. are 45, the Nays are 5, 6 Voting Present. House Bill 2555

8. having received the constitutional majority is declared passed.

9. House Bill 2582. Senator Guidice.

10. SENATOR GUIDICE:

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

12. SECRETARY:

13. House...

14. SENATOR GUIDICE:

15. This is not a redlining bill. This is the...

16. SECRETARY:

17. House...

18. PRESIDING OFFICER: (SENATOR DONNEWALD)

19. Oh, I'm sorry. The Secretary...Mr. Secretary must read

20. the bill. 3rd reading.

21. SECRETARY:

22. House Bill 2582.

23. (Secretary reads title of bill)

24. 3rd reading of the bill.

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Guidice.

27. SENATOR GUIDICE:

28. Thank you, Mr. President. As I started before this is not

29. a redlining bill. This is the Court of Claims Bill. It was

30. originally for fifteen thousand dollars. There was an amendment

31. that I placed on here in the Senate that reduced that to ten

32. thousand because of the fact that the judges were not able to

33. handle what they thought they would handle in the first instance.

1. There was a House amendment that provided sixty-two thousand  
2. dollars for a moving and storage company which did some work  
3. and up in Chicago, Medley Insurance...Movers and I'll answer  
4. any questions.  
5. PRESIDING OFFICER: (SENATOR DONNEWALD)  
6. Is there discussion? Senator Shapiro.  
7. SENATOR SHAPIRO:  
8. Will the sponsor yield to a question?  
9. PRESIDING OFFICER: (SENATOR DONNEWALD)  
10. He indicates he will.  
11. SENATOR SHAPIRO:  
12. Senator Guidice...  
13. SENATOR GUIDICE:  
14. Yes.  
15. SENATOR SHAPIRO:  
16. ...is this the infamous Medley Bill, again?  
17. PRESIDING OFFICER: (SENATOR DONNEWALD)  
18. Senator Guidice.  
19. SENATOR GUIDICE:  
20. Well it's not infamous. It's a...it's paying a person  
21. for the work that he has done in the past.  
22. PRESIDING OFFICER: (SENATOR DONNEWALD)  
23. Is there further discussion? Senator Regner.  
24. SENATOR REGNER:  
25. Well Mr. President and members of the Senate. This claim  
26. was already denied by the Court of Claims. There is no money  
27. in the appropriation for the Court of Claims to pay it and I  
28. see no reason we should go backwards and pass a bill such as  
29. this for claims that were asked for and were denied and I'd  
30. urge a No vote.  
31. PRESIDING OFFICER: (SENATOR DONNEWALD)  
32. Is there further...Senator Moore.  
33. SENATOR MOORE:

1. Thank you, Mr. President and members of the Senate. I  
2. spoke in opposition to this bill several years ago and advised  
3. them to go to the Court of Claims. I just want to call to the  
4. attention of the members of the General Assembly if we start  
5. putting in bills like this for an individual vendor that does  
6. business with the Department of Public Aid you're going to have  
7. every doctor, every pharmacist, every chiropractor, every medical  
8. vendor, every other vendor who doesn't get the money that they  
9. think they should have from the Department of Public Aid coming  
10. in to your office and say, Senator, please introduce the bill  
11. to tell the Department of Public Aid to pay me some money. Now  
12. this is a bad precedent. I think the bill should be defeated  
13. on that...that precedent alone let alone the lack of merits it  
14. has having been disallowed by the Court of Claims. I just  
15. want to call to your attention the precedent that we might  
16. be setting in the future with any one that deals with the  
17. Department of Public Aid. I urge a sound defeat of this piece  
18. of legislation.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Is there further discussion? Senator Guidice may close.

21. SENATOR GUIDICE:

22. Thank you, Mr. President. In response to the various  
23. objections that have been raised here. Let's understand that  
24. these individuals acted upon the authority of the...assumed  
25. authority of the Public Aid. That they had every indication  
26. that these people had the authority to...to provide that  
27. service. They did it under the direction thereof. It's...  
28. it's money that...that was expended, that was timed and like  
29. the man should be paid for his work. As far as the Court of  
30. Claims is concerned I think that Senator Moore is right as  
31. far as going there initially but I don't think the jurisdictional  
32. ...the jurisdiction problem there is what they probably ruled on  
33. and I think that it is our responsibility to make sure that

1. people who deal with the State or its agencies are paid for  
2. those services and I'd ask for a favorable roll call.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. The question is, shall House Bill 2582 pass. Those in  
5. favor vote Aye. Those opposed Nay. The voting is open. Have  
6. all those voted who wish? Have all those voted who wish? Take  
7. the record. On that question, the Ayes are 20, the Nays are 24,  
8. 1 Voting Present. House Bill 2582...Senator Guidice moves  
9. to postpone consideration. Consideration is postponed. House  
10. Bill 3296, Senator Newhouse. Read the bill, Mr. Secretary.  
11. Senator...Senator, is this the bill that you amended this  
12. morning? We'll stand at ease for a moment. You may proceed,  
13. Senator. To explain, we do have to read the bill, however, but  
14. you may proceed.

15. SENATOR NEWHOUSE:

16. Thank you, Mr. President and Senators. This is the bill  
17. that we just amended. It's the peer review bill and it provides  
18. for immunity and...confidentiality for peer review committees  
19. organized under private contract which evaluate long term  
20. care providers and members of their sponsoring organizations.  
21. I would ask for a favorable roll call.

22. PRESIDING OFFICER: (SENATOR DONNEWALD)

23. Is there discussion? Just a moment. I think...I think  
24. it's...The Secretary will now read the bill for the third time.

25. SECRETARY:

26. House Bill 3296.

27. (Secretary reads title of bill)

28. 3rd reading of the bill.

29. PRESIDING OFFICER: (SENATOR DONNEWALD)

30. Is there discussion? Senator Walsh.

31. SENATOR WALSH:

32. Senator Newhouse, will you yield for a question?

33. PRESIDING OFFICER: (SENATOR DONNEWALD)

1. He indicates he will.

2. SENATOR WALSH:

3. What is the purpose of this legislation?

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Newhouse.

6. SENATOR NEWHOUSE:

7. ...All right. That...that my...my explanation probably

8. wasn't very good, Senator, 'cause we discussed this so much.

9. The purpose of this bill is this. In the professions there

10. are Peer Review Committees to evaluate the work of the persons

11. in those professions. There has been the danger in the past

12. under the loose guidelines that there may be some...some

13. suits to arise out of Peer Review Committee work done in good

14. faith. Now when this went before committee and it passed out

15. nine to nothing a question was raised as to the language in...

16. in the...in to the effect that there may be possible...there

17. may be some possibility that some willful and wanton conduct

18. was not covered by the bill as it stood. The amendment that

19. I purposed and was passed a few minutes ago was one that was

20. agreed upon and put on to cure that problem and the reason I...

21. I didn't give a...lengthy explanation was because we had gone

22. through that previously.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Walsh.

25. SENATOR WALSH:

26. It isn't the amendment that concerns me, it's just the...

27. we're creating a new Act with the long term care Peer Review

28. Protection Act. I'm just not sure, you know, why it's necessary

29. to do that if the amendment doesn't concern me, it's the...it's

30. the bill in its original form as to why you feel it's necessary.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there further discussion? Senator Berning.

33. SENATOR BERNING:

1. Yes, thank you, Mr. President. I, too, would like to  
2. direct a question to the sponsor.

3. PRESIDING OFFICER: (SENATOR DONNEWALD)

4. He indicates he will respond.

5. SENATOR BERNING:

6. The Peer Review Committee as this provision now establishes  
7. would be charged with reviewing what peers? Other providers?

8. Is that what this is intended to do?

9. PRESIDING OFFICER: (SENATOR DONNEWALD)

10. Senator Newhouse.

11. SENATOR NEWHOUSE:

12. Senator, first of all let's back up. This presently exists  
13. under present Statute in the medical profession. Medical people  
14. review their peers so that the quality of the work and so forth  
15. remains at a level that's consistent with professional standards.

16. Okay. Now this bill is for long term care facilities. Hospitals  
17. have their review committees. These are already set up. These  
18. are new kinds of facilities that have not had that kind of review  
19. in the past. There have been numerous ones of these operations  
20. that have been inspected by those who are outside who come up  
21. with an evaluation that says they are not dealing with problems  
22. as they should. A decision...has been made among those in the  
23. profession and in the business that they want to protect their  
24. own and to protect their own reputation. This permits them to  
25. do so. It's that simple.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Berning.

28. SENATOR BERNING:

29. How does this then correlate with or...or duplicate the  
30. inspections by the department. For instance, of Mental Health,  
31. Public Aid, Public Health.

32. PRESIDING OFFICER: (SENATOR DONNEWALD)

33. Senator Newhouse.

1. SENATOR NEWHOUSE:

2. Each one of the ones that you mentioned do a very restricted kind  
3. of a an examination which do not have to do with the professional  
4. level of care to be an overall professional level of care to  
5. be expected from the institution. These are reviews done to  
6. protect that end of the business.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Senator Berning.

9. SENATOR BERNING:

10. Is there any State cost involved? Is this committee  
11. qualified for reimbursement for out of pocket expense or any-  
12. thing else?

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Newhouse.

15. SENATOR NEWHOUSE:

16. No, Senator, these are strictly for...that whatever...  
17. whatever expense is borne by the profession. It's their  
18. committee. It's what they do.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Senator, your time is about expired. Senator Berning.

21. SENATOR BERNING:

22. Well, just one final question. There seems to be some  
23. fears over violation of the right of privacy and the protection  
24. of the privacy of records. Do you not see that as a potential?

25. PRESIDING OFFICER: (SENATOR DONNEWALD)

26. Senator Newhouse.

27. SENATOR NEWHOUSE:

28. Senator, what is done here is no different from the  
29. provisions that are provided in the Medical Society and others.  
30. So this is not new in that respect. Not new at all.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Senator Schaffer.

33. SENATOR SCHAFFER:

1. Mr. President and members of the Senate. This...this  
2. bill is necessary and I think the amendment we just put on  
3. does, in fact, create one small possible problem. The medical  
4. professions and the various divisions have a problem of review-  
5. ing the quality of care that's provided and obviously people  
6. like myself that are not medical...medically knowledgeable  
7. cannot review procedures or techniques and it's necessary that  
8. the, if you will, industry or profession police itself. The  
9. problem we have is that without this type of legislation which  
10. will allow a Peer Review Committee to operate objectively that  
11. we would find these committees just constantly embroiled in  
12. litigation designed to protect, if you will, the bad actors  
13. in the industry, merely to stall off eventual decisions  
14. against them or to, frankly, intimidate them and I think this  
15. legislation is in order and it is necessary and I believe as  
16. amended it's an even better bill than it left the committee.

17. PRESIDING OFFICER:(SENATOR DONNEWALD)

18. Senator Davidson.

19. SENATOR DAVIDSON:

20. Mr. President and members of the Senate. I rise in  
21. support of this bill, particularly as amended. We're  
22. extending to another health care facility the coverage and  
23. opportunity that's already on the Statute for all the other  
24. health care services that have to do a Peer Review to meet the  
25. requirements for Medicare and Medicaid as well as Blue Cross  
26. and a number of insurances. The Peer Review only kicks in,  
27. only kicks in when either the recipient of the care feels that  
28. charge is more than it should be or the third party payer feels  
29. that they're not receiving value for the money received. They  
30. can ask for a Peer Review. This committee will review it. They  
31. will review on standards by the profession. It's a good bill and  
32. this keeps that committee from being sued by the bad actor and  
33. if none of you have been involved in such things and have been

1. a member of an insurance review and a Peer Review Committee  
2. prior to being in the Senate I can tell you, every bad actor  
3. when he picks up the phone to call you, his opening statement  
4. is, I'm going to sue you and you know it's hard to get good  
5. people to serve on this committee. This is good legislation.  
6. I urge everyone to...to vote for it.

7. PRESIDING OFFICER: (SENATOR DONNEWALD)

8. Is there further discussion? Senator Newhouse may close.

9. SENATOR NEWHOUSE:

10. Thank you, Mr. President. I ask for a favorable roll call.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. The question is, shall House Bill 3296 pass. Those in  
13. favor vote Aye. Those opposed Nay. The voting is open. Have  
14. all those voted who wish? Have all those voted who wish? Take  
15. the record. On that question, the Ayes are 55, the Nays are  
16. None. House Bill 3296 having received the constitutional  
17. majority is declared passed. The Senate will stand at ease.  
18. Senator Hynes.

19. SENATOR HYNES:

20. Mr. President and members of the Senate. We are in a  
21. momentary lull here insofar as the Order of 3rd reading is concerned  
22. and as you know today is the last day for 2nd reading and I  
23. would suggest that we go to the Order of 2nd reading now, go  
24. through the bills that are on 2nd reading one time, then we  
25. can work on some other matters that may be ready by that time  
26. and then we will have one more turn at...at 2nd reading and...  
27. and that will be it. So anyone who is ready to move a bill  
28. now please do so and then we will have one more opportunity  
29. to take a look at 2nd reading.

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. House Bills, 2nd reading. House Bill 1264, Senator  
32. Savickas. Read the bill, Mr. Secretary.

33. SECRETARY:

1. House Bill 1264.

2. (Secretary reads title of bill)

3. 2nd reading of the bill. The Committee on Elections and

4. Reapportionment offers one amendment.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Senator Savickas.

7. SENATOR SAVICKAS:

8. Yes, I would move at this time that Committee Amendment

9. No. 1 be adopted.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there discussion? Senator Rhoads.

12. SENATOR RHOADS:

13. Yes, just to request a little explanation of Committee

14. Amendment No. 1.

15. PRESIDING OFFICER: (SENATOR DONNEWALD)

16. Senator Savickas.

17. SENATOR SAVICKAS:

18. Amendment No. 1 is the amendment where it states...I'll  
19. read it for you. It's very short. "Persons employed by the  
20. State Board of Elections prior to July 1st, 1978 and previously  
21. certified under a merit plan adopted by the board shall not be  
22. required to qualify by examination under the Personnel Code to  
23. ...continue in their positions." All it says is that these  
24. people who have for the last three years lived under a  
25. constitutional cloud have taken three examinations already  
26. be placed as full time employees.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Senator Rhoads.

29. SENATOR RHOADS:

30. Thank you, Mr. President and members of the Senate. I rise  
31. in opposition to Amendment No. 1 to House Bill 1264. It was the  
32. intention when the new State Board of Elections was created and  
33. that State Board will become organized after July the 1st that

1. all employees will be under the Personnel Code. This amendment,  
2. very frankly, violates an understanding that was achieved by  
3. both sides of the aisle and the new State Board of Elections  
4. was created and I urge its defeat.

5. PRESIDING OFFICER: (SENATOR DONNEWALD)

6. Is there further discussion? The question is, shall  
7. Amendment No. 1 to House Bill 1264 be adopted. Those in  
8. favor indicate by saying Aye. Those opposed. In the  
9. opinion of the Chair the Ayes have it. The amendment is  
10. adopted. There is a request for a roll call. A roll call  
11. will be taken. Those in favor of the adoption of Amendment  
12. No. 1 to House Bill 1264 will vote Aye. Those opposed Nay.  
13. The voting is open. Have all those voted who wish? Have all  
14. those voted who wish? Take the record. On that question,  
15. the Ayes are 27, the Nays are 20. Amendment No. 1 to House Bill  
16. 1264 is adopted. Are there further amendments?

17. SECRETARY:

18. No further committee amendments.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. Are there amendments from the Floor?

21. SECRETARY:

22. Amendment No. 2 offered by Senator Savickas.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Savickas.

25. SENATOR SAVICKAS:

26. Yes, Mr. President and members of the Senate. This Amend-  
27. ment No. 2 would remove subject to any probationary period  
28. because these people are already been subject to the last  
29. three years through examinations to a different probationary  
30. periods.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. Is there discussion? Senator Rhoads.

33. SENATOR RHOADS:

1. Well I oppose this amendment on the same basis as I did  
2. the last one. It's in violation of the agreement made in  
3. Chicago in January for the creation of the new State Board.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there further discussion? The question is, shall  
6. Amendment No. 2 to House Bill 1264 be adopted. Those in  
7. favor indicate by saying Aye. Those opposed. The Ayes have  
8. it. Amendment No. 2 is adopted. Are there further amendments?

9. SECRETARY:

10. Amendment No. 3 offered by Senator Rhoads.

11. PRESIDING OFFICER: (SENATOR DONNEWALD)

12. Senator Rhoads. This is Amendment No. 3.

13. SENATOR RHOADS:

14. Mr. Secretary, I still don't have the amendment identified.  
15. Would you read the first line?

16. SECRETARY:

17. All right. Right. On page 1, in lines 1 and 5 by deleting  
18. Section 1A-12 and...

19. SENATOR RHOADS:

20. Thank you. Thank you.

21. PRESIDING OFFICER: (SENATOR DONNEWALD)

22. Senator Rhoads.

23. SENATOR RHOADS:

24. Well it was my intention to make a bad bill better with  
25. an amendment that we were going to offer to extend by one year  
26. the qualifying time for the Personnel Code exam but since  
27. Senator Savickas has persisted in putting on the first two  
28. amendments I did not offer that amendment. I'm now going to  
29. offer this one which will really make a bad bill into a good  
30. bill. It amends the Election Code by adding the 7:00 p.m.  
31. closing hour to all elections in the State of Illinois both in  
32. the even and odd numbered years. As you will recall this Chamber  
33. passed House Bill 1706 last year. The House also concurred in

1. the amendments to House Bill 1706. They had passed House Bill  
2. 1566 prior to that time. So majorities in both Chambers have  
3. clearly expressed themselves on the desire to give another  
4. hour for people to have a time to vote. It affects three  
5. hundred and twenty-two thousand commuters from the suburban  
6. area who go to Chicago and two hundred and ten thousand Chicago  
7. residents who reverse commute to the suburbs. It's an  
8. excellent reform in our election law. It's needed. It will  
9. benefit over half a million people and I urge its adoption.

10. PRESIDING OFFICER: (SENATOR DONNEWALD)

11. Is there further discussion? Senator Savickas.

12. SENATOR SAVICKAS:

13. Yes. It's a question of the Chair, Mr. President. My  
14. feeling is that this amendment isn't germane to the bill. We're  
15. amending the Personnel Code. This is amending the hours of  
16. elections open throughout the State. This is for the State  
17. Election Board. I would ask a ruling of the Chair on the  
18. germaneness.

19. PRESIDING OFFICER: (SENATOR DONNEWALD)

20. The Chair rules it is not germane.

21. SENATOR SAVICKAS:

22. Thank you, Mr. Chairman.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Senator Rhoads.

25. SENATOR RHOADS:

26. I beg to differ with the Chair but the bill amends Chapter  
27. 46, the Election Code. This amendment also amends Chapter 46.  
28. This...the Chair in this Chamber has ruled repeatedly in this  
29. and other General Assemblies that any amendment to Chapter 46  
30. is germane to the bill.

31. PRESIDING OFFICER: (SENATOR DONNEWALD)

32. The Chair rules that the amendment is germane. Senator  
33. Savickas.

1. SENATOR SAVICKAS:

2. Well then Mr. President and members of the Senate. I would  
3. ask that we defeat this amendment.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Is there further discussion? Senator Rhoads may close.

6. Just a moment. Senator D'Arco.

7. SENATOR D'ARCO:

8. I talked with Senator Rhoads about attempting to amend  
9. this bill and the purposes for bringing this bill back to  
10. 2nd reading for amendments and he indicated to me that he had  
11. an amendment that he wished to offer on the bill that would,  
12. in fact, extend the deadline for complying with the State's...with  
13. the Personnel Code for State Board of Election employees but  
14. he never mentioned to me about an amendment to extend the  
15. period of time to close the booths on Election Day and now  
16. he's coming up with this amendment and whether its germane  
17. or not isn't the issue. I mean he had this amendment taken  
18. off in committee on the consolidation of election bills when  
19. it was in the Election Committee and now he's attempting to  
20. put...put it back in a bill that he had no...we had no under-  
21. standing of would even be attempted to put on and I would ask  
22. that we defeat it.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. Is there further discussion? Senator Rhoads may close.

25. SENATOR RHOADS:

26. Well thank you, Mr. President. First of all, I...Senator  
27. D'Arco, if you were on the Floor a little while ago I said  
28. that I was prepared to offer that amendment. I never had any  
29. indication from your side of the aisle if you were going to  
30. accept that amendment or not so lacking some answer from you  
31. I decided to not offer that amendment and...and this is with  
32. respect to this Amendment No. 3, it has been on the Secretary's  
33. Desk for several days. Your staff had to be aware of it so it's

1. no big surprise to you. This is a...a long overdue reform.  
2. It's been embraced by majorities in both Houses of...of this  
3. Chamber before and it should be adopted.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. The question is, shall Amendment No. 3 to House Bill  
6. 1264 be adopted. Those in favor indicate by saying Aye.  
7. A roll call has been requested. The question is, shall  
8. Amendment No. 3 be adopted. Those in favor of the adoption  
9. of Amendment No. 3 vote Aye. Those opposed vote Nay. The  
10. voting is open. Have all voted who wish? Have all those  
11. voted who wish? Take the record. On that question, the Ayes  
12. are 21, the Nays are 22. Amendment No. 3 is lost. Senator  
13. Rhoads.

14. SENATOR RHOADS:

15. Request a verification of the negative vote...

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. There is a request for a verification of the negative  
18. votes. Will the members please be in their seats on both sides  
19. of the aisle. The Secretary...just a moment. The Secretary  
20. will call the negative vote.

21. ACTING SECRETARY: (MR. FERNANDES)

22. The following voted in the negative: Buzbee, Carroll,  
23. Chew, Clewis, D'Arco, Egan, Guidice, Kenneth Hall, Johns,  
24. Joyce, Knuppel, Ziomek, Lane, Lemke, Maragos, Merlo, Ozinga,  
25. Rock, Savickas, Soper, Vadalabene, Mr. President.

26. PRESIDING OFFICER: (SENATOR DONNEWALD)

27. Senator Rhoads.

28. SENATOR RHOADS:

29. Is Senator Chew on the Floor?

30. PRESIDING OFFICER: (SENATOR DONNEWALD)

31. Is Senator Chew on the Floor? Senator Chew on the Floor?  
32. Remove him from the roll. Senator Rhoads.

33. SENATOR RHOADS:

1. Is Senator Clewis on the Floor?
2. PRESIDING OFFICER: (SENATOR DONNEWALD)
3. He's in his chair where he belongs.
4. SENATOR RHOADS:
5. Is Senator Joyce on the Floor?
6. PRESIDING OFFICER: (SENATOR DONNEWALD)
7. In his chair. All right. That roll...Senator...Kenneth
8. Hall, for what purpose do you arise?
9. SENATOR KENNETH HALL:
10. Well, when you finish I want to verify the affirmative. Oh,
11. okay. That's okay. Okay.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. The vote is 21 - 21. Amendment No. 3 fails. Are there
14. further amendments?
15. ACTING SECRETARY: (MR. FERNANDES)
16. No further amendments.
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
18. 3rd reading.
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1. PRESIDING OFFICER: (SENATOR DONNEWALD)  
2. House Bill 2118, Senator Leonard. House Bill 2339,  
3. Senator Berman. House Bill 2539, Senator Demuzio. Read the  
4. bill, Mr. Secretary.  
5. ACTING SECRETARY: (MR. FERNANDES)  
6. House Bill 2539.  
7. (Secretary reads title of bill)  
8. 2nd reading of the bill.  
9. PRESIDING OFFICER: (SENATOR DONNEWALD)  
10. Senator Demuzio.  
11. ACTING SECRETARY: (MR. FERNANDES)  
12. No committee amendments.  
13. SENATOR DEMUZIO:  
14. Yes, Mr. President...  
15. PRESIDING OFFICER: (SENATOR DONNEWALD)  
16. Just a moment. Are there amendments from the Floor?  
17. ACTING SECRETARY: (MR. FERNANDES)  
18. No Floor amendments.  
19. PRESIDING OFFICER: (SENATOR DONNEWALD)  
20. 3rd reading. Senator Demuzio.  
21. SENATOR DEMUZIO:  
22. Mr. President, there are four Floor amendments.  
23. PRESIDING OFFICER: (SENATOR DONNEWALD)  
24. Senator Demuzio indicates...Senator Demuzio indicates  
25. that there are four Floor amendments. Stand at ease for a  
26. moment.  
27. ACTING SECRETARY: (MR. FERNANDES)  
28. Amendment No. 1, offered by Senator Demuzio.  
29. PRESIDING OFFICER: (SENATOR DONNEWALD)  
30. Senator Demuzio.  
31. SENATOR DEMUZIO:  
32. Yes, Mr. President, I'd like to withdraw amendment No. 1  
33. to House Bill 2539.

1. PRESIDING OFFICER: (SENATOR DONNEWALD)  
2. Withdraw amendment No. 1.  
3. ACTING SECRETARY: (MR. FERNANDES)  
4. Amendment No. 1, offered by Senator Berman.  
5. PRESIDING OFFICER: (SENATOR DONNEWALD)  
6. Senator Berman, amendment No. 1.  
7. ACTING SECRETARY: (MR. FERNANDES)  
8. I'm sorry that...that's out of order. Amendment No. 1  
9. offered by Senator Regner.  
10. PRESIDING OFFICER: (SENATOR DONNEWALD)  
11. Senator Regner. As to...  
12. SENATOR REGNER:  
13. Is that the one that was filed up there in forth place  
14. to start with?  
15. PRESIDING OFFICER: (SENATOR DONNEWALD)  
16. House Bill 2539, on the order of 2nd reading.  
17. SENATOR REGNER:  
18. Okay, what this amendment does it takes out the reimbursement  
19. the clause in this bill. The reason for it, there are several  
20. of the buildings that are already built...  
21. PRESIDING OFFICER: (SENATOR DONNEWALD)  
22. Just...just a moment Senator. Senator Demuzio, for what  
23. purpose do you arise?  
24. SENATOR DEMUZIO:  
25. Question of the...of the Secretary. Is that in fact,  
26. amendment No. 1 is it now amendment No. 2? I was under the  
27. impression that was numbered Amendment No. 4, previous.  
28. PRESIDING OFFICER: (SENATOR ROCK)  
29. Secretary informs me this is the only amendment yet  
30. pending on the Secretary's Desk. Yes. Yes, Senator Carroll  
31. has two subsequent amendments, now placed on the Desk. This  
32. is Senator Regner's amendment, is that, can we proceed?  
33. Senator Regner, do you have any preferences to the order? I'm

1. told that the staff hasn't prepared, so that they all track  
2. we could get them in the proper order.

3. SENATOR DEMUZIO:

4. Right, this one should really come after theirs, so  
5. they're technically correct.

6. PRESIDING OFFICER: (SENATOR DONNEWALD)

7. Alright, let's try it again.

8. ACTING SECRETARY: (MR. FERNANDES)

9. Amendment No. 1, offered by Senator Carroll.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Carroll.

12. SENATOR CARROLL:

13. Thank you, Mr. President, Ladies and Gentlement of the  
14. Senate. To make this consistent with the...see if anybody  
15. caught that. To make this consistent with the Senate Bill  
16. we had passed before, we are deleting the ninety percent match  
17. and making it forty percent. So, that it'll be forty percent  
18. State for funding, sixty percent local and Senator Soper's  
19. suggestion, I will move adoption of amendment No. 1.

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Carroll has moved the adoption of amendment No. 1,  
22. to House Bill 2539. Is there any discussion? All those in  
23. favor signify by saying Aye. All those oppose. The Ayes have  
24. it. The amendment is adopted. Further amendments.

25. ACTING SECRETARY: (MR. FERNANDES)

26. Amendment No. 2, offered by Senator Carroll.

27. PRESIDING OFFICER: (SENATOR BOCK)

28. Senator Carroll.

29. SENATOR CARROLL:

30. Thank you Mr. President and Ladies and Gentlemen of the  
31. Senate. This is slightly different then the way that the  
32. Senate Bill went over to the House. In that we are changing the  
33. effective date...of the grands. In other words, when they did

1. their construction, from January 1, 1970 to October 1, 1975.  
2. So, that now this bill will only cover those local jails that  
3. were reconstructed since we mandated the program. Where the  
4. original bill would of gone back five years before the  
5. mandate. It was felt that if we're going to give local grant  
6. monies we'd do it only since the day that the State took over  
7. and mandated these reconstructions. So, that we would  
8. revert back only since the State went in there and started  
9. mandating. I...it's October 1, 1975, would now be the retroactive  
10. date under this amendment. I would move adoption of amendment  
11. No. 2.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Carroll has moved the adoption of amendment No. 2,  
14. to House Bill 2539. Is there any discussion? If not, all in  
15. favor signify by saying Aye. All opposed. The Ayes have it.  
16. The amendment is adopted. Further amendments.

17. ACTING SECRETARY: (MR. FERNANDES)

18. Amendment No. 3, offered by Senator Regner.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Regner.

21. SENATOR REGNER:

22. Mr. President, members of the Senate. What this amendment  
23. does it deletes the reimbursement language in the bill and the  
24. reason is, alot of these buildings were, have already been built  
25. and I don't think we should have a reimbursement for those that  
26. are already constructed. And I move its adoption.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Regner has moved the adoption of amendment No. 3 to  
29. House Bill 2539. Any discussion? Senator Carroll.

30. SENATOR CARROLL:

31. Thank you, Mr. President, Ladies and Gentlemen of the Senate.  
32. I rise in opposition to Senator Regner's amendment. As I had  
33. indicated in the last amendment we changed the concept of this

1. bill to deal only with those jails, local jails that were  
2. reconstructed after the State Mandate Program went into effect  
3. October 1, 1975. Senator Regner would have been correct in  
4. my opinion as to those between 1970 and October 1, '75, when  
5. local communities on their own had decided to update their  
6. county jails to meet the needs of their communities. But, once  
7. we went in and mandated I think we should take care of those  
8. who had done it starting with the mandate who did, in fact,  
9. fix their downstate local jails after the State came in and  
10. said, we'll close you if you don't. So, that now the way the  
11. bill stands it reverts back to October 1, '75, only and I  
12. would therefore resist, Senator Regner's amendment No. 3.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Further discussion? Senator Vadalabene.

15. SENATOR VADALABENE:

16. Yes, a question of Senator Regner.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Indicates he will yield. Senator Vadalabene.

19. SENATOR VADALABENE:

20. In Edwardsville in Madison County, we are under construction  
21. now of a...of a new Madison County Jail. Would that come  
22. under the purview of your amendment.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Regner.

25. SENATOR REGNER:

26. I don't think that would, Senator Vadalabene.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Vadalabene.

29. SENATOR VADALABENE:

30. Why?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Regner.

33. SENATOR REGNER:

1. By eliminating the reimbursement it will go back to  
2. units or buildings that are already constructed and I don't  
3. think that it would cover those that are under construction  
4. at this time.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Further discussion? Senator Demuzio.

7. SENATOR DEMUZIO:

8. Well, yes I...I too arise in opposition to this  
9. amendment. I think that amendment No. 2 that Senator Carroll  
10. just offered and that it...was adopted. Clearly takes care of  
11. the problem that Senator Regner is attempting to address and  
12. therefore I would ask my colleagues on this side of the  
13. aisle to vote, vote no on this amendment.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Any further discussion? Senator Regner to close the  
16. debate.

17. SENATOR REGNER:

18. Well, without this amendment what we would in fact be doing  
19. is...giving alot of these local units money that they never  
20. even expected and this is June not December, Christmas time, and  
21. I would urge the adoption of this amendment.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Senator Regner has moved the adoption of amendment No. 3,  
24. to House Bill 2539. All those in favor signify by saying Aye.  
25. All those opposed. A pending of the Chair the Noes have it. The  
26. amendment fails. Further amendments.

27. SECRETARY:

28. No...no further amendments.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. 3rd reading. Senator Lane, on 2575. On the order of House  
31. Bills 2nd reading. House Bill 2575. Read the Bill, Mr.  
32. Secretary.

33. SECRETARY:

1. House Bill 2575.  
2. (Secretary reads title of bill)  
3. 2nd reading of the bill. No committee amendments.  
4. PRESIDING OFFICER: (SENATOR ROCK)  
5. Any amendments from the Floor?  
6. SECRETARY:  
7. Amendment No. 1, offered by Senator Mitchler.  
8. PRESIDING OFFICER: (SENATOR ROCK)  
9. Senator Mitchler.  
10. SENATOR MITCHLER:  
11. Mr. President, members of the Senate. This is an  
12. amendment that we discussed in committee. It's agreeable to the  
13. sponsor, Senator Lane. This would include the disabled persons  
14. in the Homestead Exemption Act as they are included in the  
15. Circuit Breaker Act. Disabled persons being defined in the  
16. same manner as under the Circuit Breaker Act. I move for  
17. adoption of the amendment.  
18. PRESIDING OFFICER: (SENATOR ROCK)  
19. Senator Mitchler has moved the adoption of amendment No. 1  
20. to House Bill 2575. Is there any discussion? All those in  
21. favor signify by saying Aye. All those opposed. The Ayes  
22. have it. The amendment is adopted. Further amendments.  
23. SECRETARY:  
24. Amendment No. 2, offered by Senator Lane.  
25. PRESIDING OFFICER: (SENATOR ROCK)  
26. Senator Lane.  
27. SENATOR LANE:  
28. Thank you, Mr. President and members of the Senate.  
29. Amendment No. 2 will bring House Bill 2575 in compliance to  
30. comply with the Senate Bill of like nature. I vote for the  
31. adoption.  
32. PRESIDING OFFICER: (SENATOR ROCK)  
33. Senator Lane has moved the adoption of amendment No. 2 to

HB 2691  
2nd Reading  
9/26/78

1. House Bill 2575. Is there any discussion? If not, all in favor  
2. signify by saying Aye. All opposed. The Ayes have it. The  
3. amendment is adopted. Any further amendments.

4. SECRETARY:

5. No further amendments.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. 3rd reading. 2684, Senator Collins. 2691, Senator Berman.

8. Top of page eight House Bill 2nd reading. On the order

9. of House Bill 2nd reading. House Bill 2691, read the bill,

10. Mr. Secretary.

11. SECRETARY:

12. House Bill 2691.

13. (Secretary reads title of bill)

14. 2nd reading of the bill. No committee amendments.

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Any amendments from the Floor?

17. SECRETARY:

18. Amendment No. 1, offered by Senator Berman.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Berman.

21. SENATOR BERMAN:

22. Thank you, Mr. President. Can you hear me? Thank you  
23. Mr. President. Amendment No. 1, is in response to some of  
24. the objections raised by the Governor's Office, to this bill.  
25. This amendment does two things. Number one, first of all the  
26. bill is the bill that sets forth the requirement that,  
27. alternatives to institutionalization for senior citizens be  
28. developed by the Department on Aging and the Department of  
29. Public Aid. The amendment does two things. It changes the  
30. wording in the bill to allow the department to set the  
31. eligibility standards by, and it deletes the word income. So  
32. that there is broader flexibility on the part of the department  
33. as to who can receive these services and it's not limit to only

1. income eligibility standards but it would be eligibility  
2. standards. And the second change is that this inserts a  
3. financial cap to the cost of the program. This is one  
4. of the concerns of the Bureau of the Budget. We provide in this  
5. amendment that the cost of this program for fiscal '79 would  
6. be six million dollars. I move the adoption of amendment No 1.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Berman has moved the adoption of amendment No. 1  
9. to House Bill 2691. Is there any discussion? Not all in  
10. favor signify by saying Aye. All opposed. The Ayes have it.  
11. the amendment is adopted. Any further amendments.

12. SECRETARY:

13. No further amendments.

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1. PRESIDING OFFICER: (SENATOR ROCK)
2. 3rd reading. 2757, Senator Glass. On the Order of House
3. Bills, 2nd reading, House Bill 2757. Read the bill, Mr. Secretary.
4. SECRETARY:
5. House Bill 2757.
6. (Secretary reads title of bill)
7. 2nd reading of the bill. No committee amendments.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Any amendments from the Floor?
10. SECRETARY:
11. Amendment No. 1 offered by Senator Glass.
12. PRESIDING OFFICER: (SENATOR ROCK)
13. Senator Glass.
14. SENATOR GLASS:
15. Thank you, Mr. President and Ladies and Gentlemen of the
16. Senate. This amendment which is to the School Aid Formula Bill
17. is an amendment which I would propose to place on the bill and
18. request to have it moved to third with the agreement that it
19. would be brought...returned to second tomorrow for any Senator
20. to offer further amendments that...that they wish. Now what
21. this does is as follows. It would take out the Strayer-Haig
22. increase to two hundred dollars leaving that flat grant figure
23. at forty-eight dollars and would increase the...the add-on to
24. the Strayer-Haig from...instead of twenty-five percent to fifty
25. percent it would go to forty percent. It would remove the
26. hold harmless provision that holds districts harmless...at the
27. level of ninety percent of prior years allocations. Also the
28. amendment would change the Title I provisions as follows. There
29. would be a cap on Title I at twelve sixty, the current level and
30. the...the Title I percentages that is the multipliers would be
31. changed also from the current figures in the bill of 675 would
32. be changed .70 and at the lower level from .45 to .35. There
33. would be a guaranteed support level of thirteen hundred dollars

1. per student an average daily attendance and finally the unit  
2. and elementary district rates would be changed by reducing them  
3. respectively four cents and two cents rather than seven cents  
4. and four cents. There is also a provision allowing a three year  
5. pay-back for districts who owe State aid to the State. I...I  
6. as I say...I would...I move the adoption of this amendment with  
7. the agreement the bill would be returned to second tomorrow for  
8. any...any further amendments and I would propose this way to  
9. give all the members an opportunity to review the amendment.  
10. Representative Hoffman, the House sponsor advises me that there  
11. is a print-out on this bill that would be...will be available  
12. this afternoon and that will be made available to anyone interested.  
13. PRESIDING OFFICER: (SENATOR ROCK)

14. All right. Senator Glass has moved the adoption of Amendment  
15. No. 1 to House Bill 2757. Any discussion? Senator Buzbee.

16. SENATOR BUZBEE:

17. Yes, Mr. President. This is some legislation that we've  
18. had a lot of discussion about. As a matter of fact, when you  
19. get back around to calling the bills off of third onto second  
20. in a few minutes why we have an amendment we're going to offer  
21. on the bill. I would point out that those of you who have an  
22. interest in Title I money that this bill will establish a  
23. permanent cap on Title I at twelve sixty...this amendment would  
24. rather and it does change the waiting to...from .675 to .70. Is  
25. that correct, Senator Glass? It...it also rewards those districts  
26. on the three year pay back.It rewards those superintendents who have  
27. not, perhaps, done their jobs as adequately as they should. Our  
28. amendment we're going to offer pretty soon will reward those  
29. superintendents who through no fault of their own...that is a  
30. fantastic increase in assessed valuation...equalized assessed  
31. valuation are through a dramatic loss of students we're going  
32. to put the ninety percent hold harmless provision on whereas  
33. you have rewarded those and say that we're going to pay back

1. over three years and take off the ninety percent hold harmless  
2. you have rewarded those who have, perhaps, not been as accurate  
3. in their estimations as they should have been...as they could have  
4. been and, in fact, some cases have deliberately overestimated  
5. because they know that we...or thought that we would come in and  
6. save them but if we go about it the other way...the leaving the  
7. ninety percent hold harmless on we'll say to them if you through  
8. no fault of your own had a great increase in equalized assessed  
9. valuation or had a dramatic decrease in pupils...if you have let's  
10. say a fifty percent decrease in pupils that doesn't mean you can  
11. fire fifty percent of your teachers and close fifty percent of  
12. your buildings so the method we're going to go about it is we'll  
13. say that we will hold you harmless at no less than ninety percent  
14. of what you were entitled to before. I...I think this is kind  
15. of a backdoor way of going at the whole thing and as again, as I  
16. pointed out those of you who are interested in Title I we have  
17. forever locked...locked you in at 1260 with this...with this  
18. amendment. I think it's a bad amendment.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Glass has moved the adoption of Amendment No. 1 to  
21. House Bill 2757. Any further discussion? Senator Washington.  
22. SENATOR WASHINGTON:

23. Mr. President, I wholeheartedly agree with Senator Buzbee  
24. in reference to his interpretation of this amendment. It does  
25. put a permanent cap on Title I funds. I am objecting to this  
26. amendment for the same reason I have objected to the Davidson  
27. Bill which passed out of here. This amendment presupposes that  
28. the necessity for Title I funds that is compensatory education  
29. will cease at a certain level and that's quite an assumption  
30. one which I defy anyone to support logically or by demonstration  
31. in terms of reading grade levels or whatever. I think it's a  
32. bad amendment. I urge you to defeat it.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Any further discussion? Senator Glass may close...Oh,  
2. Senator Berman.

3. SENATOR BERMAN:

4. Mr. President, I rise in opposition to the amendment. As  
5. the Senate well knows and our side of the aisle knows better than  
6. anyone we have been trying to reach some compromises in the  
7. question of the funding of schools. There are some elements  
8. in the amendment that look attractive. We don't have any print-  
9. outs. There are other elements in this amendment that causes me  
10. some concern. I think that the bottom line of this amendment  
11. is that it's too late to be given serious consideration. I think  
12. it will just muddy the waters and I intend to vote No.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Any further discussion? Senator Glass may close the debate.  
15. SENATOR GLASS:

16. Well thank you, Mr. President and Senator Buzbee...I...and  
17. Senator Washington, I hope you'll listen to my remarks. Senator  
18. Berman, this amendment was prepared and...and is...is just being  
19. offered at this time because it's...it's, in fact, hot off the  
20. press. I don't...I don't say to you that it...it is necessarily  
21. the last word. I...what I would very much like to do with the  
22. amendment is get it on the bill and let you have a day to look  
23. at it, see what it does to your respective districts in  
24. particularly Senator Buzbee if your're planning to put another  
25. amendment on another bill it would at least give us an opportunity  
26. to look at both of them. As I say I will have a printout shortly.  
27. I...I point out to you that the...the cap of 1260...the cap of  
28. 1260 on Title I which is in this bill combined with a...a lower  
29. reduction in the top rate does not, in fact, impact as heavily  
30. I don't believe this year on...on Chicago and other districts as  
31. does the bill in its present form. It's a suggested compromise,  
32. of course, the 1260 cap by subsequent acts of the Legislature  
33. can always be changed. One other comment, Senator, on the...the

1. 12...or on the three pay back provision we have significantly  
2. modified that so that it applies and would be available only  
3. to those districts who really need it and instead of costing  
4. the State twenty-eight million it would cost about 6.6 million so  
5. that it is not the three year pay back that was originally in  
6. the bill. I...I would urge as I say an opportunity to have  
7. this on the bill, allow it to be reviewed by the Body with  
8. the agreement that I would call it back tomorrow.

9. PRESIDING OFFICER:(SENATOR ROCK)

10. Senator Glass...

11. SENATOR GLASS:

12. And I move for its adoption.

13. PRESIDING OFFICER:(SENATOR ROCK)

14. Senator Glass has moved the adoption of Amendment No. 1 to  
15. House Bill 2757. Senator Washington, the debate has been closed.  
16. Senator Washington.

17. SENATOR WASHINGTON:

18. Senator Glass, I think you can get the same results simply  
19. by advancing the bill to third. We can look at the amendment  
20. overnight. I see no reason to...to attach it to this bill.  
21. If you yourself admit that you're unready with it you're not  
22. satisfied that it does what you want it to do why not just put  
23. the bill on third and then we'll look at it overnight.

24. PRESIDING OFFICER:(SENATOR ROCK)

25. Senator Glass.

26. SENATOR GLASS:

27. I think that's a good suggestion, Senator. I'd like to move  
28. it to third without the amendment with leave to bring it back  
29. tomorrow.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. ...You're the sponsor. Leave. All right. The...Amendment  
32. No. 1 as...will be withdrawn. Any further amendments?

33. SECRETARY:

1. No further amendments.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. 3rd reading. 3023, Senator Lemke. On the Order of House

4. Bills, 2nd reading, House Bill 3023. Read the bill, Mr.

5. Secretary.

6. SECRETARY:

7. House Bill 3023.

8. (Secretary reads title of bill)

9. 2nd reading of the bill. Committee on Labor and Commerce

10. offers three amendments.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Lemke.

13. SENATOR LEMKE:

14. Amendment No. 1 you got that? That says...amends...on

15. page one, line one, following the words sections by inserting

16. seven.

17. SECRETARY:

18. These are committee amendments.

19. SENATOR LEMKE:

20. It's first committee amendment, yeah.

21. SECRETARY:

22. First committee amendment reads, on page one, line one,

23. following the word sections, by inserting seven and. Okay.

24. SENATOR LEMKE:

25. That's it. That's the first amendment.

26. SECRETARY:

27. Alright.

28. SENATOR LEMKE:

29. What this committee amendment does is provides that bus

30. boys and kitchen...and kitchen employment not otherwise

31. prohibited when in connection with the service of meals at

32. any private club, fraternal organization or veterans organization

33. shall not be prohibited by the subsection. This was requested

1. by Representative Schoeberlein, of the fact, that at Mooseheart  
2. the children are not allowed now to work in the dining rooms on  
3. Sunday where they earn their little spending money  
4. and various other...charitable...schools where kid earns his  
5. money on the weekend when the parents visits or when the adults  
6. visit, they serve meals because there's alcohol served on  
7. the premises. What this does is lets these bus boys at these  
8. particular...things...work as bus boys or as kitchen help  
9. so they can make their spending money at, while there at these  
10. ...at these...homes...orphanages and so forth so they can work.  
11. I ask for its adoption.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Lemke has moved the adoption of amendment No. 1  
14. to House Bill 3023. Is there any discussion? Not all in  
15. favor signify by...Senator Newhouse.

16. SENATOR NEWHOUSE:

17. Yeah,...I wonder if the Senator will yield for a question?

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Indicates he will yield. Senator Newhouse.

20. SENATOR NEWHOUSE:

21. I have no problem with making that exception but, I can  
22. think about a number of others. What happens to the kids who  
23. go off to camp for the summer as counselors, and who...are on  
24. duty for long hours during the day but get their room and board?  
25. And actually this is considered a sort of recreation for them.  
26. Would they be concluded...under this subsection?

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Senator Lemke.

29. SENATOR LEMKE:

30. If that particular camp was run by a fraternal organization  
31. or a veterans organization or private organization. They would  
32. be...if they serve...they work now, if they serve liquor what  
33. we have from the Department of Labor, it says that if they serve

1. even a can of beer these kids can't work in the kitchen or they  
2. can't work as bus boys on the weekends or when...when the  
3. adults visit. And this is the way they earn a little...spending  
4. money. And this would apply even to these church camps or  
5. private clubs or fraternal groups. I...it would allow these  
6. kids to earn their spending money or pay for their camping  
7. ...

8. PRESIDING OFFICER: (SENATOR ROCK)

9. Senator Newhouse.

10. SENATOR NEWHOUSE:

11. Senator, I haven't seen the amendment. But does it have  
12. that breadth, that's what I'm asking? If so then we going  
13. to let an awful lot of people through this hole.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Lemke.

16. SENATOR LEMKE:

17. Well, the amendment was drafted by the Department of  
18. Labor and this is what the wording they wanted and which  
19. takes in all these...charitable and fraternal organizations  
20. which there...they've issued a regulation saying they can't  
21. allow these children to work. So, I would assume...I'm only  
22. going by the Department of Labor and I...and we told them the  
23. problem and this is the amendment they drew. And I think...  
24. as an lawyer I think it encompasses just about every phase of  
25. camps or even a yearly situation.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Senator Newhouse.

28. SENATOR NEWHOUSE:

29. I wonder if I could see a copy of that? I know the Y  
30. is terribly interested in this because they have a kind of a  
31. problem and some of the other not-for-profit organizations have  
32. come up with the same problem.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. Senator Grotberg. Senator Grotberg.

2. SENATOR GROTBORG:

3. I just wanted the sponsor, as long as we don't have it  
4. printed...if its a short amendment would you read it, Senator  
5. Lemke? And I'll listen.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Alright. Senator Lemke.

8. SENATOR LEMKE:

9. What this amendment does is...here's what...here's the  
10. wording that's added on. Provided that a bus boy and kitchen  
11. employment, not otherwise prohibited, when a connection  
12. with the services of meals that are a private club, fraternal  
13. organization or veterans organization shall not be prohibited  
14. by this subsection. So, I think the private or...or...or  
15. veterans just about covers everything...every situation that  
16. has camps or orphanages.

17. PRESIDING OFFICER: (SENATOR ROCK)

18. Alright. Senator Lemke has moved the...

19. SENATOR LEMKE:

20. Or camps.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. ...Senator Lemke has moved the adoption of amendment No. 1  
23. to House Bill 3023. Is there any discussion? Senator Newhouse.

24. SENATOR NEWHOUSE:

25. Well, the way I...I listened to that, that's pretty  
26. restrictive. It talks about bus boys and it doesn't really  
27. talk about the general run. And I'm concerned about the Y  
28. Camps, the other...other camps run by...by not-for-profit  
29. institutions. That...that have a...a specific kind of problem.  
30. And when I think about them, I'm just not sure of how many  
31. other kinds of organizations. If they're going to start  
32. letting them through and it seems to me that we're going to  
33. have to look at something a little bit futher than...those...

1. than what's been proscribed by the language just read. I...  
2. I have no objection to the language that was just read. I  
3. simply think that what it does is open up the loophole and  
4. then exclude an awful lot of people who are...who are  
5. equally in need of the same kind of break.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Any further discussion? Senator Lemke has moved the  
8. adoption of amendment No. 1 to House Bill 3023. All those  
9. in favor signify by saying Aye. All those opposed. The  
10. Ayes have it. The amendment is adopted. Further amendments.

11. SECRETARY:

12. Committee amendment No. 2.

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Lemke.

15. SENATOR LEMKE:

16. What committee amendment...No. 2 does is it adopts a  
17. bill that we passed last year and sent to the House which  
18. Representative Hanahan killed and that allows to eventually  
19. phase out...the exemption to minimum wage as far as...help  
20. that works in restaurants and movie theatres. I cannot see  
21. in movie theatres that are now charging four and five  
22. dollars an hour where they can't afford to pay at least  
23. what they say seventy-five, for eighteen years and under,  
24. seventy-five percent of the minimum wage. I can't see  
25. these exemptions being there and having and having them work  
26. over time, when they have this type of...charge and tickets  
27. and when we see movie actresses come down here and we see  
28. million dollars spent on yachts and boats and diamond rings and  
29. fur coats, why we can't help ticket sales girls or candy  
30. counter girls or bus boys who get beat up by drunks in  
31. theatres and other things from trying at least to get paid  
32. what every other eighteen year old gets and that's a dollar  
33. ninty-five cents an hour...with overtime.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Senator Lemke has moved the adoption of Amendment No.

3. 2 to House Bill 3023. Is there any discussion? Senator Glass.

4. SENATOR GLASS:

5. Thank you, Mr. President. I raise the point of order with

6. regard to this amendment. I believe it is technically incorrect

7. because paragraphs F and G which are now in the Statute are not

8. in this amendment so I would move that the President hold that

9. it is out of order and cannot be offered at this time.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Senator Glass, it appears your point may be well taken. It

12. obviously is a mistake in the Reference Bureau. Perhaps we can

13. have the Reference Bureau check it. Can we discuss it and we

14. can always bring it back tomorrow? Senator Hall.

15. SENATOR HARBER HALL:

16. May I suggest, Mr. President, that we take the bill out of

17. the record until this is corrected because I would have an

18. extensive argument against the amendment in the first place and

19. then...

20. PRESIDING OFFICER: (SENATOR ROCK)

21. Senator Glass.

22. SENATOR GLASS:

23. Well, I...I would suggest that that amendment be put in

24. proper form. I know there's another amendment that is...was

25. adopted in committee as to which many of us have serious

26. objections as well as to this one and we can either address

27. that problem in both these amendments later or go to the

28. third amendment now but I...I don't think this amendment

29. ought to be offered till it's in proper form. It could be

30. moved...moved to third with whatever amendments go on it today

31. and then...if the sponsor wishes called back tomorrow.

32. PRESIDING OFFICER: (SENATOR ROCK)

33. Senator Lemke, what's your pleasure?

1. SENATOR LEMKE:

2. We can...we can always come back to the amendment tomorrow  
3. it doesn't matter.We can get it checked out with the Reference  
4. Bureau.They're the ones that drafted it. I assume they...they...  
5. they should know what they're doing, you know, and if they don't  
6. well then maybe we ought to get a new Reference Bureau.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. All right. Senator Lemke has moved the adoption of  
9. Amendment No. 2 to House Bill 3023. Any discussion? Senator  
10. Hall.

11. SENATOR HARBER HALL:

12. Mr...Mr. President, I thought he said we could come back  
13. to it later. Didn't you say you...you were going to take this  
14. out?

15. PRESIDING OFFICER:(SENATOR ROCK)

16. Senator Lemke.

17. SENATOR LEMKE:

18. Did the Chair rule that it was incorrect?

19. PRESIDING OFFICER:(SENATOR ROCK)

20. The Chair ruled that it...

21. SENATOR LEMKE:

22. Then why don't we...

23. PRESIDING OFFICER: (SENATOR ROCK)

24. ...it appears to be...

25. SENATOR LEMKE:

26. ...come back to it...bring the bill back...when we move it  
27. to third and bring it back to second. Get...get a corrected  
28. amendment. I'm not worried about that.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. The Chair, frankly, isn't worried about it either. Why  
31. don't you make a motion to Table Committee Amendment No. 2?

32. SENATOR LEMKE:

33. Okay. We'll make a motion to Table Committee Amendment

1. No. 2.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Senator Lemke moves to Table Committee Amendment No. 2

4. because it's in...improper form. All in favor signify by

5. saying Aye. All opposed. The Ayes have it. The amendment

6. is Tabled. Further amendments?

7. SECRETARY:

8. Committee Amendment No. 3.

9. PRESIDING OFFICER: (SENATOR ROCK)

10. Senator Lemke.

11. SENATOR LEMKE:

12. That amendment is technically incorrect. There should be

13. a corrected amendment up after many dealings with staff which

14. says...it says LRB80...8992AM8DKAJS...

15. PRESIDING OFFICER: (SENATOR ROCK)

16. All right. Are we going to move to Table this one, too?

17. SENATOR LEMKE:

18. Yeah.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. All right. Senator Lemke has moved to Table Committee

21. Amendment No. 3 on the basis of, again, improper form. All

22. in favor signify by saying Aye. All opposed. The Ayes have

23. it. The amendment is Tabled. Further amendments?

24. SECRETARY:

25. No further committee amendments.

26. PRESIDING OFFICER: (SENATOR ROCK)

27. Any amendments from the Floor?

28. SECRETARY:

29. Amendment No. 4 offered by Senator Lemke.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Lemke.

32. SENATOR LEMKE:

33. ...

1. SECRETARY:
2. Senator Lemke, this is...
3. SENATOR LEMKE:
4. Did he check out the...the title up there is it LRB808992-
5. AMSDKAJS?
6. SECRETARY:
7. Right.
8. SENATOR LEMKE:
9. That's the last...
10. SECRETARY:
11. 8992AM8...
12. SENATOR LEMKE:
13. The second page has on line 8 says "act on after..."
14. SECRETARY:
15. January the 1st, 1979...
16. SENATOR LEMKE:
17. ...and then it adds on line 12 "student learners."
18. SECRETARY:
19. Right.
20. SENATOR LEMKE:
21. Okay.
22. PRESIDING OFFICER: (SENATOR ROCK)
23. Senator Lemke.
24. SENATOR LEMKE:
25. This is the third amendment. What the third amendment does
26. is very simple. It bases the minimum wage on the Federal standard.
27. Has an exemption for student learners enrolled in vocational
28. training programs approved by the State Board of Education.
29. Shall be paid a wage of not less than seventy-five percent of
30. the minimum wage established by Section 6 of the Fair Labor
31. Standards Act. Also adds a provision that handicapped students
32. participating in work evaluation of vocational training programs
33. operated by school districts or State agencies in conjunction

1. with the State Board of Education may be paid at either a rate  
2. commenceable with their production or at no less than fifty  
3. percent of the minimum wage when properly certified by the  
4. Illinois Department of Labor. What this does is...is answers  
5. the questions regards to the Office of Education to allow job  
6. training programs, allow students to get seventy-five percent  
7. of the miniumum wage which they're getting now and also to  
8. allow handicapped students participating in work evaluation  
9. and of...and vocational training...receive no less than fifty  
10. percent which they're getting now under State agreements with  
11. these agencies. I ask for its adoption.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Senator Lemke has moved the adoption of Amendment No. 4  
14. to House Bill 3023. Any discussion? Senator Glass.

15. SENATOR GLASS:

16. Thank you, Mr. President and Ladies and Gentlemen of the  
17. Senate. This is a very serious amendment and a very dangerous  
18. one for our State and for our hope to employ more people in  
19. industry. If the Body will notice it reads "every employer  
20. shall pay to each employee...of the employees in every  
21. occupation the minimum wage." There are very few exceptions.  
22. The only exception is in the case of an employee under eighteen  
23. not less than a dollar ninety-five an hour. There...there...  
24. Oh, all right. The...the only exception then is...is the  
25. vocational training program employees so that there...there is  
26. no student exemption, no seasonal employment exemption, no  
27. exemption for full time students working in movie theaters, et  
28. cetera. This clearly would take jobs away from large numbers  
29. of individuals who are employeed today. I think the...it's  
30. interesting to note how many people this actually affects. This  
31. ...this amendment would make Illinois those employers covered  
32. only by the State Act automatically covered by the Federal Act.  
33. There's sixty-five thousand nine hundred and twenty-five such

1. employers estimated by our Department of Labor. Workers in  
2. these establishments total three hundred nine thousand and  
3. four hundred and forty-six. There are about a hundred and  
4. ten thousand State Government employees that would be involved  
5. in addition to which an unknown number of local units of  
6. government employees. It's a very far reaching amendment that  
7. would have a disasterous effect on employment in Illinois and  
8. I would urge the defeat of this amendment and at the appropriate  
9. time request a roll call.

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Further discussion? Senator Demuzio.

12. SENATOR DEMUZIO:

13. I'd like to ask the sponsor a question.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Indicates he will yield. You will have an opportunity to  
16. close the debate.

17. SENATOR DEMUZIO:

18. Well, Senator Lemke...

19. PRESIDING OFFICER: (SENATOR ROCK)

20. He didn't ask the question.

21. SENATOR DEMUZIO:

22. Senator Lemke...

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Demuzio.

25. SENATOR DEMUZIP:

26. ...does...does this amendment and I don't have it in front  
27. of me, does it address itself also to the provision of providing  
28. minimum wage to those individuals who are handicapped that are  
29. working in sheltered workshops, for example, throughout the  
30. State of Illinois?

31. PRESIDING OFFICER: (SENATOR ROCK)

32. Senator Lemke.

33. SENATOR LEMKE:

1. As long as these vocational training programs are operated  
2. by school districts or State agencies in either a rate  
3. commenceable with the...in other words, I...I assume if it's...  
4. if the vocational training programs were set up by school  
5. districts or State agencies they would be...approved by them  
6. they would be set up.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Demuzio.

9. SENATOR DEMUZIO:

10. What about those vocational programs that are...that  
11. handicapped programs that are operated by private...not-for-  
12. profit making institutions or organizations or agencies?

13. PRESIDING OFFICER: (SENATOR ROCK)

14. Senator Lemke.

15. SENATOR LEMKE:

16. Those are approved by State agencies to get the money  
17. 'cause you get the reimbursement money from the State and those...  
18. these...this was set up by the Department of Rehabilitation and  
19. Vocational Training, Jane Elmore. This amendment was drafted  
20. by them to include those type of agencies run by either the  
21. YMCA or any other things but they're...as long as they are  
22. approved programs by the State...they're covered. Right now  
23. they're not covered by the...this is just what this bill does  
24. is gives them the...the same exemption as they have now.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. ...Further discussion? Senator Harber Hall.

27. SENATOR HARBER HALL:

28. Mr. President, I've always been very skeptical about  
29. minimum wage bills because I think they do harm to senior  
30. citizens and to young people. Of the two, I'm more concerned  
31. about the harm they do to young people. I would draw attention to the  
32. Body by suggesting that a proper answer to Senator Demuzio  
33. would be that if this amendment were to pass that there would be

1. no exemptions for those students who were not handicapped. They  
2. ...they not only have to be student workers in vocational train-  
3. ing programs but they have to be handicapped for the fifty per-  
4. cent exemption and the seventy-five percent exemption is only  
5. for student learners enrolled in vocational training programs.  
6. It's not for student employees, student learners in vocational  
7. training. They have to be students in some type of vocational  
8. training to be exempt to the extent of seventy-five percent of  
9. the minimum wage. All others are not exempt. All other students.  
10. All other young people and I would like...I would like to ask  
11. each of you individually through this question, do you believe  
12. that work for young people is bad for young people and I would  
13. suggest that it isn't. Many years ago most of us worked for  
14. very, very meager wages and I have found no adult to say that  
15. that work ever hurt him so I believe that when we eliminate  
16. these exemptions for students, we do them harm rather than the  
17. ...rather...rather than the organized unions and other workers  
18. who put these bills in to protect their own jobs and I would  
19. ...like Senator Glass, I would suggest that we defeat this  
20. amendment.

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Further discussion? Senator Grotberg.

23. SENATOR GROTBORG:

24. Well, Mr. President and members of the Senate, we've  
25. finally done it all. There are two recognized problems in  
26. these United States recognized by our Federal Government, our  
27. Presidents, our Governors and our General Assemblies. Inflation  
28. and unemployment and this one takes care of both. This one  
29. drives more people out of work and sends the cost of everything  
30. up, particularly services in those jobs. The only jobs left  
31. for people for entry level in the United States and particularly  
32. here in Illinois. I do not have to worry about a conflict of  
33. interest on this one because the restaurant that I operate pays

1. full minimum wage and we're losing about twelve hundred dollars  
2. a month every month we're open since they've went into effect  
3. but nevertheless we will pay it and we will go broke like so  
4. many others but this one and I would ask and I am assuming that  
5. Section 6 of the Fair Labor Standards Act describes an employer  
6. nowadays as anybody who employs one employee. Well I went home  
7. this week and paid the boys to mow my lawn in the neighborhood  
8. so I have one employee, in fact, he's got a brother that works  
9. on his day off and comes over and does it and my lawn is clean  
10. when I come home but I broke the law. I broke the law by  
11. giving work to two fifteen and sixteen year old boys because  
12. it says no matter what age they are. I can't think of a more  
13. ridiculous amendment to any law in the State of Illinois given  
14. the thrust of our times when inflation and unemployment at  
15. where it's at and here we put on the torch to both sides of  
16. that equation and then the people wonder back home why we don't  
17. reduce taxes. I think it's a ridiculous amendment and would  
18. ask for it's No vote.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Further discussion? Senator Nimrod.

21. SENATOR NIMROD:

22. Thank you, Mr. President and Ladies and Gentlemen of the  
23. Senate. I think we better review what this bill actually does  
24. so that we're aware of these facts. Number one, it would certainly  
25. require that all employees in the State in any occupation and  
26. wage, it would extend the law to cover all the businesses and to  
27. occupations, the small retailer, seasonal work and religious not-  
28. for-profit organizations and if that isn't enough this completely  
29. eliminates the differential between the youth employees. I just  
30. want us to review what we're doing here. What we're...what is  
31. the minimum wage? I would ask that the Senators listen very  
32. closely. You are going to be paying two dollars and ninety cents  
33. an hour beginning January 1st, 1979. Three dollars and ten cents

1. an hour beginning January 1st, 1980. Three dollars and thirty-  
2. five cents an hour beginning January 1st, 1981. We are  
3. completely wiping out the differential entirely for this area  
4. and the question I think that Senator Demuzio asked was...was  
5. not really answered was about the workshops. All workshops will  
6. have to be paid this minimum wage except those that are trainers  
7. under the State. That means that any workshop that's a not-for-  
8. profit organizations will have to meet these minimum wages. This  
9. bill says that we are going to put out of business the handicapped.  
10. We're going to put the youth out of business and we're going to  
11. really cause some serious problems. This is not the first time  
12. we've been faced with this kind of a...a bill. We did have the  
13. Hanahan bill last year which this Senate defeated and with the  
14. proper action we take. This bill is even stronger and more  
15. stringent and I would certainly ask that we not pass this bill  
16. and I think we don't have to look any further than the editorials  
17. and the massive groups that are opposed to this particular concept  
18. and this particular bill. I think it's an ill-conceived bill, very  
19. poorly timed. I think it's one that the new assistant lobbyist  
20. here for the...American Federation of Labor, the CIO has poorly  
21. conceived and given some very poor advice on.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Further discussion? Senator Soper.

24. SENATOR SOPER:

25. Thank you, Mr. President. Now Senator Lemke always says  
26. he's a Bohemian and while he's not much of a Bohemian or he's  
27. more Polish but I don't know how he got this deal. He knows a  
28. lot of kids in his neighborhood that like to have a job and do  
29. a little lawn work do...a few things around the homes of the  
30. senior citizens who can't...who can't afford to pay three dollars  
31. and ten cents or two dollars and ninety cents an hour for a job  
32. that doesn't deserve it. Besides that, you're going to have  
33. idle hands. These kids are not going to have a job. They won't

1. be able to earn an honest buck. What they're going to do is go  
2. out, rip off, steal and do things to earn a few dollars. Now  
3. if that's what you want, well that's what you're going to get.  
4. The kids just don't have enough places to work now and if you  
5. put this minimum wage on everybody can't make twenty-five,  
6. thirty dollars a day. Forty dollars. Fifty dollars a day and  
7. it's ridiculous to say that you're going to help the economy,  
8. you're going...you're going to help youth by having youth out  
9. of work. They're going to be around breaking windows and they're  
10. doing a few other mischievous things instead of having a...a good  
11. job, gets them tired. The kids that can't play baseball or...or  
12. aren't efficient in different games that can mow lawns and do  
13. some work around. Get some of that energy out of them and with  
14. this thing I...I don't know how Senator Lemke can go for a deal  
15. like this. This is a bad...bad amendment.

16. PRESIDING OFFICER: (SENATOR ROCK)

17. Further discussion? Senator Berning.

18. SENATOR BERNING:

19. Thank you, Mr. President and members of the Senate. Many  
20. of you were privileged to attend with me a day, an outing, if  
21. you will, at the Great America Theme Park in Gurnee. I remind  
22. you that this is a huge entertainment summertime operation. Many,  
23. a great many, hundreds as a matter of fact, young people are  
24. employed there during the operational period. This is a boon to  
25. the young people in the area and I submit to you, Mr. President  
26. and members of the Senate, that the employment figure would be  
27. seriously curtailed if this employer had to meet this kind of  
28. minimum wage. I appeal to you on behalf of young people who are  
29. anxious to work. They don't resent or object to the wage scales  
30. under which they are now working. They're pleased. They're  
31. delighted. They're proud to be able to accumulate some funds  
32. toward their continued education. Why, in all that is holy,  
33. should we attempt to deny them, to deny them the opportunity to

1. benefit themselves. This is an ill-advised amendment and I  
2. plead with you, fellow members of the Senate, to reject this  
3. amendment.

4. PRESIDING OFFICER: (SENATOR ROCK)

5. Any further discussion? Senator Lemke to close the debate.

6. SENATOR LEMKE:

7. I just want to explain here that if the Senators on the  
8. other side of the aisle would quit exserping about how bad  
9. this is, if they looked at the 4th amendment they would see  
10. an exemption for employees under eighteen years of age, wages  
11. of not less than a dollar ninety-five cents an hour except  
12. eighteen year olds and older employed in seasonal recreational  
13. religious not-for-profit day care and summer camp operations  
14. shall be...paid wages as they are paid now the sum of two dollars  
15. and thirty cents an hour. If this does not...this amendment, the  
16. 4th amendment cures all these problems because of the Reference  
17. Bureau it's not all incorporated in one but the amendments are  
18. in file and we'll...we'll follow this one as suit so that all  
19. their arguments are wrong. The only difference with what we're  
20. doing now is we're taking out the specific exemption for movie  
21. theaters and certain other professions like the news media. Now  
22. the news media is a great media. It's a media that came in here  
23. and put in what we called the Small Businessmen Act. You know,  
24. that's the...the newspaper boys that deliver papers because when  
25. a newspaper boy is bit by a dog that don't have to pay him.  
26. They say you're an independent contractor. They designed that.  
27. This has been thrown out, this concept. They're the same ones  
28. that design insurance companies to take a...a penny a day and  
29. never pay a claim and when they did pay a claim they paid ten  
30. cents on a dollar. These are great...we see our great movie stars  
31. running around in mink coats and diamond rings but we can't pay  
32. a usher who has to put up with a drunk in a theater at least a  
33. dollar ninety-five cents an hour. This poor usher gets...beat up

1. and maylayed and sometimes killed. Sometimes killed and we  
2. can't pay him. That's the only thing we are removing. Otherwise  
3. eighteen year olds will all get a dollar ninety-five cents an  
4. hour and kids that work in movie theaters will be treated, at  
5. least fairly, at least will get a dollar ninety-five cents an  
6. hour and maybe these big movie tycoons that make these fabulous  
7. yachts and wear these mink coats will finally realize that ushers  
8. and girls that sell tickets are in a dangerous occupation because  
9. they can get shot by some crook or some drunk or maylayed and cut  
10. so if our great Republicans want to vote against the little kids  
11. and go with the news media and the big, rich movie stars let  
12. them go. Let them go. All this amendment does is ask for  
13. equality for eighteen year olds. That's all it's asking for.  
14. Equality and equal treatment. We're not causing any inflation.  
15. We are causing what is necessary for these kids to go up with  
16. the standard as the prices go up in the theaters. We're not  
17. talking about twenty-five cent tickets. We're not talking about  
18. fifty cent tickets. We're talking about three fifty and five  
19. dollar tickets at the movie house and a fabulous amount of money.  
20. We're talking about a movie called "Saturday Night Fever" that  
21. has made eighty-one million dollars profit and yet you can't  
22. pay...you can't pay a poor ticket seller in a cage or an usher  
23. in there who's maylayed. You got to protect this industry. You  
24. can't pay a little newsboy a little extra who's maylayed. You  
25. can't do these things because it's terrible. You're going to cause  
26. inflation. Well, I'm telling you maybe some of these movie  
27. stars and movie tycoons will start to realize that these people  
28. don't want charity, they want pay for equal wages. That's what  
29. they want. They want a fair treatment. They don't want some  
30. movie star to run a charity benefit and give them a few bucks  
31. and say here kid, I got my conscience clean and bleed the rest  
32. of the millions that work in these theaters. That's what we're  
33. talking about. Fairness. Equality. Equality. We hear this all

1. the time. Equality for all, not equality just for those that  
2. want to be equal and those exceptions that are very wealthy.  
3. This amendment is not going to cause inflation. This amendment  
4. is going to cause, at least, fair treatment for those people  
5. and as far as organized labor wanting this, organized labor  
6. doesn't represent the minimum wage people. No one represents  
7. them here and I'm not a runny for any union or anything else  
8. but I'll tell you this. I don't agree with unions all the time  
9. and you can see that on my votes on collective bargaining. I  
10. stand here for the person that is not represented by big  
11. labor but is taken advantage by big business. That's who I  
12. represent here so I ask for a favorable adoption of this amend-  
13. ment.

14. PRESIDING OFFICER: (SENATOR ROCK)

15. Senator Lemke has moved the adoption of Amendment No. 4  
16. to House Bill 3023. A roll call has been requested. Those in  
17. favor will vote Aye. Those opposed will vote Nay. The voting  
18. is open. Have all voted who wish? Have all voted who wish?  
19. Take the record. On that question, the Ayes are 14, the Nays  
20. are 34. The amendment fails. Further amendments?

21. SECRETARY:

22. Amendment No. 5 offered by Senator Lemke.

23. PRESIDING OFFICER: (SENATOR ROCK)

24. Senator Lemke.

25. SENATOR LEMKE:

26. ...Amendment No. 5 is not necessary since the Senate has  
27. seen fit to not vote for those poor, unfortunate kids (Machine  
28. cutoff) a dollar ninety-five cents an hour so move to Table it.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Amendment No. 5...why don't you just withdraw it? Amendment  
31. No. 5 has been withdrawn. Further amendments?

32. SECRETARY:

33. Amendment No. 5 offered by Senator Sangmeister.

1. PRESIDING OFFICER: (SENATOR ROCK)  
2. Senator Sangmeister.  
3. SENATOR SANGMEISTER:  
4. Thank you, Mr. President and members of the Senate. At this  
5. point I...I really don't know what my amendment...even is anymore.  
6. I...I at this time would you...would you start reading the beginning  
7. of the amendment?  
8. SECRETARY:  
9. Student learners enrolled in vocational training...  
10. SENATOR SANGMEISTER:  
11. Yeah, that's right. That's the same thing that we're going  
12. to go through. Somebody thought that was a good amendment some-  
13. where along the line and gave it to me. I...but at this point  
14. I...if you will just give me a few moments. There's presently  
15. being circulated by the pages an article that appeared in our  
16. local newspaper about me. I want you to know that I appreciate  
17. Senator Mitchler...you're passing that around but I want the  
18. Body to know I'm vain but not that vain to authorize that being  
19. passed around. Meanwhile I withdraw the amendment. Thank you.  
20. PRESIDING OFFICER: (SENATOR ROCK)  
21. The amendment has been withdrawn. Further amendments?  
22. SECRETARY:  
23. No further amendments.  
24. PRESIDING OFFICER: (SENATOR ROCK)  
25. 3rd reading.  
26.  
27. (END OF REEL)  
28.  
29.  
30.  
31.  
32.  
33.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator Mitchler, for what purpose do you arise?
3. SENATOR MITCHLER:
4. On a point of personal privilege...
5. PRESIDING OFFICER: (SENATOR ROCK)
6. State your point, Sir.
7. SENATOR MITCHLER:
8. I think it's a nice recognition for Senator Sangmeister
9. and he and I do share Will County and a great part of Joliet
10. proper and when I got the Joliet Herald News this morning I
11. saw that in there and I did circulate it and I think you're
12. to be congratulated, Senator Sangmeister. I know the high esteem
13. that you and your colleagues hold you for in Joliet and Will
14. County and I think we ought to give him a good round of
15. applause for a fine achievement within his party.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. 3069, Senator Egan. Senator Soper, for what purpose do
18. you arise?
19. SENATOR SOPER:
20. Just a point of personal privilege. When I find all these
21. things that are put on my desk and I thought that Sangmeister
22. brought that around and now I find out that Mitchler did it.
23. I just want to ask one question. Senator Mitchler, have you
24. got any stock in Xerox or any of these copy machine things?
25. PRESIDING OFFICER: (SENATOR ROCK)
26. Senator Egan.
27. SENATOR SOPER:
28. I guess you have. You...you got to make a million bucks
29. a year on what we pay in this State for all this stuff you
30. ...you put out.
31. PRESIDING OFFICER: (SENATOR ROCK)
32. Senator Egan, 3069.
33. SENATOR EGAN:

1. We would like to place those amendments on this bill which
2. would make it uniform with the other omnibus bills so that every-
3. body will be treated fairly and there will be no blackmail...
4. PRESIDING OFFICER: (SENATOR ROCK)
5. On the Order of House Bills, 2nd reading, House Bill 3069.
6. Read the bill, Mr. Secretary.
7. SECRETARY:
8. House Bill 3069.
9. (Secretary reads title of bill)
10. 2nd reading of the bill. No committee amendments.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Any amendments from the Floor?
13. SECRETARY:
14. Amendment No. 1 offered by Senator Knuppel.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. Hold all the amendments till tomorrow.
17. SECRETARY:
18. No...No Floor amendments.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. 3rd reading. 3168, Senator Lemke. On the Order of House
21. Bills, 2nd reading, House Bill...House Bill 3168. Read the
22. bill, Mr. Secretary.
23. SECRETARY:
24. House Bill 3168.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. No committee amendments.
27. PRESIDING OFFICER: (SENATOR ROCK)
28. Any amendments from the Floor?
29. SECRETARY:
30. Amendment No. 1 offered by Senator Vadalabene and Lemke.
31. PRESIDING OFFICER: (SENATOR ROCK)
32. Senator Vadalabene.
33. SENATOR VADALABENE:

1. Yes, thank you, Mr. President. I will like to withdraw  
2. that amendment and while I'm up ask leave to be joint sponsor.  
3. I thought did it on House Bill 3168 some time ago.  
4. PRESIDING OFFICER: (SENATOR ROCK)  
5. You've heard the request. Is leave granted? So ordered.  
6. Further amendments?  
7. SECRETARY:  
8. Amendment No. 1 offered by Senator Grotberg.  
9. PRESIDING OFFICER: (SENATOR ROCK)  
10. Senator Grotberg.  
11. SENATOR GROTBORG:  
12. Thank you, Mr. President. Senator Lemke's oration on the  
13. last bill convinced that I better do something to assuage his grief.  
14. I'll Table mine too and ask to be shown as a cosponsor of  
15. this good bill.  
16. PRESIDING OFFICER: (SENATOR ROCK)  
17. All right. Senator Grotberg moves to withdraw. Further  
18. amendments?  
19. SECRETARY:  
20. No further amendments.  
21. PRESIDING OFFICER:(SENATOR ROCK)  
22. 3rd reading. 3177, Senator Savickas. On the Order of  
23. House Bills, 2nd reading, House Bill 3177. Read the bill, Mr.  
24. Secretary.  
25. SECRETARY:  
26. House Bill 3177.  
27. (Secretary reads title of bill)  
28. 2nd reading of the bill. The Committee on Labor and Commerce  
29. offers three amendments.  
30. PRESIDING OFFICER:(SENATOR ROCK)  
31. Senator Savickas.  
32. SENATOR SAVICKAS:  
33. Yes, Mr. President and members of the Senate. It would be

1. my suggestion at this time to seek adoption of these three  
2. amendments, to move the bill to 3rd reading, tomorrow to call  
3. it back to 2nd reading for any amendments and/or reconsideration  
4. of these three. I...with leave of the membership I would like  
5. to do that.

6. PRESIDING OFFICER: (SENATOR ROCK)

7. Is leave...You've heard the request. Is leave granted?

8. So ordered. Senator Harber Hall.

9. SENATOR HARBER HALL:

10. Yes, I discussed this with Senator Savickas earlier and  
11. I would point out to the membership that there are several  
12. amendments that are going to be proposed to this bill. Number  
13. one...Number two that, at least, one of the amendments that have  
14. ...would be put on now by Senator...Savickas in which I don't  
15. have any objection to at this time does make this bill out of  
16. conformance with the Federal guidelines. Therefore, we will  
17. probably be asking that that be removed tomorrow but in order  
18. to move the business of the Senate along a little faster today  
19. I have agreed that we will withhold objections so I like...at  
20. least our side to vote present on the adoption of these  
21. amendments.

22. PRESIDING OFFICER: (SENATOR ROCK)

23. Thank you. Senator Savickas has moved the adoption of  
24. Committee Amendment No. 1 to House Bill 3177. All those in  
25. favor signify by saying Aye. All those opposed. The Ayes  
26. have it. The amendment is adopted. Further amendments?

27. SECRETARY:

28. Committee Amendment No. 2.

29. PRESIDING OFFICER: (SENATOR ROCK)

30. Senator Savickas.

31. SENATOR SAVICKAS:

32. Yes, I...I would move adoption of Committee Amendment  
33. No. 2.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. Senator Savickas has moved the adoption of Committee
3. Amendment No. 2 to House Bill 3177. Any discussion? If not,
4. all those in favor signify by saying Aye. All opposed. The
5. Ayes have it. The amendment is adopted. Further amendments?
6. SECRETARY:
7. Committee Amendment No. 3.
8. PRESIDING OFFICER: (SENATOR ROCK)
9. Senator Savickas moves the adoption of Committee Amendment
10. No. 3 to House Bill 3177. Is there any discussion? All those
11. in favor signify by saying Aye. All opposed. The Ayes have it.
12. The amendment is adopted. Further amendments?
13. SECRETARY:
14. No further committee amendments.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. Any amendments from the Floor?
17. SECRETARY:
18. No Floor amendments.
19. PRESIDING OFFICER: (SENATOR ROCK)
20. 3rd reading. Senator Newhouse, on 3202. Senator Shapiro,
21. 3236. On the Order of House Bills, 2nd reading, House Bill
22. 3236. Read the bill, Mr. Secretary.
23. SECRETARY:
24. House Bill 3236.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. The Committee on Executive offers
27. two amendments.
28. PRESIDING OFFICER: (SENATOR ROCK)
29. Senator Shapiro.
30. SENATOR SHAPIRO:
31. Mr. President and Ladies and Gentlemen of the Senate.
32. Committee Amendment No. 1 is a technical amendment. It changes
33. the word Federal to Federation, Treasurer to capital T...Treasurer

1. and adds the Chairman and the minority spokesman of the  
2. Appropriations Committees to those receiving information  
3. on transfers of appropriation. I would urge adoption of  
4. the amendments.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Shapiro has moved the adoption of...Amendment  
7. No. 1 to House Bill 3236. Any discussion? If not, all those  
8. in favor signify by saying Aye. All opposed. The Ayes have  
9. it. The amendment is adopted. Further amendments?

10. SECRETARY:

11. Committee Amendment No. 2.

12. PRESIDING OFFICER:(SENATOR ROCK)

13. Senator Shapiro.

14. SENATOR SHAPIRO:

15. Amendment...Committee Amendment No. 2 is also a technical  
16. amendment. It changes fund reference from General Revenue Fund  
17. to General Funds to coincide with the language in the union  
18. contract. Also clarifies reference to Article 33 Section 3  
19. of the union contract. I would urge adoption of the amendment.

20. PRESIDING OFFICER:(SENATOR ROCK)

21. Senator Shapiro has moved the adoption of Amendment No.  
22. 2 to House Bill 3236. Any discussion? If not, all those in  
23. favor signify by saying Aye. All opposed. The Ayes have it.  
24. The amendment is adopted. Further amendments?

25. SECRETARY:

26. No further committee amendments.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Any amendments from the Floor?

29. SECRETARY:

30. No Floor amendments.

31. PRESIDING OFFICER: (SENATOR ROCK)

32. 3rd reading. On the Order of House Bills, 2nd reading,  
33. House Bill 3202. Read the bill, Mr. Secretary.

HB 3202  
2nd Reading  
4/26/78

1. SECRETARY:
2. House Bill 3202.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. The Committee on Executive offers
5. one amendment.
6. PRESIDING OFFICER: (SENATOR ROCK)
7. Senator Newhouse. Committee amendment.
8. SENATOR NEWHOUSE:
9. Move its adoption.
10. PRESIDING OFFICER: (SENATOR ROCK)
11. Senator Newhouse has moved the adoption of Committee
12. Amendment No. 1 to House Bill 3202. Is there any discussion?
13. Yes, Senator Shapiro.
14. SENATOR SHAPIRO:
15. Point of order.
16. PRESIDING OFFICER: (SENATOR ROCK)
17. Yes, Sir. State your point.
18. SENATOR SHAPIRO:
19. The point I raise is germaneness of this amendment to the
20. existing House Bill...3202. I would like to read from the
21. Constitution Section 8 entitled Passage of Bills and under...
22. paragraph D, the second paragraph it says "Bills except...
23. bills for appropriations for the codification, revision, or
24. rearrangement of laws shall be confined to one subject." My
25. point is that 3202 in its present...in the form it came over
26. from the House deals with job discrimination. The amendment
27. which removes everything from the bill and institutes the
28. creation of a new State agency. I feel that this is not germane
29. according to the Constitution and would ask for a ruling from
30. the Chair.
31. PRESIDING OFFICER: (SENATOR ROCK)
32. Senator Newhouse.
33. SENATOR NEWHOUSE:

1. Mr. President, my reading of the amendment is that it  
2. does not remove the original bill, it simply adds to it. Is  
3. that correct, Senator? In which case I would make the argument  
4. that the bill's exactly of the same nature and they do both  
5. relate to fair employment and I would urge that the ruling be  
6. in favor of the germaneness of the amendment.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Shapiro.

9. SENATOR SHAPIRO:

10. I...I do stand corrected. The bill now contains two  
11. subjects.

12. PRESIDING OFFICER: (SENATOR ROCK)

13. Two subjects which, however, are related and...and germane  
14. and the Chair will so rule. Senator Newhouse has moved the  
15. adoption of Amendment No. 1 to House Bill 3202. Is there any  
16. further discussion? All those in favor signify by saying Aye.  
17. Senator Walsh.

18. SENATOR WALSH:

19. Well, now we know that it's germane. What does the  
20. amendment do?

21. PRESIDING OFFICER: (SENATOR ROCK)

22. Senator Newhouse.

23. SENATOR NEWHOUSE:

24. The amendment which was discussed in committee, Senator,  
25. ...I see. Well what it does is it adds an EEO, an equal  
26. employment provision that has been discussed previously and  
27. what that provision would do would be to centralize the  
28. functioning of the EEO Office so that...so that it could  
29. efficiently carry out its duties.

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Further discussion? Senator Glass.

32. SENATOR GLASS:

33. A question to the sponsor if he will yield?

1. PRESIDING OFFICER: (SENATOR ROCK)  
2. He indicates he will yield. Senator Glass.  
3. SENATOR GLASS:  
4. Senator Newhouse, is this bill identical to Senate Bill  
5. 1690 which was held in the House Rules Committee?  
6. PRESIDING OFFICER: (SENATOR ROCK)  
7. Senator Newhouse.  
8. SENATOR NEWHOUSE:  
9. It's...it's pretty close, Senator.  
10. PRESIDING OFFICER: (SENATOR ROCK)  
11. Senator Glass.  
12. SENATOR NEWHOUSE:  
13. It fits the bill.  
14. SENATOR GLASS:  
15. Well, I...I think the House has made that determination  
16. and I'd urge a No vote on the amendment and request a roll  
17. call.  
18. PRESIDING OFFICER: (SENATOR ROCK)  
19. A roll call has been requested. Senator Collins.  
20. SENATOR COLLINS:  
21. A correction on Senator Glass' response. This bill was  
22. not held in the Rules Committee. Representative Madison was  
23. not in Springfield. He had an emergency and he wasn't there  
24. the last day the Rules Committee met and that's why the bill  
25. was left in Rules.  
26. PRESIDING OFFICER: (SENATOR ROCK)  
27. All right. Senator Newhouse.  
28. SENATOR NEWHOUSE:  
29. I just think I ought to add that Senate Bill 1690 which  
30. was added to this bill did pass out of this Senate.  
31.  
32. (The following typed previously)  
33.

HB 3259  
2nd Reading  
6-26-78

ff  
0.

1. PRESIDING OFFICER: (SENATOR ROCK)
2. All right. Senator Newhouse has moved the adoption of
3. Amendment No. 1 to House Bill 3202. A roll call has been requested.
4. Those in favor will vote Aye. Those opposed will vote Nay. The
5. voting is open. Have all voted who wish? Have all voted who wish?
6. Take the record. On that question, the Ayes are 30, the Nays are
7. 19, None Voting Present. The amendment is adopted. Any further
8. amendments?
9. SECRETARY:
10. No further committee amendments.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Any amendments from the Floor?
13. SECRETARY:
14. No Floor amendments.
15. PRESIDING OFFICER: (SENATOR ROCK)
16. 3rd reading. On the Order of House Bills, 2nd reading, House
17. Bill 3259, Senator Savickas. Read the bill, Mr. Secretary.
18. SECRETARY:
19. House Bill 3259.
20. (Secretary reads title of bill)
21. 2nd reading of the bill. The Committee on Executive offers
22. one amendment. There was a Fiscal Note filed against this bill
23. which has been answered. Committee Amendment No. 1.
24. PRESIDING OFFICER: (SENATOR ROCK)
25. Senator Savickas.
26. SENATOR SAVICKAS:
27. Yes, Amendment No. 1 to House Bill 3259 basically deletes
28. the three House amendments concerning revenues going to the
29. Common School Fund in...November referendum on creation of the
30. Regional OTB Corporations and restrictions on OTB advertising.
31. There are several other changes and I would go into each and
32. every one if so requested. I would move for adoption of
33. Amendment No. 1, send the bill to 3rd reading and bring it back

1. tomorrow to 2nd for further amendments that have been discussed  
2. by members of the Senate and are interested in further amending  
3. the bill. At this time I would move for adoption of Amendment  
4. No. 1.

5. PRESIDING OFFICER: (SENATOR ROCK)

6. Senator Savickas has moved the adoption of Amendment No.  
7. 1 to House Bill 3259. Is there any discussion? Senator Walsh.

8. SENATOR WALSH:

9. Will the Gentleman yield for a question?

10. PRESIDING OFFICER: (SENATOR ROCK)

11. Indicates he will yield.

12. SENATOR WALSH:

13. Senator Savickas, you've indicated that the...the amendment provides  
14. that the...the proceeds not go into the Common School Fund. Is  
15. it true that the proceeds from off-track betting under the  
16. amendment would then be distributed to primarily to the cities  
17. in which the off-track betting corporations are located?

18. PRESIDING OFFICER: (SENATOR ROCK)

19. Senator Savickas.

20. SENATOR SAVICKAS:

21. Senator Walsh, you are correct that the amendment...the bill  
22. as it now is amended conforms to the Governor's Commission on  
23. off-track betting and that revenues would go to local communities  
24. and municipalities.

25. PRESIDING OFFICER: (SENATOR ROCK)

26. Senator Walsh.

27. SENATOR WALSH:

28. Isn't it true also that the amendment removes the provision  
29. for referendum prior to the enactment of off-track betting?

30. PRESIDING OFFICER: (SENATOR ROCK)

31. Senator Savickas.

32. SENATOR SAVICKAS:

33. Yes, it removes the provision for the Backdoor Referendum.

1. It still provides for the referendum by the city councils and  
2. municipality to enter.

3. PRESIDING OFFICER:(SENATOR ROCK)

4. Senator Walsh.

5. SENATOR WALSH:

6. Well, Mr. President and members of the Senate. This is  
7. probably the most significant piece of legislation that the...  
8. the Body will address itself to this Session. Off-track betting  
9. is law in only two other states of the Union. It is my contention  
10. if it is to become law in the State of Illinois in any community  
11. in this State that community should first be given the opportunity  
12. to pass on whether off-track betting shall be operative. I am  
13. a resident of Cook County. I am opposed to off-track betting.  
14. I would oppose the bill in any form but if it is to become law  
15. I think it should become law in the form in which it passed the  
16. House. The Gentleman has said he would bring the bill back  
17. tomorrow for other amendments. I think if this bill goes to  
18. 3rd reading and I was kind of hoping it wouldn't since this is  
19. the last day in which it could be called. It's been on 2nd  
20. reading for almost two weeks now. I think the bill should go  
21. to 3rd reading in the form in which it passed the House rather  
22. than with the Senate amendment. So Mr. President and members  
23. of the Senate I would oppose adoption of the committee amendment  
24. and ask for a roll call.

25. PRESIDING OFFICER:(SENATOR ROCK)

26. All right. Further discussion? Senator Wooten.

27. SENATOR WOOTEN:

28. Thank you, Mr. President. I rise in opposition to the  
29. amendment. Like Senator Walsh I do not intend to vote for this  
30. bill under any circumstances but I think the...the important  
31. thing here is the cancellation of the election. It's fairly  
32. obvious that the proponents of this measure know that the people  
33. would reject it if given the opportunity to do so and this

1. amendment deprives the people of that opportunity and on that  
2. basis I suggest the amendment should be rejected.

3. PRESIDING OFFICER:(SENATOR ROCK)

4. Further discussion? Senator Grotberg.

5. SENATOR GROTEBERG:

6. Thank you, Mr. President. There's something vaguely  
7. familiar about what's going on and I can recall the lottery  
8. debates when right up until the last minute the whole State  
9. of Illinois and all of our taxpayers thought the money was  
10. going to go to the schools. Still do, in fact. I think that's  
11. what they thought about this bill and now suddenly this amendment,  
12. as I understand the amendment, Senator Savickas, removes any  
13. insurance that the Common School Fund will benefit locally or  
14. State-wide by the bill and because of being so familiar with  
15. that experience I would certainly reject this amendment. If  
16. anything is going to happen to off-track betting let's not be  
17. answering mail for the next ten years as to where did that  
18. money go.

19. PRESIDING OFFICER: (SENATOR ROCK)

20. Senator Glass.

21. SENATOR GLASS:

22. Thank you, Mr. President. I would point out to the Body  
23. that this...the last amendment added to OTB over in the House  
24. was House Amendment No. 37. I suspect that in order to get the  
25. 90 votes with which this bill passed the House many of the  
26. amendments on there must have been important to the members.  
27. We're taking out here if this amendment is adopted one very  
28. significant provision and that is the Front Door Referendum  
29. that any city must hold under the current language of the bill  
30. in order to have OTB. Like...like the other opponents I...I  
31. am very much against this legislation but if by any unfortunate  
32. circumstance it were to pass I certainly would not want local  
33. municipalities to join OTB without Front Door Referendum of their

1. citizens and I urge opposition to the amendment.

2. PRESIDING OFFICER: (SENATOR ROCK)

3. Further discussion? Senator Vadalabene.

4. SENATOR VADALABENE:

5. Yes, Mr. President, I wonder if the sponsor would yield  
6. to a question.

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Indicates he will yield. Senator Vadalabene.

9. SENATOR VADALABENE:

10. Yes, I have a more specific question and I'm...if it's not  
11. related to the amendment then possibly when it comes to the  
12. bill. For instance, if Edwardsville wants to opt into the off-  
13. track betting and Granite City does not want in, what is the  
14. procedure? Can one get in and the other not?

15. PRESIDING OFFICER: (SENATOR ROCK)

16. Senator...Senator Savickas.

17. SENATOR SAVICKAS:

18. Yes, Senator Vadalabene, while I'm answering your question  
19. I could also answer some of the assumptions by the other  
20. Senators.. Senator Skinner placed this...Representative Skinner  
21. placed this amendment on the bill, this Front Door Referendum  
22. and then proceeded to vote against the bill so obviously his  
23. intention was not to help the bill but to just make it so  
24. impatible to any other Senator and kill it. But you are correct  
25. although we delete Senator Skinner's amendment it does provide  
26. that when a municipality passes an ordinance that means that each  
27. and every municipality that wishes to join when their city council  
28. or town council passes an ordinance to join a Regional Corporation  
29. such ordinance shall take effect thirty days after adoption unless  
30. during that time a petition is filed for a referendum on the  
31. question. So you see Gentlemen of the Senate, Ladies that you  
32. still have both the referendum available and action by the city  
33. council. These two...these two actions must be precipitated here.

1. PRESIDING OFFICER: (SENATOR ROCK)

2. Further discussion? Senator Knuppel.

3. SENATOR KNUPPTEL:

4. Well, you're talking about a Backdoor Referendum. I have

5. a question. What number of signatures are required for the

6. so-called Backdoor Referendum?

7. PRESIDING OFFICER: (SENATOR ROCK)

8. Senator Savickas.

9. SENATOR SAVICKAS:

10. It's my understanding that five percent of the signatures.

11. PRESIDING OFFICER: (SENATOR ROCK)

12. Senator Knuppel.

13. SENATOR KNUPPTEL:

14. Well, I have harness horses, as you all know but I have

15. ...I have a lot of misgivings about...about off-track betting

16. if it's not approved by a majority of the people in a Front Door

17. Referendum. Now, I...I can support the bill I think possibly

18. if it would have a Front Door Referendum on it. Another thing

19. as far as the other side is concerned I...I don't care for the

20. charade that...that money is going to go to Common School Fund. I

21. think it's the worst place in the world for it to go if it's...

22. if it's gambling money. I think that it ought to go into

23. General Revenue. I think where it goes is to local government.

24. It's the best place for it to go and to try to finance our

25. schools or pretend we're financing our schools and put a

26. chocolate coating on the pill, just is against my way of doing

27. it. I...I don't feel that the money should be earmarked other

28. than General Revenue. I think we should support something as

29. basic as education from...from funds that are raised by a

30. straight tax and not by gambling but I do feel that it's a

31. mistake to take off the Front Door Referendum, Senator Savickas,

32. and I wish you would consider that.

33. PRESIDING OFFICER: (SENATOR ROCK)

1. All right. Any further discussion? Senator Savickas has  
2. moved the adoption of Amendment No. 1 to House Bill 3259. A  
3. roll call has been requested. Those in favor of the amendment  
4. will vote Aye. Those opposed will vote Nay. The voting is open.  
5. Have all voted who wish? Have all voted who wish? Take the  
6. record. On that question, the Ayes are 20, the Nays are 33,  
7. None Voting Present. The amendment fails. Further amendments?  
8. SECRETARY:  
9. No further committee amendments.  
10. PRESIDING OFFICER: (SENATOR ROCK)  
11. Any amendments from the Floor?  
12. SECRETARY:  
13. ...No Floor amendments.  
14. PRESIDING OFFICER: (SENATOR ROCK)  
15. 3rd reading. He indicated he would...was going to call it  
16. back. That's...Yes, Senator Washington.  
17. SENATOR WASHINGTON:  
18. Amendment filed with the understanding...  
19. PRESIDING OFFICER: (SENATOR ROCK)  
20. Oh, I'm sorry.  
21. SENATOR WASHINGTON:  
22. ...it will be brought back tomorrow for the purpose of  
23. considering an amendment.  
24. PRESIDING OFFICER: (SENATOR ROCK)  
25. That is correct.  
26. SENATOR WASHINGTON:  
27. All right.  
28. PRESIDING OFFICER: (SENATOR ROCK)  
29. That is correct. 3rd reading. On the bottom of page 7,  
30. Senator Collins. Are we ready on...House Bills, 2nd reading,  
31. House Bill 2684. Read the bill, Mr. Secretary.  
32. SECRETARY:  
33. House Bill 2684.

1. (Secretary reads title of bill)
2. 2nd reading of the bill. The Committee on Elementary and
3. Secondary Education offers one amendment. Oh, I'm sorry.
4. The bill was read a 2nd time. The bill was read a 2nd time
5. on June the 25th. Committee Amendment No. 1 was adopted.
6. No further committee amendments.
7. PRESIDING OFFICER: (SENATOR ROCK)
8. Any amendments from the Floor?
9. SECRETARY:
10. Amendment No. 2 offered by Senator Philip.
11. PRESIDING OFFICER: (SENATOR ROCK)
12. Senator Philip.
13. SENATOR PHILIP:
14. Thank you, Mr. President and Ladies and Gentlemen of...of
15. the Senate. Amendment No. 2 to House Bill 2684 amends the Life
16. Safety Section of the Illinois School Code. Provides that a
17. levy for such purposes may be made when plans have been approved
18. by the Regional Superintendent and the State Superintendent.
19. As you're probably aware after Our...Lady of the Angel fires
20. in Chicago in 1963 where ninety-two children were killed and
21. three students the Illinois General Assembly in its wisdom
22. passed a non-referendum tax, one-half of one percent for safety
23. and fire for our public schools. What has happened since then,
24. is the schools have put the tax on without referendum and have
25. used those funds in not exactly the manner, I feel, was intended
26. by the General Assembly and I will just read a few of the things
27. that the schools have done and here's Evanston Township High
28. School two hundred and twenty-five thousand dollars to replace
29. a cinder running track, nineteen thousand dollars to resurface
30. six tennis courts, thirteen thousand dollars to repair under-
31. water lighting in a swimming pool. Kitch School, Harvey, six
32. thousand dollars to enlarge the school kitchen. Thornton
33. Township High School a hundred and ten thousand dollars to

1. install a new floor in the field house. Evergreen Park High  
2. School, fifty thousand dollars for a new dinner equipment for  
3. the...auditorium. New Trier East High School, two hundred and  
4. ninety-eight thousand dollars to rejuvenate the boy's locker  
5. room. Coolidge Junior High, Phoenix, eight hundred and seventy-  
6. two thousand dollars to convert the existing gym building to  
7. connate a band room and choir room. Well to say the least, in  
8. my judgment, Ladies and Gentlemen of the Senate, this was not  
9. the intent of the General Assembly at all and all this amend-  
10. ment does is tighten up those qualifications and makes it a  
11. little more difficult for these various school districts to  
12. get this money and I ask for your favorable consideration.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Philip has moved the adoption of Amendment No.  
15. 2. Is there discussion? Senator Collins.

16. SENATOR COLLINS:

17. (Machine cutoff) Mr. President and members of the Body.  
18. I rise in opposition to this amendment. I think Senator  
19. Berman, yesterday explained the problem with this amendment  
20. pretty adequately. I respect what Senator Philip is trying  
21. to do, however, I don't think simply because a few school  
22. boards abuses certain privileges that we should penalize all  
23. school boards. I think that this is a very bad amendment. I had  
24. talked with Senator Philip over the past several weeks to talk  
25. about trying to come up with a compromise and agreeable amend-  
26. ment that would address the problem that he's concerned about  
27. and at the same time not penalize the other school districts and  
28. I think this is a very bad amendment. I know that this is an  
29. area that we need to look at and that we need to come up with  
30. some solutions on to regulate or to control the abuses that...  
31. that exist within this area and...but I don't think that this  
32. particular amendment does it and I...I ask that the members on  
33. this side vote against this amendment.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? Senator Shapiro.

3. SENATOR SHAPIRO:

4. Well Mr. President and Ladies and Gentlemen of the Senate.

5. I am in support of this amendment. I think the Life Safety  
6. Code and the tax levy that this General Assembly instituted  
7. many years ago was a good program to help those schools  
8. renovate their buildings so that unsafe features that might  
9. develop caused by fire could be rectified and particularly at  
10. a time when many school districts had a difficult time raising  
11. money. The arguments that this subject should be studied and  
12. have reasonable rules and regulations formulated does not  
13. hold water. We're at the point where we are at now because  
14. of interpretation of the law and then rules and regulations  
15. formulated by superintendents of schools, county superintendents  
16. of schools and the Illinois Office of Education and you can  
17. bet your bottom dollar that if we don't do anything legislatively  
18. the abuses are going to continue. The amendment is a good one.  
19. It was intended for one purpose and one purpose only and it  
20. should be adopted.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? Senator Mitchler.

23. SENATOR MITCHLER:

24. Mr. President and members of the Senate. I want to point  
25. out that the Life Safety Code which was enacted after the  
26. Lady of Angels fire in the City of Chicago at a nonpublic  
27. school. When the legislation was enacted it covered downstate  
28. public schools only. It does not apply to nonpublic schools  
29. nor to the City of Chicago public schools so this is a very  
30. important amendment that Senator Philip is putting on and I  
31. believe that this is a step in the right direction to have a  
32. check and balance on any spending of local school districts  
33. which really eat up the great, great majority of the local real

1. estate taxes. This is about fifty-seven to eighty percent  
2. of the local real estate taxes. Now we're not saying that the  
3. legitimate Life Safety Code projects in the downstate public  
4. schools should not be put into effect and approved but what  
5. Senator Philip is doing here he's putting a check and balance  
6. to stop what has evidently developed into a scapegoat method  
7. that some school districts are using and if we don't adopt  
8. this legislation as Senator Shapiro pointed out you can rest  
9. assured that the others will grab ahold of this easy way to  
10. get a lot of repairs made without tax referendum on the people.  
11. Now when Senator Philip distributed the information that  
12. appeared in the Chicago Tribune that he alluded to in his  
13. opening remarks I had immediately requested in Batavia and  
14. our two school districts in Aurora, east and west school  
15. districts, to determine what projects they had and I got a  
16. quick reply from the Kane County Regional Superintendent of  
17. Schools and the list of all these projects and I find that  
18. some are rather questionable whether they come under the Life  
19. Safety Code and I'm going to give full support to this and  
20. I'd hope that the legislators in the City of Chicago who are  
21. not affected either in their public or nonpublic schools by  
22. this would help us to try to hold down some taxes in the  
23. downstate public school districts.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Further discussion? Senator Glass.

26. SENATOR GLASS:

27. Well thank you, Mr. President and Ladies and Gentlemen.  
28. I oppose this amendment for several reasons. One of them is  
29. that it is based on a Chicago Tribune article stating what  
30. various schools have been doing and both of the schools in  
31. my district have responded to that and New Trier East has not  
32. spent two hundred and eighty...ninety eight thousand to  
33. renovate the boy's locker room. That was a small portion of

1. of that. Evanston has supplied me with a total list of what  
2. they've been doing with this Life Safety Code money and in  
3. my judgment it does, in fact, enhance safety so I...I think  
4. they're...I would agree with my colleagues and in...it's been  
5. stated in the debate that there is a need to look into this  
6. and to make sure and, in fact, encourage the Illinois Office  
7. of Education to enforce the law as it exists today against  
8. those school districts who are violating it but I don't think  
9. we ought to react on the strength of a...a Chicago Tribune  
10. article without, at least, checking into what's behind it and  
11. having a committee hearing on the subject. I think it's a  
12. good idea but I don't think we ought to jump to this amendment  
13. without knowing what we're doing and therefore I'd urge a  
14. No vote.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further...May we have some order. May we have some order  
17. please. Senator Berman.

18. SENATOR BERMAN:

19. Thank you, Mr. President. I rose in opposition to the  
20. first amendment yesterday and I was glad that Senator Philip  
21. was listening because he cured one of the defects but he  
22. hasn't cured all of the defects in this amendment and the  
23. problem is that the language that he's trying to put into this  
24. is just too restrictive to safeguard the safety of our school  
25. children throughout the State. I have a copy of a letter that  
26. has been presented to Representative McCourt who is the  
27. principal sponsor of this bill in the House from Dr. Cronin  
28. and it's his indication, I believe, if I'm have been told right  
29. that Representative McCourt is satisfied with this letter as  
30. far as the Life Safety Code is concerned and I quote from the  
31. letter "It is our intention to provide assistance and closely  
32. monitor the expenditure of these funds to insure that they  
33. are utilized according to a strict interpretation of the

1. legislative intent of the law when it was enacted in 19...1965."  
2. The letter is a full page letter but I won't burden you with the  
3. rest of the details. I think as I indicated yesterday that the  
4. ...any changes in the Life Safety Code provisions in our Statute  
5. has to be done with a deliberate evaluation of what's necessary  
6. to preserve the safety of our children and not to throw...to  
7. throw the baby out with the bath water and I just think that  
8. this language is too restrictive. I goes far beyond what is  
9. necessary to protect the school children of the State of  
10. Illinois and I would be glad to work with Senator Philip in  
11. a comprehensive amendment to fulfill what is necessary. The  
12. language in this amendment is just too restrictive. The  
13. Illinois Association of School Boards is in opposition to  
14. this amendment. I urge a No vote.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Is there further discussion? Senator Philip may close.

17. SENATOR PHILIP:

18. Thank you, Mr. President and Ladies and Gentlemen of the  
19. Senate. When this all came about the Superintendent of the  
20. Illinois Office of Education was asked why, why these monies  
21. were allowed to be spent on the so-called athletic frills. His  
22. comment was that the law was unclear. The same comment was  
23. made from the Cook County Superintendent of Schools. The  
24. reason that these monies were used on athletic fields, on  
25. tennis courts, on swimming courts, in kitchens was because  
26. the law was unclear and they could not say no. They agree with  
27. this language. It doesn't prevent any children or any school  
28. from having safe schools. It makes it a little tougher for it  
29. to get it and it's an reasonable amendment and I ask for your  
30. support.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The question is, shall Amendment No. 2 to House Bill  
33. 2684 pass...be adopted. Those in favor say Aye. Opposed Nay.

1. In the opinion of the Chair the negatives prevail. The amend-  
2. ment is...is lost. There's been a request for a roll call.  
3. The question is on the adoption of Amendment No. 2 to House  
4. Bill 2684. Those in favor vote Aye. Those opposed vote  
5. Nay. The voting is open. Have all voted who wish? Have all  
6. voted who wish? Take the record. On that question, the Ayes  
7. are 23, the Nays are 32. Amendment No. 2 is lost. (Machine  
8. cutoff) amendments?

9. SECRETARY:

10. Amendment No. 3 offered by Senator Lemke.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Lemke is...May we have some order, Ladies and  
13. Gentlemen. Senator Lemke is recognized.

14. SENATOR LEMKE:

15. What this amendment does it says if the local districts  
16. are offering courses in family life that they will teach the  
17. alternatives to abortion. I ask for its adoption.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Is there discussion? On the motion to adopt all in favor  
20. say Aye. Opposed Nay. The Ayes have it. Amendment No. 2...  
21. 3 is adopted. Further amendments?

22. SECRETARY:

23. Amendment No. 4 offered by Senator Rock.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Rock is recognized on Amendment No. 4.

26. SENATOR ROCK:

27. Thank you, Mr. President and Ladies and Gentlemen of the  
28. Senate. Amendment No. 4 would add a new section and...and in-  
29. clude and raise the bond authorization for the special ed  
30. facilities. You will recall this morning we put an amendment  
31. on the appropriation bill for the Illinois Office of Education  
32. to provide for ten million dollars additional bonds for  
33. special ed facilities. This amendment raises the authorization

1. to bring it in line with the proposed appropriation. I would  
2. move its adoption.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Is there discussion of the motion to adopt Amendment No.  
5. 4? All in favor say Aye. Opposed Nay. The Ayes have it.  
6. Amendment No. 4 is adopted. Further amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. For what purpose does Senator Collins arise?

11. SENATOR COLLINS:

12. I would like to move this bill to 3rd reading, however,  
13. I would like to have time to analyze Amendment No...Floor  
14. Amendment No. 3 by Senator Lemke because I...I don't know  
15. what's contained in that amendment so I would look at it and  
16. if necessary move the bill back to 3rd for...for an amendment.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further amendments? 3rd reading.

19. SECRETARY:

20. No further amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. On the Order of...House Bills, 2nd reading, House Bill  
23. 2570. Read the bill, Mr. Secretary.

24. SECRETARY:

25. House Bill 2570.

26. (Secretary reads title of bill)

27. 2nd reading of the bill. The Committee on Revenue offers one  
28. amendment.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Hynes is recognized.

31. SENATOR HYNES:

32. Mr. President and members of the Senate. There are, in  
33. addition to the committee amendments, I believe, four other

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1. amendments on the Secretary's Desk. There are discussions  
2. going on as to the possibility of consolidation those  
3. amendments into one that might be acceptable and rather than  
4. have a...a vote and debate on the various amendments now the  
5. sponsors of those amendments and the sponsor of the bill,  
6. yours truly, have agreed that the bill would be read, left  
7. on 2nd reading. None of the amendments would be called today  
8. and then tomorrow if it were worked out that we could do that.  
9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there leave for that procedure? Leave is granted.  
11. The bill has been read a second time and will remain on the  
12. Order of 2nd reading. We have a...May I have your attention,  
13. Ladies and Gentlemen. We are now going to the Order of House  
14. Bills, 3rd reading and recall those bills which are presently  
15. on the Order of 3rd reading that need to be amended. We have  
16. a list of bills. The first bill on the list is House Bill  
17. 2891. Senator Buzbee is recognized.

18. SENATOR BUZBEE:  
19. Thank you, Mr. President. I'd like to bring that bill  
20. back to...Is the bill on 2nd reading now?

21. PRESIDING OFFICER: (SENATOR BRUCE)  
22. Senator Buzbee...If Senator Buzbee asks leave of the  
23. Senate to return House Bill...

24. SENATOR BUZBEE:  
25. 2891.  
26. PRESIDING OFFICER: (SENATOR BRUCE)

27. ...2891 to the Order of 2nd reading for the purpose of  
28. amendment. Is there leave? Leave is granted. The bill is  
29. now on the Order of 2nd reading.

30. SENATOR BUZBEE:  
31. Thank you, Mr. President. I will defer temporarily to  
32. Senator Joyce for an amendment.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. All right.

2. SECRETARY:

3. Amendment No. 1...offered by Senator Joyce.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Joyce is recognized.

6. SENATOR JOYCE:

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

8. This amendment revises the School Aid Formula to provide an

9. additional 69.6 million in State Aid for elementary and

10. secondary education in the 1978-'79 school year. This will

11. provide a 5.4 increase in State Aid throughout the State. The

12. amendment makes the following changes. The guaranteed level

13. of support is increased from twelve hundred and sixty dollars

14. per pupil to twelve hundred and ninety-three dollars per pupil.

15. The qualifying rates for elementary and unit school districts

16. are reduced .04 percent and .7 percent respectively. The

17. basic Title I weighting is ~~increased from~~ .375 to .45 and the

18. maximum weighting is reduced from .75 to .675. The...the maximum

19. entitlement for any year is increased from a hundred and twenty-

20. five percent to a hundred and thirty-five percent of the prior

21. year's entitlement. A ten percent limit is provided in the

22. reduction of any district's entitlement between 1977-'78 and

23. 1978 and '79 years. The increase provided to the...equalization

24. grants provided under the Strayer-Haig Formula is increased

25. from twenty-five percent to fifty percent. This amendment

26. also includes provisions of House Bill 2619 concerning the

27. distribution of Title I funds in school districts with fifty

28. thousand or more pupils.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there discussion on Amendment No. 1? Senator Shapiro.

31. SENATOR SHAPIRO:

32. Will the sponsor of the amendment yield to a few questions?

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. He indicates he will yield. Senator Shapiro.

2. SENATOR SHAPIRO:

3. Senator Joyce, do you have any type of a payback for

4. those districts that were overpaid? A three year payback

5. or anything of that nature?

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Joyce.

8. SENATOR JOYCE:

9. No.

10. SENATOR SHAPIRO:

11. All right. Now does it have any cap on the Title I?

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Joyce.

14. SENATOR JOYCE:

15. Yes it does.

16. SENATOR SHAPIRO:

17. What is that?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Joyce.

20. SENATOR JOYCE:

21. .675.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Shapiro.

24. SENATOR SHAPIRO:

25. Well, that...that's not a cap. What you're doing is...is

26. reducing the presentweighting.to...from75 to .675 and I assume

27. you are raising the minimum from .375 to .45. I mean that's

28. an adjustment in theweighting.That's not a cap.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Joyce.

31. SENATOR JOYCE:

32. Yes, we are reducing or putting a maximum on the Title I

33. weighting.

1. PRESIDING OFFICER: (SENATOR BRUCE)  
2. Senator Shapiro.  
3. SENATOR SHAPIRO:  
4. In other words this will take more money from those  
5. Title I districts who have quite a bit of...great number of  
6. Title I districts and...and give it to other Title I districts  
7. who are...are not up in a higher category. Is that correct?  
8. PRESIDING OFFICER: (SENATOR BRUCE)  
9. Senator Joyce.  
10. SENATOR JOYCE:  
11. Yes, but we are increasing the guaranteed level from  
12. twelve sixty to twelve ninety-three and that will take care of  
13. that problem.  
14. PRESIDING OFFICER: (SENATOR BRUCE)  
15. Senator Shapiro.  
16. SENATOR SHAPIRO:  
17. Well okay. Now how about the Strayer-Haig? Does it  
18. increase the flat grant?  
19. PRESIDING OFFICER: (SENATOR BRUCE)  
20. Senator Joyce.  
21. SENATOR JOYCE:  
22. No.  
23. SENATOR SHAPIRO:  
24. Thank you.  
25. PRESIDING OFFICER: (SENATOR BRUCE)  
26. Senator Joyce.  
27. SENATOR JOYCE:  
28. It increases the percentage from twenty-five to fifty  
29. percent. Right now they're forty-eight dollars per pupil and  
30. it would...it would make that...right now it is sixty dollars  
31. and...this will put the money into the poorest districts and  
32. it increases if from forty-eight to fifty percent which would...  
33. seventy-two.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? Senator Buzbee.

3. SENATOR BUZBEE:

4. Well, Mr. President, I would just point out to the members  
5. of the Body that this is a...a compromise solution that has  
6. been reached. I would also point out that with the total  
7. amount of dollars that the Governor has said is available  
8. with the seven million add on that...that was found from the  
9. savings and the...and the State employees insurance premium  
10. that we are now something in the neighborhood of about eighteen  
11. million dollars with this formula bill. About eighteen million  
12. dollars, sixteen to eighteen above the Governor's total  
13. recommended or total amount that he said was available. I  
14. would point to you that in our appropriation cuts so far we  
15. don't have exact figures but we're somewhere in the neighborhood  
16. of having saved about sixteen to eighteen million dollars in cuts  
17. in the departmental budgets. Of course, that does not even begin  
18. to address the question of the thirty-three million dollars  
19. that President Carter has made available to the State of  
20. Illinois which will be dispersed this Fall and so we are certainly  
21. and...and within the realm of the possible that the Governor has  
22. said is available of what additional we know...now know is  
23. available and I think this is a good, equitable compromise. It  
24. does allow us to put more money into those downstate school  
25. districts that need it without severely hampering those districts  
26. that do have their Title I problems with the increase up to  
27. twelve ninety-three being the...the guaranteed amount per pupil  
28. available at twelve ninety-three so I think it's a...I think  
29. it's an excellent compromise and I would hope that we would  
30. adopt this...amendment.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Further discussion? Senator Berman.

33. SENATOR BERMAN:

1. Thank you Mr. President. I also rise in support of this  
2. amendment. As we've all seen throughout the years of negotiating  
3. on School Aid Formula, rarely if ever, does any particular  
4. district get every thing that they want and that's true about  
5. this compromise also. Being from Chicago there are a few  
6. elements in here that do not please us. We are not happy  
7. with a decrease in the maximum Title I weighting from .75 down  
8. to .675, however, I think we've accomplished several things  
9. by this amendment and on balance, I think, it should be  
10. supported. Number one, as Senator Buzbee pointed out, we are  
11. increasing the figures I have is about nineteen million more  
12. than the Governor and if I refresh all of our memories just  
13. one year ago we were all involved until about 4:00 a.m. on  
14. July 2nd and after all of those negotiations we were only  
15. able to up the Governor two million dollars. That included  
16. categorical here we are putting in nineteen million dollars  
17. more than the Governor has been willing to commit and that's  
18. only on the formula portion of School Aid so it's a substantial  
19. increase from where we were just a year ago. From the point of  
20. view of Chicago, Chicago's total share of the total appropriation  
21. for the School Aid Formula does increase. We would of...last  
22. year we received a 31.08 percent of the total appropriation.  
23. This year even under this compromise we will receive a 31.7  
24. percent portion of the total appropriation. I think that, again,  
25. on balance there is more money. The...the raising of the  
26. guaranteed foundation level to twelve hundred ninety-three  
27. dollars is a substantial gain for every school child in the  
28. State of Illinois. I think that's probably one of the most  
29. important segments of this compromise. That's important. It  
30. will be with us and we can move forward from that level of  
31. twelve ninety-three in the years to come. I urge an Aye vote.  
32. PRESIDING OFFICER: (SENATOR BRUCE)  
33. Further discussion? Senator Glass.

1. SENATOR GLASS:

2. Thank you, Mr. President. Before addressing a couple of  
3. questions to the sponsor, I would like to call the attention  
4. of the Body to the fact Attorney General William Scott is on  
5. the Floor and he has just been recognized by the Attorney  
6. Generals in the United States as the outstanding Attorney  
7. General and just received that award and I wonder if we could  
8. recognize his presence.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. We're always happy to have the Attorney General with us.

11. SENATOR GLASS:

12. And if the sponsor would yield, I have just two questions  
13. regarding the amendment. Senator Joyce, I think apropos of what  
14. Senator Buzbee said this does cost some eighteen or nineteen  
15. million dollars above what is in the Governor's recommended  
16. allocation. If...if you will recall as you refresh your memory  
17. of something that happened just earlier today there was a bill  
18. passed that in our opinion and the opinion of the Bureau of the  
19. Budget would take a hundred million dollars away from the  
20. Treasury of Illinois and the question is how are you going to  
21. fund this increase in addition to that so-called tax relief  
22. proposal?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Joyce.

25. SENATOR JOYCE:

26. Yes, thank you, Mr. President. The Appropriations Committee  
27. to date, to my knowledge, has cut some sixteen or seventeen  
28. million dollars out of the budget in various other agencies so  
29. that is the answer to that, Senator.

30. SENATOR GLASS:

31. Well...

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Glass.

1. SENATOR GLASS:

2. ...Well, that I would only point out that that is  
3. far short of the proposed cost of that tax relief bill should  
4. it...should it pass and then one final question, is it correct  
5. that you have included in this bill the...the Title I three  
6. year spread of...of reallocation that was in Representative  
7. Jones' bill that was handled by Senator Collins. Is that now  
8. in this bill?

9. PRESIDING OFFICER:(SENATOR BRUCE)

10. Senator Joyce.

11. SENATOR JOYCE:

12. Yes it is, Senator.

13. PRESIDING OFFICER:(SENATOR BRUCE)

14. Is there further discussion? Senator Joyce moves the  
15. adoption of Amendment No. 1 to House Bill 2891. Those in  
16. favor say Aye. Opposed Nay. The Ayes have it. Amendment  
17. No. 1 is adopted. Further amendments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. 3rd reading. Senator Joyce is it your intention to come  
22. back to this bill today? Senator Buzbee, do you intend to  
23. come back to this after intervening business? All right.  
24. Is there leave to go to the Order of Messages from the House?  
25. Leave is granted. A Message from the House...Mr. Secretary.

26. SECRETARY:

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

28. Mr. President - I am directed to inform the Senate  
29. that the House of Representatives has refused to recede from  
30. their Amendment No. 1 to a bill with the following title:  
31. Senate Bill 1790. I am further directed that...to inform the  
32. Senate that the House has requested...a First Conference Committee  
33. and the Speaker has appointed the members on the part of the House.

HB 1792  
2/1/66

1. A like Message on Senate Bill 1792 with House Amendments  
2. 1 and 4 and they request the First Conference Committee and  
3. the Speaker has appointed the members on the part of the House.  
4. PRESIDING OFFICER:(SENATOR BRUCE)

5. Is there leave to return to the Order of House Bills, 3rd  
6. reading? Leave is granted. House Bill 2891. Read the bill,  
7. Mr. Secretary.

8. SECRETARY:

9. House Bill 2891.

10. (Secretary reads title of bill)  
11. 3rd reading of the bill.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Buzbee is recognized. May I have the order...of  
14. ...of the Senate. Senator Buzbee.

15. SENATOR BUZBEE:

16. Thank you, Mr. President. This is a merely bill. It  
17. merely says that schools should teach cardio-pulmonary resuscitation  
18. and it does a few other things now. It rearranges the School Aid  
19. Formula. Senator...rather Representative Harris is the sponsor  
20. in the House and it's our hope that that bill will go back soon  
21. and we will then deal with that bill in the House if we get  
22. enough votes to pass it out of here. As I said the bill does  
23. require the teaching of cardio-pulmonary resuscitation in our  
24. schools from grades nine through eleven. It now also changes  
25. the School Aid Formula to reflect the Joyce Amendment which was  
26. just adopted which raises the guaranteed amount for a pupil  
27. up to twelve ninety-three. It increases the assessed valuation  
28. per pupil and decreases the operating tax rates for elementary  
29. districts by four cents and unit districts by seven and allows  
30. for a thirty-five percent increase for all districts over previous  
31. years entitlements. It allows a fifty percent increase for  
32. Strayer-Haig districts instead of the present twenty-five. It  
33. changes Title I weighting from .375 to .45 with a limit of .675

1. instead of .75. It provides a ninety percent hold harmless  
2. for school year 1978-'79 only and I would ask for a favorable  
3. roll call.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Is there discussion? Senator Glass.

6. SENATOR GLASS:

7. Thank you, Mr. President. A question to the sponsor.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. He indicates he will yield. Senator Glass.

10. SENATOR GLASS:

11. Senator Buzbee, obviously you can go ahead with this if  
12. you choose, it however, the amendment has just been added. I  
13. know a lot of us would like a chance to look at printout and  
14. find out what it does and would...would appreciate the bill  
15. being held until tomorrow. I would first of all make that  
16. request and if...if you are agreeable to that that will end  
17. my questioning, otherwise I have one other point to make.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Buzbee.

20. SENATOR BUZBEE:

21. Senator Glass, I think you know that I am a reasonable man  
22. and I think I have always acceded to that request in the past  
23. when its been made, however, the time presses upon us. The  
24. House has requested that we get this bill over to them as soon  
25. as possible and...and I...and I simply am going to have to...to  
26. refuse to do that, Senator.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Glass.

29. SENATOR GLASS:

30. Well, I...I would point out one...one provision that it  
31. seems to me, at minimum, ought to be added and that is you  
32. have assumed, I think, that there is enough money to fund this  
33. bill and I think realistically that may be true if the Federal

1. funds come through. I...I think if...despite the cuts you  
2. say you've made, if they don't...if the Federal money doesn't  
3. come through then there should be about twenty million taken  
4. out of this bill and...and there is some contingency language  
5. that could be added that...to provide for that so I...I would  
6. suggest that to you and I...I think without that in there I'm...  
7. I'm not going to vote for this. I intend to vote present but I...  
8. I understand the urgency. It would...as I say it would be a lot  
9. better if we had an opportunity to analyze this and let the  
10. members find out what impact it had on their various districts  
11. so that they could make an intelligent vote.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Further discussion? Senator Davidson.

14. SENATOR DAVIDSON:

15. Yes, Mr. President and members of the Senate. I rise in  
16. support of this bill. The amendment we put on and I really  
17. can't understand Chicago accepting the amendment but they did.  
18. The amendment we put on with the entrant level being reduced  
19. .45 as the base for Title I weighting and a cap of .675 gives  
20. additional money throughout the State. This bill, I think,  
21. even though it's nineteen million over what the Governor has  
22. proposed in his budget and it doesn't have the reservation clause  
23. in providing the Federal funds get here or do not get here. I  
24. think raises the level of funding to school district throughout  
25. the State that they can live with. I think nineteen million  
26. dollars can be found, will be found whether the Federal money  
27. gets here or not 'cause on prior bills you've talked about that  
28. Federal money has been spent three different times so I think  
29. that's not a germane point. I urge all of you to vote in favor  
30. of this particularly since it's beneficial to every school district  
31. in the State including the City of Chicago. They get extra new  
32. money under this, not percentage wise as much as they've done in  
33. the past but every school district except those which had been

1. overpaid so tremendously they could not receive any money this  
2. year, is a good bill. I urge you to vote for it.

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( end of reel )

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1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Berman.

3. SENATOR BERMAN:

4. Thank you Mr. President and only in comment apparently  
5. Senator Davidson wasn't listening, but the reason that  
6. Chicago is supporting this amendment is that even with the  
7. amendment and the...and the money that that's flowing to the  
8. other parts of the state Chicago does get a slightly larger  
9. piece of the total pie than it did last year and that amounts  
10. to twenty-one million dollars more to Chicago and we weren't  
11. going to allow...to happen last year and get...have appropriations  
12. cut where nobody sees additional money so...Chicago as well  
13. as the other members of this side of the aisle I'm sure urge  
14. an Aye vote on this bill.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? Senator Coffey.

17. SENATOR COFFEY:

18. Question of the sponsor.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Indicates he will yield. Senator Buzbee. Question from  
21. Senator Coffey, Senator Coffey.

22. SENATOR COFFEY:

23. Senator Buzbee, as this bill was amended and as the  
24. sponsor of the amendment explained earlier that this was  
25. going to be beneficial to the poor districts, what do we mean  
26. by poor districts? Assessed valuation of the schools...that are  
27. losing alot of revenue this year...

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Buzbee.

30. SENATOR BUZBEE:

31. Well, it certainly is, certainly is going to be beneficial  
32. to those who had the fantastic increases and the guaranteed  
33. assessed valuation which caused their access to the formula to

1. go down. It's going to be beneficial to those school districts  
2. who had the dramatic decreases and...student population which  
3. again caused their access to the formula to go down but when  
4. we put the ninety percent hold harmless clause on there that's  
5. the ones that are going to be helped there. I think Senator  
6. Joyce's response specifically was to a question concerning the  
7. Strayer-Haig Districts and there what is being done is it  
8. allows fifty percent, up to fifty percent increase for Strayer-  
9. Haig Districts instead of the present twenty five percent.  
10. So, those school districts who are still under the Strayer-Haig  
11. portion of the formula rather, who are using Strayer-Haig as  
12. a method of being funded by the state they can not increase up to  
13. fifty percent rather than twenty-five percent as is presently  
14. the case and I think that was the question to which Senator  
15. Joyce was...was answering while ago.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Graham.

18. SENATOR GRAHAM:

19. Only wanting to make one observation. Senator Glass would  
20. ask for us to have an opportunity to look at this amendment  
21. its really impressed upon us at the press of time didn't provide  
22. that. Like to remind the sponsor that yesterday we spent about  
23. an hour and a half on the Floor here, could of been some time  
24. given to it then so today we could have been provided with  
25. the information. So, this idea of being in a hurry doesn't  
26. impress me very much, we're in a hurry when certain people want  
27. to be in a hurry. Have another point of inquiry from the Chair.  
28. What type of a situation does this bill leave the Senate if  
29. it leaves is it suppose to be enrolled and engrossed? This  
30. amendment that was just put on, was it enrolled and engrossed?  
31. We hear about Enrolling and Engrossing now we don't hear much  
32. about it.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator, I'm informed by the Secretary that we do not  
2. normally enroll and engross bills and I take it in normal  
3. consequent of things if this bill would pass that the House  
4. would be informed that it had passed with an amendment, Senate  
5. Amendment what ever it was and they could either concur or nonconcur.  
6. SENATOR GRAHAM:

7. I seem to remember some time in the past when we were  
8. calling up bills on some of the people who say we can't  
9. act on it because the amendment is not back from enrolling  
10. and engrossing yet. Now, it doesn't seem to me that that  
11. amendment is back from enrolling and engrossing yet. I'm just  
12. wondering, who is in a hurry around here? Now, we've been  
13. hearing this enrolling and engrossing all year and we abided by  
14. it, all at once it doesn't make any difference.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator I...I just checked with the Secretary we never  
17. enroll and engross a House bill that is the duty of the House  
18. Enrolling and Engrossing Department, we only enroll and engross  
19. and send the signature to the president then eventually to the  
20. House-Senate bills and so this would be the duty of the House  
21. always.

22. SENATOR GRAHAM:

23. You answered my question but I still can't see the validity  
24. of an argument that all at once we got to be in a hurry when  
25. we've been jacking around with bills on 2nd reading for a week.  
26. I can't understand it.

27. PRESIDING OFFICER: (SENATOR ROCK)

28. Further discussion? Senator Berning.

29. SENATOR BERNING:

30. Thank you Mr. President. Question of the sponsor of the  
31. original bill. Senator Buzbee, would this not be a, a mandate  
32. and do you have any, do have any estimate of the cost that is  
33. involved in requiring this particular kind of instruction for

1. the pupils in grades nine through eleven.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Buzbee.

4. SENATOR BUZBEE:

5. Yes, Senator Berning, I have the same..had the same  
6. reticence about this that you did when I originally picked  
7. up the sponsorship of it...and I checked with some school  
8. superintendents about this and the ones that I check with  
9. told me that they were already, in fact, doing it, in there  
10. various courses, physical education, health education and so  
11. forth. There are two ways which the service may be utilized  
12. by the public schools by volunteer CPR instructor who has  
13. completed a minimum of four hours in a CPR course or  
14. through the services of other volunteers particularly public  
15. school teachers that have been to train...been trained to teach  
16. CPR by completing a minimum of sixteen hours in a CPR course.  
17. Perhaps you may be aware, Senator, that in the State of  
18. Washington they have been doing this and what happens is that  
19. more and more kids are graduating from school with this  
20. kind of training and it is about a four hour course, four hour  
21. total time is more and more kids are graduating with this  
22. kind of training. There is a dramatic decrease in the number  
23. of sudden deaths from heart attack on the streets because  
24. they're able to give the cardio-pulmonary resuscitation which  
25. revives the person long enough till they get to the hospital.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Berning.

28. SENATOR BERNING:

29. I'm not at all challenging the desirability of this  
30. kind of training but I am suggesting, Mr. President and members  
31. of the Senate, that this is a...mandatory program and immediately  
32. qualifies under the act that we have just recently passed  
33. requiring the state to reimburse for any mandatory programs.

1. It's conceivable to me that by passing this and I question to  
2. whether it's necessary in light of the explanation by the  
3. sponsor, I repeat, I question whether it's necessary since  
4. they already can and in some instances are doing this but  
5. if we pass this then it becomes mandatory and immediately  
6. they will qualify for reimbursement for a newly mandated  
7. program. Now, Mr. President I'd like to...

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. For what purpose does Senator Buzbee rise?

10. SENATOR BUZBEE:

11. On a point of order Mr. President I'm sorry Senator  
12. Berning I was wrong in my original explanation to you the  
13. language in the bill says school boards or public schools and  
14. all boards in charge of educational institutions supported  
15. wholly or partially by the state may provide instruction in  
16. safety education in all grades that includes such instruction  
17. in the courses of study regularly taught therein and the  
18. new language of course, is down in lines 21, 22 and 23 where  
19. it says cardio-pulmonary resuscitation for pupils enrolled in  
20. grades nine through eleven so it is a may.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? Senator Berning your time is  
23. expired. Senator Berning.

24. SENATOR BERNING:

25. My time was expired through the extended explanation.  
26. This final comment just emphasizes the lack of need for this  
27. particular bill and if it were not for the other amendment  
28. I would be happy to move to strick the enacting clause but  
29. now that we have this bill before us as amended I'd just like  
30. to repeat for the Body something I would hope somebody would  
31. be able to shed some light on it, let me just quote, provided  
32. however the average per pupil expenditure for any attendance  
33. center in the district shall not be less than ninety percent  
34. of the average per pupil expenditure for that attendance center

1. for the preceding school year or for the year 1981-82  
2. school year less than seventy percent of the average per  
3. pupil expenditure for that attendance center for the 1978-79  
4. school year whichever applies. Mr. President, I am convinced  
5. that while I am not among the mental giants here that I have  
6. about as much common sense and ability to read as the average  
7. citizen and I'd defy anyone to tell me how you're going to  
8. compare 1981 school years with the past year or the 78-79  
9. school year. It appears to me that this amendment is  
10. serving only onepurpose to confuse us so much that we have no  
11. idea what is being done to the school formula and then  
12. directly to our school districts.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Senator Shapiro.

15. SENATOR SHAPIRO:

16. Well, Mr. President and Ladies and Gentlemen of the  
17. Senate. I just want to point out one thing about this  
18. formula bill. It calls for approximately thirty million  
19. dollars of extra spending and there's no provision in the  
20. bill as it now is before us to incorporate that extra  
21. money into the formula, in otherwords there's a supposition  
22. that oncoming federal funds are going to be used but unless  
23. there is language in the bill to provide that when those  
24. funds arrive there's no way that this thing can be funded  
25. properly. What will happen is that general revenue funds in  
26. the amount whatever the overage is will have to be used, thereby  
27. taking money away from other programs I just want to point that  
28. out to you. The bill is not in good shape hopefully it will  
29. be amended in the ouse and come back here for concurrence  
30. but that needs to be done to make this new formula absolutely  
31. viable. It calls for an extra thirty million dollars  
32. in spending there's no provision for it and I do not  
33. intend to support it.

1. PRESIDING OFFICER: (SENATOR BRUCE)  
2. Further discussion? Senator Grotberg.  
3. SENATOR GROTBORG:  
4. Question of the sponsor.  
5. PRESIDING OFFICER: (SENATOR BRUCE)  
6. Indicates he will yield, Senator Grotberg.  
7. SENATOR GROTBORG:  
8. Senator Buzbee, you said that this was identical to the  
9. Joyce amendment but in the Joyce amendment the Strayer-Haig  
10. formula was explained to a question over here as not having  
11. any change and you have changed it beneficially...  
12. PRESIDING OFFICER: (SENATOR BRUCE)  
13. Senator Buzbee.  
14. SENATOR GROTBORG:  
15. ...are they the same.  
16. PRESIDING OFFICER: (SENATOR BRUCE)  
17. Senator Buzbee.  
18. SENATOR BUZBEE:  
19. Well, Senator Grotberg, first place my bill has the  
20. Joyce amendment on it, so this is, we're talking about the  
21. Joyce amendment on the Buzbee Bill, so, it is, we're talking  
22. same, same. Now, the answer to your question is that if  
23. Senator Joyce did explain that there was an increase for  
24. Strayer-Haig apparently you misunderstood him, but it allows a  
25. fifty percent increase for Strayer-Haig instead of twenty five  
26. PRESIDING OFFICER: (SENATOR BRUCE)  
27. Further discussion? Senator Wooten.  
28. SENATOR WOOTEN:  
29. Thank you Mr. President. Senator Shapiro, Senator Graham  
30. and others have talked about the, the problem with time, I  
31. think Senator Glass referred to that as well. I think everyone  
32. or most everyone in the Chamber knows that we've been working  
33. on this two or three weeks, diligently and all the parts came

1. together today and so now is the time for this bill to pass.  
2. It is for me one of the most pleasant moments in the years  
3. I've been down here. The resource equalizer just about  
4. equalized some of our school districts out of existence. I  
5. simply want to say that this formula change is overdue and most  
6. welcome now. I am grateful to my colleagues from Chicago to  
7. the members of the black caucus for seeing the extreme need that  
8. we have in downstate Illinois, we have not asked for any unusual  
9. advantages we simply would like an...a correct proportion of that  
10. school aid money. This formula provides it. We have talked  
11. about it long and earnestly I believe we now have the kind  
12. of consensus we need. The House is ready. I believe we are  
13. actually going to accomplish what so many of us have been  
14. earnestly working to achieve for the last two or three years  
15. and I hope that all members of this Body will vote for this  
16. bill.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there further discussion? Senator Rhoads.

19. SENATOR RHOADS:

20. Question of Senator Buzbee.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Indicates he will yield. Senator Rhoads.

23. SENATOR RHOADS:

24. Senator Buzbee during the debate I just went over to see  
25. a computer print out that Senator Joyce has. Am I to understand  
26. that that computer print out represents the increases that the  
27. local school districts would get with the Joyce Amendment on?

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Buzbee.

30. SENATOR BUZBEE:

31. I don't have one of those in front of me I just took mine  
32. up to my office a few minutes ago, but as I recall the columns  
33. in that computer print out it shows, the first column shows what

1. your school district would have received had we done nothing  
2. to the formula in fiscal year 79. The second column shows  
3. the amount of money that your school districts would receive  
4. with these formula changes. The third column shows the  
5. difference in those two columns, the increase, and then there  
6. is another column which shows the percentage increase that  
7. your school districts would get with this as opposed to  
8. one hundred percent funding and...and the formula before the  
9. change.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Rhoads.

12. SENATOR RHOADS:

13. Is your then yes, that represents the, the projected  
14. changes with the Joyce Amendment on?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Buzbee.

17. SENATOR BUZBEE:

18. Yes.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Rhoads.

21. SENATOR RHOADS:

22. And one final question, who prepared the print out?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Buzbee.

25. SENATOR BUZBEE:

26. Well, Senator, I think as you know that only the Illinois  
27. Office of Education has all of the adequate facilities in their  
28. computer and they will...prepare any computer print out that  
29. is requested of them that's why we never touch their EDP line  
30. in appropriations committee.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Further discussion? Senator Harber Hall.

33. SENATOR HARBER HALL:

1. Well, I don't know if one feels as I do, Mr. President,  
2. at this point in the argument on this bill, but I will say  
3. this, I can recall five years ago when we discussed the School  
4. Aid Formula and there was much debate about it and many  
5. changes and finally we were told that this is it, particularly  
6. you fellows downstate, this is what you want, so we voted for  
7. it and for five years we've been explaining to our constituents  
8. why we are unable to fund the School Aid Formula after we passed  
9. it into law and we're unwilling to fund it. So, without...  
10. without a print out on this desk I'm not able to vote on  
11. this again in the same fashion as we did five years ago  
12. because I don't want to come under that kind of pressure  
13. again and I think the pressure was justified. I think that  
14. if I can't explain why I voted for something then that's  
15. my problem and my fault, so, until I get a printout on it  
16. I'm certainly not going to vote in favor of this.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion? Senator Graham.

19. SENATOR GRAHAM:

20. Back for a second, I'm sorry. Senator Harber Hall,  
21. that's exactly what I was talking about The printout seemed to  
22. be available to some. Why didn't we have the printouts  
23. distributed to the people, what is all the hurry. For  
24. goodness sakes, I think the membership of this General  
25. Assembly in general are entitled to know what the devil  
26. we're doing to or for the school districts, and now we're  
27. rushing into oblivion and the printouts are available  
28. are why could they not have been circulated. I think  
29. it doesn't make sense and why...what are we hurrying for?  
30. Could have been an accomodation we're entitled to and  
31. we should have had it.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion?

1. Senator Buzbee may close.

2. SENATOR BUZBEE:

3. Well, first of all let me address the last question.

4. A computer printout at least one has been...made available

5. to your side, Senator Graham. I don't know who has it

6. but I know there is at least one over there, which reflects

7. every school district in the state, as to what the rush is

8. I'll be quite frank the deal may not hold over night so

9. we want to get it out of here and get rid of it. Now, I

10. would like to address Senator Harber Hall's question.

11. Senator Hall, I have in front of me McLean County. It so

12. happens that McLean County will get an increase under this

13. formula change of one million ninety-nine thousand, four hundred

14. fifty two dollars and twenty-nine cents. That's a total

15. increase of 19.28 percent, you don't make out too badly there,

16. Senator. And then I would address Senator Shapiro's comments

17. lastly. He indicated that this formula change would cost

18. thirty million over the amount the Governor said was available.

19. My figures, my arithmetic comes to nineteen million Senator.

20. The new package will cost a total of one billion three hundred

21. sixty million dollars. The Governor said in his budgetary

22. address of March, that one billion three hundred thirty-four

23. million would be available, or at least as he has indicated

24. since, it would be one million three hundred thirty-four million

25. available. Then he found or rather the additional seven million

26. became available because of the savings and the group insurance

27. premium, which if you subtract that seven million from the

28. difference in the two figures I originally gave you it comes

29. to a total of nineteen million over the Governor's proposed

30. budgetary request, over the amount he says would be available

31. and as I have indicated earlier the two appropriations

32. committees in our deliberations have to this date identified

33. some sixteen to eighteen million dollars that is available

1. that has been saved from agency request and I would ask  
2. for a favorable roll call.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Question is on the passage of House Bill 2891. Those  
5. in favor will vote Aye. Those opposed will vote Nay. The  
6. voting is open. Have all voted who wish? Have all voted  
7. who wish? Have all voted who wish? Take the record. On  
8. that question the Ayes are 44, the Nays are 4, 8 Voting  
9. Present. House Bill 2891 having received the required  
10. constitutional majority is declared passed. Senator Johns  
11. is recognized. Senator Johns moves to reconsidered the  
12. vote by which House Bill 2891 passed. Senator Wooten moves  
13. to table that motion all in favor to motion to table say Aye.  
14. Opposed Nay. The Ayes have it. The motion to reconsider  
15. tabled. Senator Carroll. We ready on the DOT and General  
16. Family Services budgets? Is there leave to go to the order  
17. of...is there leave to go to the order of motions for the  
18. establishment of three conference committees. Motion is  
19. granted. On House...on Senate Bill 1546, Senator Sangmiester  
20. is recognized.

21. SENATOR SANGMIESTER:

22. Thank you, Mr. President. I move that we accede to the houses  
23. request to establish a conference committee on a Senate Bill  
24. 1546.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. The question is shall the Senate exceed to the request of  
27. the House that a conference committee be appointed...appointed.  
28. Those in favor say Aye. Opposed Nay. The Ayes have it. Motion  
29. carries and the Senate accedes to the request to appoint a  
30. conference committee. Senate Bill 1290. Senator Berman. 1790,  
31. Senator Berman, is recognized on Senate Bill 1790.

32. SENATOR BERMAN:

33. I move that the Senate accede to the request of the House for

1. appointment of a conference committee.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. The motion by Senator Berman is to accede to the request  
4. that a conference committee be appointed. Those in favor  
5. say Aye. Opposed Nay. The Ayes have it. The motion carries  
6. and Senate accedes to the request to appoint a conference  
7. committee. Senate Bill 1792, Senator Guidice. Senator  
8. Guidice is recognized.

9. SENATOR GUIDICE:

10. I move that we accede to the request of the House and  
11. have a conference committee appointed.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. The question is shall the Senate accede to the request  
14. of the House that a conference committee be appointed?  
15. Those in favor say Aye. Opposed Nay. The Ayes have. The  
16. motion carries. And the Senate accedes to the request to  
17. appoint a conference committee. For what purpose does  
18. Senator Knuppel rise?

19. SENATOR KNUPPEL:

20. Well, on short notice and I just like to have leave to  
21. continue the Motions in Writing House...on House Bill  
22. 2604 until tomorrow.

23.

24. (The following typed previously)

25.

26.

27.

28.

29.

30.

31.

32.

33.

HB 2970  
4/26

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- 2. Is there leave? Leave is granted. The motion will be
- 3. continued. There are four bills...four...four appropriation
- 4. bills that are on the Order of 3rd reading which we will recall,
- 5. amend and then go to either passage stage or hold them another
- 6. day. The four bills are House Bill 2970, House Bill 2984,
- 7. House Bill 3276, and House Bill 3395. House Bill 2970, Senator
- 8. Grotberg. Senator Grotberg on the Floor? In the absence of
- 9. Senator...2970. Senator Grotberg asks leave of the Senate to
- 10. return House Bill 2970 to the Order of 2nd reading for the
- 11. purpose of an amendment. Is there leave? Leave is granted.
- 12. The bill is on the Order of 2nd reading. Amendments, Mr.
- 13. Secretary.
- 14. SECRETARY:
- 15. Amendment No. 11 offered by Senator Nimrod.
- 16. PRESIDING OFFICER: (SENATOR BRUCE)
- 17. Senator Regner, will you be explaining these amendments
- 18. or will Senator Carroll? Senator Regner, with leave of the Senate,
- 19. will explain Senator Nimrod's Amendment No. 11. Leave is
- 20. granted. Senator Nimrod, do you wish to explain? Senator
- 21. Nimrod, with leave will explain his own amendment. Leave is granted.
- 22. Senator Nimrod.
- 23. SENATOR NIMROD:
- 24. Thank you, Mr. President and Ladies and Gentlemen of the
- 25. Senate. This amendment simply says it clarifies that the services
- 26. to unmarried mothers on the grant line on the appropriation
- 27. that these services are not to include abortions unless it's for the
- 28. preservation of the life of the mother is in danger and I would
- 29. move for the favorable adoption of this amendment.
- 30. PRESIDING OFFICER: (SENATOR BRUCE)
- 31. Is there discussion? Senator Carroll.
- 32. SENATOR CARROLL:
- 33. This is a bad amendment on this bill. It's substantive language

1. and as the court has ruled, the State Supreme Court in a bill of  
2. mine, on five hundred feet from a school, this is just  
3. inviolative language. Would not be adopted by the Supreme  
4. Court as language in an appropriation bill and I think it's  
5. also...I would ask for a ruling of the Chair as to whether this  
6. is germane in an appropriation bill.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Nimrod, Senator Carroll has questioned the  
9. propriety of Senate Amendment No. 11 to an appropriation  
10. bill 2970. In the opinion of the Chair, the amendment as...  
11. as you have drafted it contains substantive language  
12. and...and therefore, is improperly drawn and the Chair  
13. would rule that it is out of order. Senator Nimrod.

14. SENATOR NIMROD:

15. I would disagree with you since we are on a grant line  
16. and we do this all the time and all that's indicated...that  
17. directs them not to include a specific provision of...of  
18. abortions. And I can see no problems why you should...making  
19. your ruling in that particular...well, you can't...naturally  
20. you can't be in two conversations, so I waited for you.  
21. I just think you're making an improper ruling.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator, you wish to appeal...

24. SENATOR NIMROD:

25. Well,...

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Part of the conversation was that I happen to be here to  
28. make the ruling. And I have.

29. SENATOR NIMROD:

30. You have, but it's wrong. But, I can't...you know, you  
31. have the votes. I can't argue with that.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further amendments? Senator Nimrod.

1. SENATOR NIMROD:

2. Since there's been no intervening business, I will appeal  
3. the ruling of the Chair.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. The question is on the Ruling of the Chair on Amendment  
6. No. 11. The question is shall the ruling of the Chair be  
7. sustained. The Chair ruled the...the amendment to be out of order.  
8. Those in favor of sustaining the Chair say Aye. Those opposed  
9. Nay. The opinion of the Chair, the Ayes have it. The ruling  
10. of the Chair is sustained. Been...question for a roll call.  
11. The question is shall the ruling of the Chair be sustained.  
12. Those in favor of sustaining the Chair vote Aye. Those opposed  
13. vote Nay. It will require thirty-six affirmative votes to  
14. overrule the ruling of the Chair. It will take thirty-six  
15. negative votes. Those in favor vote...those in favor of  
16. sustaining the ruling vote Aye. Those opposed to sustaining the  
17. ruling will vote No. The voting is open. Have all voted who wish?  
18. Have all voted who wish? Take the record. On that question the  
19. Ayes are 21, the Nays are 29, 1 Voting Present. The ruling of  
20. the Chair is sustained. Further amendments?

21. SECRETARY:

22. Amendment No. 12 offered by Senator Schaffer.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Schaffer is recognized.

25. SENATOR SCHAFFER:

26. Mr. President, this amendment adds an additional four hundred  
27. and forty-five thousand to the Children's Personal and Physical  
28. Maintenance Grant line item. This was caused by the fact that the  
29. Department of Children and Family Services felt that these costs  
30. would be covered through Public Aid and since that assumption  
31. was made, the Department of Public Aid and DCFS have made a rate...  
32. a major redetermination that these things cannot be paid that  
33. way and consequently, the needs are...is necessary to add this

1. money to cover those medical expenses.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Is there discussion? Senator Carroll.
4. SENATOR CARROLL:
5. By way of explanation, Mr. President and members of the
6. Senate, we had asked for a letter from Dr. Mandeville
7. to add it to this budget. We were provided with the letter a
8. short time ago and we, therefore, have no objection to their
9. addition to the budget.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. The motion is to adopt. All in favor say Aye. Opposed
12. Nay. The Ayes have it. Amendment No. 12 is adopted.
13. Further amendments?
14. SECRETARY:
15. No further amendments.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. 3rd reading. Because amendments are not yet
18. prepared on House Bill 2984, we will skip it momentarily
19. and go to House Bill 3276. Senator Coffey, are
20. you ready to proceed with the amendments? I understand
21. there's more than a couple. House Bill 3276. Amendments,
22. Mr. Secretary.
23. SECRETARY:
24. Amendment No. 1 offered by Senator Carroll.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Senator Carroll is recognized.
27. SENATOR CARROLL:
28. Thank...thank you, Mr. President and Ladies and Gentlemen
29. of the Senate. This is a reduction of five million
30. five hundred eighty-eight thousand one hundred dollars
31. from the DOT reducing their operations by basically following
32. the guidelines we have followed. We also have reduced
33. the line item that they were using basically as a transfer item last

6/10

1. year would answer questions move adoption of amendment No. 1.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Further discussion? Senator Coffey.

4. SENATOR COFFEY:

5. Mr. President and members of the Senate. I rise in  
6. opposition to amendment No. 1, to House Bill 3276 for  
7. these reasons. The reductions reduces operations by 3.138  
8. million dollars and reduces the storage shed construction  
9. by 2.450 million. I am...in opposition to this because of  
10. number one, we're going to be back in the same position  
11. as we was last year or this year when we had to come back  
12. for a supplementary or for a transfer of monies to run the  
13. Department of Transportation. As you all know, or should  
14. know DOT is at the lowest level over the last eight years  
15. of the people on board in the Department of Transportation.  
16. This amendment would cut another two hundred and fifty to  
17. three hundred people from the DOT personnel and these are  
18. people that is on board now, not new, not new people.  
19. Another part of this amendment that also detracts from the  
20. opportunity for them to work effectively in the Department  
21. of Transportation is the amendment which cuts three hundred  
22. and twenty-five thousand from the formal contracts in the  
23. Department of Transportation. If we are to get federal, more  
24. federal dollars from Washington D.C. then we have to have  
25. appropriate staff to be able to go to Washington to get these  
26. dollars. We have risen from receiving ninety cents on the  
27. dollar from...to receiving now a dollar and a quarter for  
28. each dollar that we send to Washington, D.C., so, we're getting  
29. twenty-five cents on the dollar more than we have in the past.  
30. This is due to good staff in this contract area. The other area  
31. of cut was in the maintenance storage sheds construction. This  
32. is an area I think that's very important we have to have  
33. storage buildings and throughout our district to be able to

1. maintain our equipment and to be able to store our materials  
2. for bad weather. We all seen what happened to...to us this  
3. past year. I think it's very important that these storage sheds  
4. are placed in the proper areas in the State of Illinois  
5. so when bad weather does hit we are able to...to get to this  
6. salt and other items so we can fight this bad weather. And  
7. I would ask that this Body oppose to Amendment No. 1 to  
8. House Bill 3276.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Question is to adopt. Is there further discussion?  
11. All in favor say Aye. Opposed Nay. The Ayes have it.  
12. Amendment No. 1 is adopted. Mr. Secretary.

13. SECRETARY:

14. Amendment No. 2 offered by Senator Carroll.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Carroll is recognized.

17. SENATOR CARROLL:

18. Thank you Mr. President, Ladies and Gentlemen of the  
19. Senate. This is an elimination of one hundred seventy  
20. thousand from the road fund and central administration and  
21. planning for their public affairs people. What has happened  
22. is that many of the members of the General Assembly have  
23. said that they have not really been informed by the project  
24. so why...of the projects why do we need to pay for it this  
25. division and the department as long as we're not getting  
26. information so we're cutting them in half. I would move  
27. adoption of amendment No. 2.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Discussion, Senator Coffey.

30. SENATOR COFFEY:

31. Well, first of all, Mr. President members of the Senate.  
32. I'm rising in opposition of amendment No. 2, to House Bill  
33. 3276 also. The people that we're talking about in the cuts

1. here are all...also people that already aboard in this  
2. department. These are people that's in graphics and taking  
3. care of enviromental hearings and so on. We've criticized the  
4. department because they haven't been effective in the past  
5. or we haven't got the proper information from them by making  
6. this cut...even create more problems I realize and understand  
7. from members of this Senate that they haven't, maybe had  
8. the best cooperation in the world, I understand why you  
9. attempt to put a amendment on like this but I think  
10. it's certainly unworkable and going to create more problems  
11. for us in the...in the future. So, I would ask that the  
12. members opposed to this amendment and I'd also like to  
13. ask for a roll call.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? There's been a request for a  
16. roll call on amendment No. 2. Senator Carroll.

17. SENATOR CARROLL:

18. Just merely by way of closing, it seems silly to  
19. keep a division going when it's not performing its  
20. function rather than commend them for not performing them.  
21. We should get rid of those who are not doing their job. And  
22. I would once again move adoption of amendment No. 2.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Question is on the adopticn of amendment No.2.  
25. Those in favor will vote Aye. Those opposed will vote Nay.  
26. The voting is open. Have all voted who wish? Senator  
27. Sangmiester would like to be voted. Have all voted who wish?  
28. Have all voted who wish? Take the record. On that question  
29. the Ayes are 28, the Nays are 25. Amendment No. 2 is  
30. adopted. Further amendments?

31. SECRETARY:

32. Amendment No. 3 offered by Senator Carroll.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Carroll is recognized.

2. SENATOR CARROLL:

3. Thank you Mr. President, Ladies and Gentlemen of the  
4. Senate. This deletes some of their transfer authority  
5. by last, I'm sorry...thank you, there's no dollar  
6. change in this it takes out the transfer ability clause  
7. and several of the items that were extremely high and I  
8. would move adoption of amendment No. 3.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Coffey.

11. SENATOR COFFEY:

12. Mr. President and members of the Senate. I rise  
13. also in opposition of amendment No. 3 to House Bill 3276.  
14. I think that you ought to be aware that in the past we've  
15. had a fourteen percent transferability through these  
16. projects and you people that asked projects in your  
17. districts ought to be aware that you...could potentially  
18. have a project that could not be finished because there is  
19. not transferability on those projects so remember when you  
20. vote for this bill and you have a problem with the project  
21. in your area that you're voting to hurt yourself and I ask  
22. for opposition to amendment #3.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? All in favor say Aye. Opposed Nay.  
25. The Ayes have it. Amendment No. 3 is adopted. Further  
26. amendments.

27. SECRETARY:

28. Amendment No. 4 offered by Senator Carroll.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Carroll is recognized.

31. SENATOR CARROLL:

32. Thank you. Amendment No. 4 is no dollar change it breaks  
33. out the series A bonds into last years category in both

1. appropriation, new appropriation, reappropriation. I would  
2. move adoption of amendment No. 4.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Coffey.

5. SENATOR COFFEY:

6. Again, Mr. President and members of the Senate. This  
7. further reduces the flexibility of DOT I'd ask for a  
8. no vote on this amendment.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Further discussion? All in favor...on the motion to  
11. adopt. All in favor say Aye. Opposed Nay. The Ayes have  
12. it. Amendment No. 4 is adopted. Further amendments.

13. SECRETARY:

14. Amendment No. 5 offered by Senator Carroll.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Carroll.

17. SENATOR CARROLL:

18. Thank you Mr. President, Ladies and Gentlemen of the  
19. Senate. This kind of indicates what we were talking about  
20. before. We went to the program book and decided that it's only fair  
21. to the members here that we actually appropriate by districts  
22. so that everybody knows where the money is going. When you go  
23. to the program book and you go to the budget book there's oh some  
24. hundred and twenty-one million dollars difference in what the  
25. road program is going to be and nobody can ever figure it out.  
26. We've been asking questions all year on what is the road program  
27. and how is it being funded. The budget book said four hundred  
28. and eighty million and the program book said six hundred and  
29. one million. So, we said fine, Governor, we'll go with your  
30. program book but this amendment takes it by district and uses  
31. the figures from the program book which is much higher over the  
32. budget. We think if the Director, Secretary Kramer and the  
33. Governor get to sit down some day maybe they can adjust their figures

1. see...see what's road fund, see what's series A and so on. But,  
2. even give them the higher figure for now, but let's do it by districts  
3. that's what amendment No. 5 does and I would move its  
4. adoption.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there discussion? All in favor say Aye. Opposed  
7. Nay. The Ayes have it. Amendment No. 5 is adopted. Further  
8. amendments?

9. SECRETARY:

10. Amendment No. 6 offered by Senator Coffey.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Coffey is recognized.

13. SENATOR COFFEY:

14. Mr....President and members of the Senate. Amendment No.  
15. 6 to House Bill 3276, is a bill I think all of us are interested  
16. in. It has five million dollars in for the highway, township  
17. highway bridges in our districts. Along with this there is  
18. between five and six million of reapprop that will be  
19. available which will give us a total of some where around  
20. ten million dollars for our township roads, or bridges and I  
21. would ask a favorable roll call.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Carroll.

24. SENATOR CARROLL:

25. Thank you Mr. President, Ladies and Gentlemen of the  
26. Senate. As reasonable people we agree on reasonable amendments.  
27. I would urge support of this amendment.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Further discussion? All in favor say Aye. Oppose Nay.  
30. The Ayes have it. Amendment No. 6 is adopted. Further amendments.

31. SECRETARY:

32. Amendment No. 7 offered by Senator Carroll.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Carroll.

2. SENATOR CARROLL:

3. Thank you Mr. President, Ladies and Gentlemen of the  
4. Senate. This deals with the area of new programs and the  
5. traffic safety part of the bill and eliminates all new programs  
6. save one dealing with school bus safety. I would move  
7. adoption of amendment No. 7.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Further discussion? All in favor say Aye. Opposed Nay.  
10. The Ayes have it. Amendment No. 7 is adopted.

11. SECRETARY:

12. Amendment No. 8 offered by Senator Carroll.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Carroll.

15. SENATOR CARROLL:

16. Thank you Mr. President, Ladies and Gentlemen of the  
17. Senate. This amendment would appropriate the MFT funds  
18. according to the MFT formula and not according to DOT's  
19. proposed distribution which was not successful. I would  
20. move adoption of amendment No. 8.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Further discussion? On a motion to adopted. All in  
23. favor say Aye. Opposed Nay. The Ayes have it. Amendment  
24. No. 8 is adopted.

25. SECRETARY:

26. Amendment No. 9 offered by Senator Lemke.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is Senator Lemke on the Floor? Senator Carroll will  
29. explain the motion.

30. SENATOR CARROLL:

31. Where possible with leave of the Body Mr. President, in  
32. order to expedite the proceedings, I can handle some of these  
33. chicken projects of various members. We're starting into that

1. category...in the bill now. This is Senator Lemke's on  
2. Polaski Road from 33rd to 44th Street in Chicago and I would  
3. move adoption of Amendment No. 9 on behalf of Senator Lemke.  
4. 5.6 million. To resurface. The questions were what and how  
5. much since the tape doesn't hear the questions, but only the  
6. response, let me go back through it. Four million eight  
7. hundred and eighteen thousand for resurfacing on 39th Street  
8. between Pershing and Central, to Ogden and eight hundred  
9. thousand from the road fund to repair and resurface Polaski  
10. from 35rd to 44th Street in the City of Chicago.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Motion is to adopt amendment No. 9. Is there discussion?  
13. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment  
14. No. 9 is adopted. Further amendments.

15. SECRETARY:

16. Amendment No. 10 offered by Senator Egan.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Carroll proceed.

19. SENATOR CARROLL:

20. Senator Egan has asked me to explain to you that this is  
21. two hundred thousand on the North Branch of the Chicago  
22. River for river restoration from Foster Avenue to Touhy and this  
23. has been an ongoing project that Senator Egan has been inching  
24. along each and every year. I would move adoption on behalf  
25. of Senator Egan of amendment No. 10.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Motion is to adopt. Is there discussion? All in favor  
28. say Aye. Opposed Nay. The Ayes have it. Amendment No. 10 is  
29. adopted.

30. SECRETARY

31. Amendment No. 11 offered by Senator Egan.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Carroll.

1. SENATOR CARROLL:
2. On behalf of Senator Egan's other special project, this
3. is a million dollars for four railroad grade separations in
4. Cook County at the intersections of Chicago-Milwaukee, St. Paul
5. and Pacific with Touhy, Davon, U.S. Route 14 which is Caldwell
6. and Central Avenues and Senator Egan would appreciate if we
7. would adopt amendment No. 11.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Is there further discussion? All in favor say Aye.
10. Oppose Nay. The Ayes have it. Amendment No. 11 is adopted.
11. SECRETARY:
12. Amendment No. 12 offered by Senator Hickey.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Senator Carroll.
15. SENATOR CARROLL:
16. I'll yield Senator Hickey who I think wanted to speak on this.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Hickey.
19. SENATOR HICKEY:
20. Thank you, Mr. President. This is a subject you've heard
21. of before and I'd wish you'd do this the same way I wish you
22. would do ERA, that is let's vote it in, get it done and then
23. you won't have to hear about it again. This is a FAP four
24. twelve, this does not appropriate new money that isn't
25. appropriated, this simply designates the twenty-nine million
26. of the bond, Series A the bond authorization money for
27. construction or it can be for federal match. The Governor is
28. now talking about building the North-South freeway with federal
29. match money but, I'm afraid that unless we put this in here
30. that there won't be any federal match money to...to attract
31. the federal money. So, once again I ask for a favorable roll
32. call.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Is there discussion? Senator Sommer.

2. SENATOR SOMMER:

3. Mr. President and members. Particularly for the  
4. edification of the downstate members those of you who might be  
5. interested in things like the Kansas City Freeway. What this  
6. does is this takes twenty-nine million dollars added on to  
7. eleven million dollars that are already in the budget and  
8. takes forty million dollars out of the fifty allocated downstate  
9. and requires that it be spent on Route 51. In other words all of  
10. your projects downstate whatever district you're in or out you  
11. won't get a bill even if they're in the budget book under this  
12. amendment. This is the worst one of the whole bunch and its  
13. one that nobody can defend I don't believe.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Is there further discussion? Senator Hickey.

16. SENATOR HICKEY:

17. Thank you. I'm glad to defend it. We did the same thing  
18. last year and you talk about this taking away every cent from  
19. downstate. We appropriated fifty million for this road last  
20. year, the Governor has spent one hundred and eighty-three  
21. thousand of it. The thing is that if we don't put this there  
22. and send him the message that we want some of this there for  
23. federal match there will be no, no North-South Freeway because  
24. next year there won't be any bond authorization money left. I have  
25. begged the Department of Transportation to tell me exactly what  
26. they're planning to do with the Series A Bond money for next year  
27. and I get no response. This is sending a message to them that  
28. we don't want them to use up all the bond authorization money.  
29. In...in...as a matter of fiscal responsibility I don't want us  
30. to have to try because I don't think we can do it to get more  
31. series A bond money and I think that the second largest city  
32. in the state and northern Illinois including Senator Sommer's  
33. district in which there are several members of the route 51 club

1. at Illinois State University that we do need a North-South  
2. freeway for improved business in the State of Illinois, not  
3. just for Rockford alone and I urge a yes vote.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Question is on the adoption of amendment No. 12. Those  
6. in favor say Aye. For what purpose does Senator Sommer rise?

7. SENATOR SOMMER:

8. Would just like to point out to the members this is not  
9. an appropriation. This is language which would provide that  
10. you can not spend this money in your districts downstate.  
11. It's all has to go to hers. Think about that before you vote.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Been a request for a roll call. Senator Hickey, you...you  
14. have closed and spoken twice on this amendment. Senator Hickey.

15. SENATOR HICKEY:

16. But in I don't want Senator Sommer to have the final word  
17. on this because...

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Well, Senator, Senator Hickey. Senator Knuppel has also  
20. stood. Senator Knuppel. You may, you may close briefly. Senator Knuppel.

21. SENATOR KNUPPEL:

22. Well, my light has been on for quit a little while, it was  
23. just missed but I'm confused now and I don't know, Senator  
24. Sommers has always been a man of his word and his integrity and  
25. I also want to see Route 51 built but if this language locks up  
26. twenty-nine million dollars that nobody else can use, you know,  
27. if that's what it really does I can't support that, I want to  
28. see it built and I want to see the Governor use some, some of  
29. these funds for it and get started on it but if it actually locks  
30. this money up so that it can't be used any where else then he's  
31. working with twenty-one million instead of fifty million then I  
32. don't think it's a type of language that ought to be in there.  
33. I want to see her get the money, I want to see the road bill.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? Senator Coffey.

3. SENATOR COFFEY:

4. Yes, Mr....Mr. President and members of the Senate I also  
5. rise in opposition of this bill and I'm sympathetic with  
6. Senator Hickey and the road projects you would like to see  
7. but for us down state that have projects that is of interest to  
8. us we would like to see the money to come from somewhere else  
9. and I'd suggest to the others of you downstate remember this  
10. also. And I would ask for a no vote on this amendment.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is there further discussion? Is there further discussion?  
13. Senator Hickey may close.

14. SENATOR HICKEY:

15. Thank you very much, Senator Bruce. As I understand this  
16. would work exactly the way it work last year that it is  
17. appropriated just as other things have been appropriated also  
18. and then the Governor takes his pick and does what he pleases.  
19. It's exactly the way we decide on every road that's built in  
20. this state and this is no different than that and I ask a  
21. favorable vote, thank you.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Roll call has been requested. Those in favor of adoption  
24. amendment No. 12 will vote Aye. Those oppose will vote Nay.  
25. The voting is open. Have all voted who wish? Have all voted  
26. who wish? Take the record. On that question...on that question  
27. the Ayes are 18, the Nays are 23, 1 Voting Present. Amendment  
28. No. 12 is lost.

29. SECRETARY:

30. Amendment No. 13 offered by Senator Carroll.

31. PRESIDING OFFICER: (SENATOR CARROLL)

32. Senator Carroll.

33. SENATOR CARROLL:

1. Thank you. This is a chicken barrel for my district.  
2. To do some resurfacing on Montrose in the City of Chicago and  
3. on Peterson from Lincoln to Western in the City of Chicago and  
4. Touhy from Lincoln to McCormick in Lincolnwood, Illinois, a total  
5. of two million twenty-five thousand. I would move adoption of  
6. Amendment 13.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Is there discussion? All in favor say Aye. Opposed Nay.  
9. The Ayes have it. Amendment No. 13 is adopted. Further  
10. amendments.

11. SECRETARY:

12. Amendment No. 14 offered by Senator Carroll.

13. SENATOR CARROLL:

14. Thank you Mr. President, Ladies and Gentlemen of the Senate.  
15. So that my daughter can drive down Peterson, I'd appreciate  
16. the last amendment. This amendment is no dollar change, it  
17. breaks out the reappropriation in line with prior years  
18. appropriations and I would move adoption of amendment 14.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Is there discussion? All in favor say Aye. Opposed Nay.  
21. The Ayes have it. Amendment No. 14 is adopted.

22. SECRETARY:

23. Amendment No. 15, offered by Senator Knuppel.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Knuppel is recognized.

26. SENATOR KNUPPEL:

27. Amendment No. 15 appropriates five hundred thousand dollars  
28. for resurfacing and reconstruction of the road between Petersburg  
29. and Kilbourne Illinois, probably one of the worst pieces  
30. of road. We had the Department of Transportation come out and  
31. ride over the road and they have made the study and estimated  
32. what it would cost. They're fully familiar with this. I would  
33. ask a favorable roll call.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Further discussion? All in favor say Aye. Opposed Nay.

3. The Ayes have it. Amendment No. 15 is adopted.

4. SECRETARY:

5. Amendment No. 16 offered by Senator Knuppel.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Knuppel is recognized. Amendment No. 16 Senator.

8. SENATOR KNUPPEL

9. Well, I thought this was route 97 from Petersburg. Well,  
10. this is the whole, okay they got it, they've got the thing  
11. actually it's suppose to go from, from Petersburg to Kilbourne  
12. and I didn't realize they had two of them in there. It's..  
13. I'll move to reconsider the vote by which amendment 15 went on  
14. there and to table it then because the other one goes over the  
15. same area 97 from Petersburg to Kilbourne. So, I'll move, move  
16. to reconsider the vote on 15.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Motion is to reconsider the vote by which amendment No. 15  
19. was adopted...

20. SENATOR KNUPPEL:

21. ...to Table that...

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. ...motion is reconsidered Senator...Knuppel now moves to  
24. table amendment No. 15. All in favor say Aye. Opposed Nay.  
25. The Ayes have it. Amendment No....

26. SENATOR KNUPPEL:

27. 16, is the one that I thought we had, yes.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. ...alright. Motion is to adopt amendment No. 16 those in  
30. favor say Aye. Opposed Nay. The Ayes have it. Amendment No.  
31. 16 is adopted.

32. SECRETARY:

33. Amendment No. 17 offered by Senator Joyce.

1. PRESIDING OFFICER: (SENATOR BRUCE)
2. Senator Joyce. On amendment No. 17.
3. SENATOR JOYCE:
4. Yes, Mr. President thank you. This is seven hundred and
5. fifty thousand dollars for a little over three miles on road
6. one hundred and thirteen. If road one hundred and thirteen
7. was done in the Ottawa District and District one failed to do
8. that a few years ago and...it's causing a lot of problems.
9. PRESIDING OFFICER: (SENATOR BRUCE)
10. Further discussion? All in favor say Aye. Oppose Nay.
11. The Ayes have it. Amendment No. 17 is adopted.
12. SECRETARY:
13. Amendment No. 18 offered by Senator Donnewald.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Donnewald, in his absense, Senator Carroll will
16. handle the amendment. Is there leave? Leave is granted.
17. Senator Carroll on amendment No. 18.
18. SENATOR CARROLL:
19. ...I want to handle this only because its South of
20. Lebanon. Its five million something to do with Lebanon, Senator
21. Donnewald, I think you'd better take this one back. But its for
22. grade construction, structures and land acquisitions, somewhere
23. in Lebanon for five million dollars.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. Is there further discussion? All in favor say Aye.
26. Oppose Nay. The Ayes have it. Amendment No. 18 is adopted.
27. SENATOR CARROLL:
28. ...is it on the Israeli border...
29. SECRETARY:
30. Amendment No. 19, offered by Senator Weaver.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. Senator Weaver is recognized.
33. SENATOR WEAVER:

1. Thank you, Mr. President. This is for five hundred  
2. thousand to resurface the road from route 36 FAP 749 to  
3. Arthur. Appreciate a favorable roll call. It's in our  
4. district, Senator Bruce.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Show Senator Bruce as a sponsor of the amendment also.

7. Is there discussion? All in favor say Aye. Opposed Nay.

8. The Ayes have it. Amendment No. 19 is adopted.

9. SECRETARY:

10. Amendment No. 20, offered by Senator Grotberg.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Grotberg.

13. SENATOR GROTBORG:

14. Yes, amendment No. 20 reminds the Governor and the  
15. Superintendent of Transportation that there's a town called  
16. Streator, Illinois on Route 23 intersected by Route 17 that  
17. needs about twenty-eight thousand dollars worth of new curb.  
18. It's right in downtown Streator and it's an eye sore to the  
19. whole community and I would ask for a favorable roll call.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Is there discussion? Amendment No. 20. All in favor say  
22. Aye. Opposed Nay. The Ayes have it. Amendment No. 20 is  
23. adopted.

24. SECRETARY:

25. Amendment No. 21, offered by Senator Philip.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Philip.

28. SENATOR PHILIP:

29. Thank you, Mr. President, Ladies and Gentlemen of the House,  
30. Senate. This amendment would provide for the widening, resurfacing  
31. of route 53, through DuPage County for some four million  
32. dollars it would involve Senator Bowers, Senator Graham and  
33. my district. I ask for your favorable consideration.

1. PRESIDING OFFICER: (SENATOR BRUCE)  
2. Senator Carroll.  
3. SENATOR CARROLL:  
4. Thank you Mr. President. My only opposition to this is  
5. that some sponsors who have consistently been very vocal in  
6. spending of monies and attempts to take a certain posture on  
7. wheather or not money should be spent on voting on appropriation  
8. bills. All of a sudden come up with four million dollar  
9. projects, and I don't think we should be wasting the peoples  
10. money that way, I think we should be opposing some of these.  
11. PRESIDING OFFICER: (SENATOR BRUCE)  
12. Senator Philip.  
13. SENATOR PHILIP:  
14. Thank you, Mr. President. You know I...I buy that  
15. argument, Senator Carroll. But, I'll say this, when the  
16. problem of the Department of Transportation has no priorities  
17. and if you look at the collar counties and particularly DuPage County,  
18. which is the fastest growing county in the State of Illinois,  
19. the second largest county in the State of Illinois, we have no  
20. road programs, period. There...you know what there plans are  
21. this year? There going to widen four intersections, in the  
22. fastest growing county in the State of Illinois. I'll tell  
23. you this and I've told the Director of Transportation it's  
24. absolutely ridiculous. And we need a little help in that  
25. county.  
26. PRESIDING OFFICER: (SENATOR BRUCE)  
27. Is there further discussion? All in favor say Aye.  
28. Opposed Nay. The Ayes have it. Amendment No. 21 is adopted.  
29. SECRETARY:  
30. Amendment No. 22, offered by Senator Graham.  
31. PRESIDING OFFICER: (SENATOR BRUCE)  
32. Senator Graham is recognized.  
33. SENATOR GRAHAM:

1. Yes, Mr. President. Senator Carroll this is not a  
2. chicken amendment, this is an alligator amendment. They  
3. always say when you get up to your hips in water you drain  
4. the swamp and then you find out where the alligators are.  
5. This is a two hundred and twenty thousand dollar proposal to  
6. take care of some flooding in Elgin Township and the immediate  
7. area to which project the citizens of that area have already  
8. pledged one million dollars, they made a pretty good investment.  
9. I ask for its adoption.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Is there further discussion, on amendment No. 22? All  
12. in favor say Aye. Opposed Nay. The Ayes have it. What  
13. purpose does Senator Rock rise?

14. SENATOR ROCK:

15. I've got so many pieces of paper in front of me. Is this  
16. ...two hundred and twenty thousand? Is that the one?

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Senator Graham, indicates that is the amendment. Is  
19. there discussion? All in favor say Aye. Opposed Nay. The  
20. Ayes it. Amendment No. 22 is adopted.

21. SECRETARY:

22. Amendment No. 23, offered by Senator Rhoads.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Rhoads is recognized.

25. SENATOR RHOADS:

26. Thank you, Mr. President, members of the Senate. Amendment  
27. No. 23 appropriates thirty thousand dollars for the State share  
28. of flood detention project at old Route 66 and Wolf Road  
29. near the Cook-DuPage County boarder. The engineers for district  
30. one have approved the design of the project and I move its  
31. adoption.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Carroll.

1. SENATOR CARROLL:

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

3. Again one of those who seeks to save money, this would be a

4. good area to save it we don't want to be labled as big

5. spenders and while it is not true as some suggest that the

6. Governor called me while he was being interviewed by someone

7. and ask me to oppose this. I think had he called he would

8. of asked that we oppose this but I don't think we want to go

9. to big spending without to those who don't seek to be spenders

10. of state funds and I think we should oppose this amendment.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Rhoads.

13. SENATOR RHOADS:

14. I just want to remind Senator Carroll that this is

15. thirty thousand dollars and it is supported by the Democratic

16. Committeeman of Lyons Township, Morgan Findley.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further disecussion? All in favor say Aye. Opposed Nay.

19. Pending the Chair, the negatives prevail and the amendment

20. is lost.

21. SECRETARY:

22. Amendment No. 24, offered by...

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The sponsors...

25. SECRETARY:

26. ...Senator Regner

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. ...Senators...Senator Rhoads has requested a roll call

29. on amendment No. 23. Those in favor will vote Aye. Those

30. opposed will vote Nay. The voting is open. Have all

31. voted who wish? Have all voted who wish? Have all voted

32. who wish? Take the record. On that question the Ayes are

33. 28, the Nays are 20. Amendment No. 23 is adopted.

1. SECRETARY:  
2. Amendment No. 24, offered by Senator Regner.  
3. PRESIDING OFFICER: (SENATOR BRUCE)  
4. Senator Regner.  
5. SENATOR REGNER:  
6. Mr. President, members of the Senate. This is a  
7. three quarter mile long chicken in my district for two hundred  
8. and fifty thousand dollars. It'll hook up Old Rolling Road  
9. to Higgins Road and I ask for a favorable roll call.  
10. PRESIDING OFFICER: (SENATOR BRUCE)  
11. Is there discussion? All in favor say Aye. Opposed Nay.  
12. The Ayes have it. Amendments adopted. For what purpose does  
13. Senator Vadalabene rise?  
14. SENATOR VADALABENE:  
15. Yes, I wanted to ask Senator Regner is this in the  
16. Governor's Budget?  
17. PRESIDING OFFICER: (SENATOR BRUCE)  
18. Senator Regner.  
19. SENATOR REGNER:  
20. It is now.  
21. SECRETARY:  
22. Amendment...amendment No. 25, offered by Senator Berning.  
23. PRESIDING OFFICER: (SENATOR BRUCE)  
24. Sentor Berning is recognized.  
25. SENATOR BERNING:  
26. Thank you Mr. President.  
27.  
28.  
29.  
30. end of reel  
31.  
32.  
33.

1. SENATOR BERNING:

2. Thank you, Mr. President, members of the Senate, this is  
3. a little amendment to help alleviate a very serious traffic  
4. congestion problem on Route 176 and Route 112 at Wauconda.  
5. At the present time, traffic cannot exit off of Route 12  
6. which is a very heavily traveled road onto Route 76 because  
7. there is no traffic signal there. In addition, then there are  
8. left turn lanes on the north side and the south side of 176  
9. so as to provide access into the business district and one  
10. little area of Route 22 which was completed from Route 21 up  
11. to within a spitting distance of 43 and there it stopped.  
12. Traffic comes barreling along eastbound on 22, all of a  
13. sudden they are into a disaster area. I submit this is a  
14. safe...safety project and I would invite a favorable vote  
15. on Amendment No. 25, Mr. President.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Is there discussion? Senator Carroll.

18. SENATOR CARROLL:

19. Thank you, Mr. President. Again I rise in opposition  
20. in order to help preserve the record of those Senators who  
21. seek to avoid being labeled as big spenders. We would  
22. not want certain Senators to have that all of a sudden  
23. changed because of their special chicken, which in this  
24. case is about three hundred and twenty-five thousand dollars  
25. worth of chicken and since certain members want to be known  
26. as nonspenders, I think we should help accomodate them and  
27. oppose these amendments in those cases.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Berning.

30. SENATOR BERNING:

31. Just one small point needs to be emphasized. These are  
32. road funds, not General Revenue funds.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Question is on the adoption of Amendment No. 25. Those  
2. in favor say Aye. Opposed Nay. Opinion of the Chair, the  
3. negatives have it and the amendment is lost. Senator Berning  
4. requests a roll call. Those in favor will vote Aye. Those  
5. opposed will vote Nay. The voting is open. Have all voted who  
6. wish? Have all voted who wish? Take the record. On that  
7. question the Ayes are 27, the Nays are 25. Amendment No.  
8. 25 is adopted.

9. SECRETARY:

10. Amendment No. 26 offered by Senator Moore.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Moore.

13. SENATOR MOORE:

14. This is an appropriation of one million two hundred thousand  
15. for the widening and resurfacing of a 147th Street from Cicero  
16. Avenue to Oak Park Avenue in the Villages of Midlothian,  
17. Oak Forest and unincorporated Bremont Township. The traffic  
18. count at the intersection of 147th and Cicero is in excess  
19. of thirty-two thousand cars a day. It's a two-lane highway  
20. and then it comes down into a four-lane and runs for miles  
21. for four lanes. I'd appreciate a favorable roll call.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Is there discussion? Is there discussion? All in favor  
24. say Aye. Opposed Nay. The Ayes have it. Amendment No. 26  
25. is adopted. Further amendments.

26. SECRETARY:

27. Amendment No. 27 offered by Senator Coffey.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Senator Coffey.

30. SENATOR COFFEY:

31. Mr. President, would you have him read the first line  
32. in that amendment. I have several amendments here.

33. SECRETARY:

1. On page 27 immediately after line 10 by inserting  
2. Department of...okay.

3. SENATOR COFFEY:

4. Mr. President and members of the Senate. Amendment  
5. 27 to House Bill 3276 is a breakout on the cap projects  
6. to allow a five percent transferability. It gives the  
7. Department an opportunity to be able to maneuver in the...  
8. in the projects and have some flexibility in the Department  
9. and I'd ask for a favorable roll call...

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator Carroll.

12. SENATOR CARROLL:

13. Thank you, Mr. President, Ladies and Gentlemen of the  
14. Senate. We rise in very strenuous opposition to this  
15. amendment because of the various reasons Senator Coffey  
16. has spoken of on other amendments and that is, you can't tell  
17. what the department is doing at any given time. You never  
18. know what their program is, you never know what their budget  
19. is, you never know what projects are going with and if you think  
20. you've got money, give them this amendment and let them transfer  
21. out all the money from that project to something else anytime  
22. you think you got money, it's going to be gone if this  
23. amendment is adopted. I seriously think every member of this  
24. Body who wants to have a handle on what DOT is doing should stand  
25. up in opposition to this amendment and I would urge its defeat.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion. Senator Coffey, you're requesting  
28. a roll call. All in favor say Aye. Opposed Nay. In the opinion  
29. of the Chair, the negatives have it and Amendment No. 27 is  
30. lost. Amendment No. 28, Mr. Secretary.

31. SECRETARY:

32. Amendment No. 28 offered by Senator Coffey.

33. PRESIDING OFFICER: (SENATOR BRUCE)

Senator Coffey.

1. Mr. President, I would like to Table Amendment No. 28.

2. ... withdraw Amendment No. 28.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. The motion is to withdraw the amendment. The amendment  
5. will be withdrawn.

6. SECRETARY:

7. Amendment No. 28 now offered by Senator Coffey.

8. SENATOR COFFEY:

9. I would also like to withdraw that amendment.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. The amendment will be withdrawn.

12. SECRETARY:

13. Amendment No. 28 offered by Senator Coffey.

14. SENATOR COFFEY:

15. I would like to withdraw Amendment No. 28.

16. SECRETARY:

17. Amendment No. 28 offered by Senator Schaffer.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Senator Schaffer is recognized.

20. SENATOR SCHAFFER:

21. Mr. President, Amendment 28 is a reappropriation of  
22. eight hundred and twenty-one thousand dollars for dredging  
23. in the Chain O' Lakes. It's the reappropriation of a project  
24. last year that has been snarled waiting for a Federal permit  
25. which we think we'll have this year. It's in the Governor's  
26. budget.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Rock.

29. SENATOR ROCK:

30. Thank you, Mr. President, I rise in support of Amendment  
31. No. 28. The Chain O' Lakes Study Commission some years ago  
32. formed with then the House Leader Bill Murphy has done I think  
33. yeomen service and this amount of money is absolutely necessary

1. for that area. I would urge full support.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Is there discussion? All those in favor say Aye.

4. Opposed Nay. The Ayes have it. Amendment No. 28 is adopted.

5. Further amendments.

6. SECRETARY:

7. Amendment No. 29 offered by Senator Kenneth Hall.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Kenneth Hall.

10. SENATOR KENNETH HALL:

11. Thank you, Mr. President, ladies and gentlemen of the

12. Senate. Now this amendment is...is for the sum of twenty-five thousand

13. dollars as may be necessary. It is appropriated from the

14. road fund to the Department of Transportation to conduct the

15. study of the apparent flow of traffic entering and existing in

16. Illinois by way of each interstate bridges in East St. Louis

17. metropolitan area and to update Department reports on the

18. condition of these bridges. We all know the condition of

19. bridges are today. At the present time, 98 percent or more

20. of the vehicle traffic presently transmitting the Mississippi

21. River utilizes the Poplar Street Bridge, so I'd like adoption

22. of this amendment.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Is there discussion? All in favor say Aye. Opposed Nay.

25. The Ayes have it. Amendment No. 29 is adopted. Further

26. amendments.

27. SECRETARY:

28. No further amendments.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. For what purpose does Senator Harber Hall arise?

31. SENATOR HARBER HALL:

32. On a point of personal privilege, Mr. President...

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. On this bill, Senator, on this bill?

2. SENATOR HARBER HALL:

3. Yes, on this bill, Mr. President. I would like the

4. record to show that this conservative did not offer an

5. amendment and that he thinks that Governor Thompson and

6. Secretary Kramer and Mr. Uhlig and all that great department

7. are doing an outstanding job and therefore I did not offer

8. any additional amendments.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Did you wish to put that in the form of a resolution

11. so we could send it to the Governor? All right. Senator

12. Hynes.

13. SENATOR HYNES:

14. I just wanted to say, I think our staff ought to look

15. more carefully at the bill...the bill as it was introduced

16. to see what might be in there that Senator Hall is interested

17. in.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. On this bill, Senator? Senator Demuzio.

20. SENATOR DEMUZIO:

21. Yes, I'd like to ask the sponsor a question if I might.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Coffey.

24. SENATOR DEMUZIO:

25. Would you consider bringing this bill back tomorrow for

26. another amendment?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Coffey.

29. SENATOR COFFEY:

30. Well, I would rather...I would rather discuss what we are

31. going to be bringing it back before we talk about bringing it

32. back tomorrow.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Demuzio.

2. SENATOR DEMUZIO:

3. Well, I'll be over to talk to you.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Further amendments.

6. SECRETARY:

7. No further amendments.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Schaffer on this bill.

10. SENATOR SCHAFFER:

11. Yes, Mr. President, I know many of my members were suprised

12. and amazed by Senator Hall's but on a point of personal

13. privilege I'd like to introduce Director Kramer in the gallery

14. and maybe it'll all be very clear to everyone.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Would our guest please rise and be recognized. The

17. Secretary may be recognized, I doubt if he recognizes his

18. legislation when we get finished with it. Further amendments.

19. SECRETARY:

20. No further amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. 3rd reading. Are we ready on House Bill 2970 now that

23. we've amended, can we pass that. We've got intervening business.

24. All right. We'll...we'll get back to 2970 as soon as the

25. Secretary back here. House Bill 3395. Senator Lemke, in

26. the absence of Senator Lemke, does...oh, Senator Lemke is on

27. the Floor. Senator Lemke, do you ask leave of the Senate to

28. return that bill to the Order of 2nd reading for the purpose

29. of amendment? Leave is granted. The bill is on the Order

30. of 2nd reading. Amendments, Mr. Secretary.

31. SECRETARY:

32. Amendment No. 2 offered by Senator Carroll. Senator Carroll.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Carroll is recognized on Amendment No. 2.

2. SENATOR CARROLL:

3. Thank you, Mr. President, ladies and gentlemen of the  
4. Senate. Amendment No. 2 adds in what would have been the  
5. omnibus commissions. Because of some actions in the House  
6. became necessary to add many of the commissions...I'm  
7. sorry, Amendment No. 2...Amendment No. 1 we adopted yesterday?  
8. ...did that. Amendment No. 2 we have found through this  
9. process that some other commissions and other items had  
10. been forgotten and this is the one for the Daley memorial that  
11. they had forgotten to put into the omnibus in the House or  
12. in this one earlier. I would move adoption. It's a  
13. forty thousand dollar amendment.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Is there discussion? All in favor say Aye. Opposed Nay.  
16. The Ayes have it. Amendment No. 2 is adopted. Further  
17. amendments.

18. SECRETARY:

19. Amendment No. 3 offered by Senator Schaffer.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Schaffer is recognized on Amendment No. 3.

22. SENATOR SCHAFFER:

23. Mr. President, Amendment No. 3 adds the sum of three  
24. hundred and five thousand dollars for the State's share of  
25. the cost of the Illinois plan to protect and advocate  
26. the rights of developmentally disabled persons. This frankly  
27. was just overlooked by the Department of Mental Health. It  
28. was decided this would be an appropriate place to put the  
29. money. I know of no opposition.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is there discussion? All in favor say Aye. Opposed  
32. Nay. The Ayes have it. Amendment No. 3 is adopted. Further  
33. amendments.

1. SECRETARY:

2. Amendment No. 4 offered by Senator Carroll.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Carroll is recognized.

5. SENATOR CARROLL:

6. Can you read the beginning of it please.

7. SECRETARY:

8. On page 1 by deleting line 4 and inserting in lieu there-  
9. of various officers, boards, agency and commissions of state  
10. government amending Section 1 of an Act...

11. SENATOR CARROLL:

12. This is the transfer bill for the judges. What had happened  
13. here is that the bill had not come over from the House in time  
14. for us to deal with it in three legislative days so we have  
15. used the option of amending it into this bill and I would  
16. move adoption of Amendment No. 4.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there discussion on Amendment No. 4? All in favor  
19. say Aye. Opposed Nay. The Ayes have it. Amendment No. 4  
20. is adopted.

21. SECRETARY:

22. Amendment No. 5 offered by Senator Harber Hall.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Harber Hall is recognized on Amendment No. 5.

25. SENATOR HARBUR HALL:

26. This amendment adds a hundred and seventy-five thousand  
27. dollars for the Exposition building at the Fairgrounds at  
28. Farmer City. I move adoption.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Is there discussion? All in favor say Aye. Opposed Nay.  
31. The Ayes have it. Amendment No. 5 is adopted.

32. SECRETARY:

33. Amendment No. 6 offered by Senator Carroll.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Carroll is recognized.

3. SENATOR CARROLL:

4. Thank you, Mr. President, Ladies and Gentlemen of the  
5. Senate. This adds three more commissions, The Governor's  
6. Council on Physical Fitness, the Commission to Visit and Examine  
7. State Institutions, and the Commission on Children at their  
8. requested amount. I would move adoption of Amendment No. 6.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there discussion? All in favor say Aye. Opposed  
11. Nay. The Ayes have it. Amendment No. 6 is adopted. Further  
12. amendments.

13. SECRETARY:

14. Amendment No. 7 offered by Senator Egan.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Egan is recognized. Senator Egan.

17. SENATOR EGAN:

18. Yes, Mr. President, members of the Senate. The Pension  
19. Laws Commission requested ninety-five. They wanted to give us  
20. more. We're asking only for ninety-five. That's what this  
21. amendment does. I reduces it from what they asked...what they  
22. wanted and what they were giving us in the House at a hundred  
23. and twenty-five back to ninety-five...in the interest of Con-  
24. servation, Senator Hall.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Further discussion. All in favor say Aye. Opposed Nay.  
27. The Ayes have it. Amendment No. 7 is adopted.

28. SECRETARY:

29. Amendment No. 8 offered by Senator Knuppel.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Knuppel. Senator Knuppel on the Floor? In his  
32. absence, is there leave for Senator Carroll to handle the  
33. amendment? Leave is granted. Senator Carroll on Amendment No. 8.

1. SENATOR CARROLL:

2. NO, I won't.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Leave is not granted.

5. SENATOR CARROLL:

6. I personally don't think this is a good idea from the  
7. conversation I had with...

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Well, Senator, perhaps you ought not to be explaining it  
10. then. Does...Is Senator Knuppel on the Floor? Further amend-  
11. ments.

12. SECRETARY:

13. Amendment No. 8 offered by Senator Mitchler.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Mitchler is recognized.

16. SENATOR MITCHLER:

17. Mr. President, members of the Senate. This is Amendment  
18. No... to the Senate Amendment No. 1 page 1 by deleting all of the  
19. line 34, release Commission on the Status of Women. I'd  
20. appreciate a favorable roll call.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Carroll.

23. SENATOR CARROLL:

24. I would oppose this just in case people didn't hear the  
25. good Senator mumble, Senator Mitchler and I know that your  
26. interests are in saving money but I think what you wanted to  
27. do here was delete the Commission on the Status of Women and  
28. I think we should oppose this amendment.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Further discussion? Senator Netsch.

31. SENATOR NETSCH:

32. I would rise in opposition to the amendment too. I really  
33. think we've gone through this kind of game over and over again  
with respect to individuals, commissions and everything else.

1. Senator Mitchler, if for no other reason, I would suggest to  
2. you that the work that came out of the Commission on the Status  
3. of Women has made it possible for you not to vote for the  
4. Equal Rights Amendment.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Is there further discussion on Amendment No. 8?  
7. Motion is to adopt. All in favor say Aye. Opposed Nay.  
8. In the opinion of the Chair, the Negatives have it and  
9. Amendment No. 8 is lost.

10. SECRETARY:

11. Amendment NO .9 offered by Senator Davidson.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Davidson on the Floor? Is there leave that  
14. Senator Regner handle the amendment in the absence of  
15. Senator Davidson? Leave is granted. Senator Regner on  
16. Amendment No. 9.

17. SENATOR REGNER:

18. Mr. President, members of the Senate. This takes  
19. sixteen thousand dollars out for the...that was put in for  
20. the State Treasurer for summer help. It's my understanding  
21. that he does not want that money made available to him  
22. and I'd move adoption.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Motion is to adopt. Is there discussion? All in  
25. favor say Aye. Opposed Nay. The Ayes have it. Amendment  
26. No. 9 is adopted.

27. SECRETARY:

28. No further amendments.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. 3rd reading. Are the amendments ready on 2984? All right.  
31. Is there leave to go to the Order...Is there leave to go to  
32. House Bill 2984? Leave is granted. House Bill 2984, Senator  
33. McMillan. Senator McMillan on the Floor? Is there leave

1. that Senator Sommer handle this in the absence of Senator  
2. McMillan? Leave is granted. Senator Sommer asks leave of  
3. the Senate to return House Bill 2984 to the Order of 2nd  
4. reading for purpose of amendment. Is there leave? Leave  
5. is granted. The bill is on the Order of 2nd reading.  
6. Amendments, Mr. Secretary.

7. SECRETARY:

8. Amendment No. 9 offered by Senator Bowers.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Bowers is recognized on Amendment No. 9.

11. SENATOR BOWERS:

12. Thank you, Mr. President. Amendment No. 9 is a merely  
13. amendment. It only provides for a million eight hundred and  
14. fifty-one thousand addition. This was...this is being offered  
15. at the behest of Representative Daniels, who has been working  
16. with the Department of Conservation on a tree nursery  
17. program for the northern part of the State. Presently,  
18. there are two tree nurseries in the State. One in Mason  
19. County and one in Union County but the problem is that  
20. the saplings that they grow in those tree nurseries are  
21. not acclimated for the climate in the northern part of the  
22. State. The project will involve the creation of this  
23. nursery. The department then grows these...these saplings  
24. and it's an urban reforestation program. They are made  
25. available to the public bodies in the northern part of the  
26. State and those of you who are from the northern part of the  
27. State, I suggest to you that it's an equalization formula.  
28. It puts us in the northern part of the State equal to those  
29. who already have it. I would urge a favorable roll call.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Is there discussion? Senator Buzbee.

32. SENATOR BUZBEE:

33. Well, I would say to Senator Bowers that Director

1. Kenney of the Department of Conservation is a longtime **dear**  
2. friend of mine and at no time has he ever indicated to me  
3. that he is ready to...to start a nursery in the northern  
4. part of the State as you indicated, Senator. It is a  
5. one million eight hundred fifty-one thousand four hundred  
6. dollar unbudgeted item. I don't think the Governor would  
7. be favorable to...favorably disposed toward this. The specific  
8. location of your proposed nursery has yet to be determined and  
9. I would rise in opposition to this amendment and say that  
10. it ought to go down to a resounding defeat.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Further discussion. All in favor say Aye. Opposed Nay.  
13. In the opinion of the Chair, the Negatives have it. Amendment  
14. No. 9 is lost. Further amendments?

15. SECRETARY:

16. No further amendments.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. 3rd reading. Is there leave to go to the Order of  
19. Message from the House? Leave is granted. Messages from the  
20. House.

21. SECRETARY:

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

23. Mr. President--I am directed to inform the Senate that  
24. the House of Representatives has passed a bill with the following  
25. title in the passage of which I am instructed to ask concurrence  
26. of the Senate, to-wit: House Bill 2706.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Is there leave to return to the Order of House Bills, 3rd  
29. reading? Leave is granted. House Bill 2970, Senator Grothberg.  
30. For what purpose does Senator Buzbee arise?

31. SENATOR BUZBEE:

32. Mr. President, there has been a request from two members  
33. on our side to hold this. I don't know if they've made the

1. request of Senator Grotberg yet or not but...

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Grotberg.

4. SENATOR GROTBORG:

5. Mr. President, we will hold that and we will also

6. hold LGA when you get to it until tomorrow morning, okay.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. For what purpose does Senator Rock arise?

9. SENATOR ROCK:

10. Well unless there is any further business, I am prepared

11. to move to adjourn until 11:00 tomorrow morning.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Rock, many of the members did not hear the time

14. that you wish to adjourn to. Senator Rock.

15. SENATOR ROCK:

16. 11:00. I understand there are a number of meetings,

17. private meetings and smaller meetings scheduled so 11:00

18. on the Floor. I would hope that everyone would be prompt

19. to that we can get started. Tomorrow is under our rules

20. the last day to consider House Bills in the Senate and we

21. have, I think, on the Calendar some sixty or more bills

22. that have to be acted upon or at least afforded the opportunity

23. to be heard. 11:00 tomorrow and plan on working tomorrow

24. night.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Is there...the motion is to adjourn until 11:00 tomorrow.

27. Is there discussion? All in favor say Aye. Opposed Nay.

28. The Ayes have it and the Senate stands adjourned until 11:00

29. tomorrow, June the 27th.

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