

83RD GENERAL ASSEMBLY

REGULAR SESSION

MAY 16, 1984

PRESIDENT:

The Senate will please come to order. Will the members be at their desks and will our guests in the gallery please rise. Prayer this morning by Rabbi Israel Zoberman, Temple B'rith Shalom, Springfield, Illinois. Babbi.

RABBI ZOBERMAN:

(Prayer given by Rabbi Zoberman)

PRESIDENT:

Thank you, Rabbi. Reading of the Journal. Senator Degnan.

SENATOR DEGNAN:

Mr. President, I move that the reading and approval of Journals of Tuesday, May 8th; Wednesday, May 9th; Thursday, May 10th and Tuesday, May 15th, in the year 1984, be postponed pending arrival of the printed Journals.

PRESIDENT:

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

SECRETARY:

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

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

House Bills 2678, 2721, 2792, 2804, 2810, 2811, 2856, 2905, 2946, 3086, 3125, 3140, 3197.

PRESIDENT:

Resolutions.

SECRETARY:

The following resolutions are all congratulatory:

Senate Resolution 607, by Senator Mahar.

608, by Senator Becker.

609, by Senator Lemke.

610, by Senator Lemke.

And Senate Joint Resolution 112, by Senators Hudson and Vadalabene.

PRESIDENT:

Consent Calendar. All right, with leave of the Body, we'll turn to page 25 on the Calendar on the Order of House Bills 1st Reading. House first...Mr. Secretary.

SECRETARY:

House Bill 2325, Senator Davidson is the Senate sponsor.

(Secretary reads title of bill)

House Bill 2428, Senators Berman and Rock.

(Secretary reads title of bill)

2431, Senator D'Arco.

(Secretary reads title of bill)

House Bill 2438, Senators Zito and DeAngelis.

(Secretary reads title of bill)

House Bill 2453, Senators Davidson and Vadalabene.

(Secretary reads title of bill)

House Bill 2504, Senator Luft.

(Secretary reads title of bill)

House Bill 2556, Senators Bloom and Sangmeister.

(Secretary reads title of bill)

House Bill 2615, Senator D'Arco.

(Secretary reads title of bill)

House Bill 2693, Senators Demuzio and DeAngelis.

(Secretary reads title of bill)

House Bill 2711, Senator Schaffer.

(Secretary reads title of bill)

House Bill 2731, Senator Berman.

(Secretary reads title of bill)

House Bill 2750, Senator Holmberg.

(Secretary reads title of bill)

House Bill 2751, Senator Lemke.

*B508  
2nd Reading*

(Secretary reads title of bill)

House Bill...2803, Senator Lemke.

(Secretary reads title of bill)

House Bill 2952, Senator Schuneman.

(Secretary reads title of bill)

House Bill 3095, Senator Marovitz.

(Secretary reads title of bill)

1st reading of the bills.

PRESIDENT:

If I can have your attention. It is the intent to work today on the Order of Senate Bills 2nd Reading and go straight through until the hour of about five o'clock, and we will go right down the Calendar. If we finish earlier, that's fine too. Turn to page 2 on the Calendar. On the Order of Senate Bills 2nd Reading, Senate Bill 508. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 508.

(Secretary reads title of bill)

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

PRESIDENT:

Senator Sangmeister.

SENATOR SANGMEISTER:

Thank you, Mr. President and members of the Senate. This is the RICO legislation, and after much work in committee and with a lot of individuals who are very concerned about this piece of legislation, we have worked out an amendment that meets the approval of many people. So, at this point, in order to save various amendments, what I would do is move, at this point, Mr. President, to Table Committee Amendment No. 1.

PRESIDENT:

All right. Senator Sangmeister has moved to Table

Committee Amendment No. 1 to Senate Bill 508. Any discussion? If not, all in favor of the motion to Table indicate by saying Aye. All opposed. The Ayes have it. Amendment No. 1 is Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No...Floor Amendment No. 2 offered by Senator Sangmeister.

PRESIDENT:

Senator Sangmeister on Amendment No. 2.

SENATOR SANGMEISTER:

Thank you. Now this is the amendment as we have finally worked it out which removes the civil RICO remedies except for the state's attorney and also puts a sunset on this legislation of...of...of 1990. Move the adoption of the amendment.

PRESIDENT:

Senator Sangmeister has moved the adoption of Amendment No. 2 to Senate Bill 508. Discussion? Senator D'Arco.

SENATOR D'ARCO:

Mr. President, this amendment...this amendment is the worst amendment that anybody has offered probably in the history of the Legislature. I know that sounds heavy, but this is a very heavy amendment. What this amendment does, under the original RICO bill as it was originally constructed, an individual citizen had a right to go into court against a person who...fraudulently took their money or conned them in some con game or skimmed some money from them or however beat them unjustly and wrongly, the individual under the original RICO legislation had the right to go into court and sue the defendant who was...criminally guilty of a crime for civil

damages for the money that that defendant wrongfully took from that innocent third party. That means if he took money from me, I could go into court and get treble damages, three times the amount of the money that he took from me, because he deserved to be punished and pay me what I am justly owed as an innocent third party. Now that provision has been eliminated from this bill. The reason it has been eliminated from this bill is because they couldn't sell it to the retailers. The retail merchants wouldn't buy it if it was in this bill, so Senator Sangmeister took it out of the bill 'cause he wants to pass any kind of a bill; it doesn't matter if it's a good or a bad bill, as long as it's a RICO bill, he wants it passed. So the innocent third party can't get the money that he deservedly is due from this criminal defendant. And where are the safeguards in this bill? In the...in the Federal criminal RICO Statute before a district attorney could initiate a RICO count against the defendant he has to get permission from the Justice Department. He can't initiate a RICO count on his own. Why? Because it's such a serious count, there's forfeiture of property rights in this bill. A person can forfeit his property upon conviction. A lis pendens notice can put a lien on his property so he can't sell it before he's even convicted of a crime...for six years. So this makes it very serious. That's why the district attorney must get permission from the Federal Government Justice Department before he can put a RICO count on an indictment. But in the State's version of the bill, in Senator Sangmeister's version of the bill, the state's attorney has carte blanche authority to do what he wants. Now the CPA's got an amendment so they're not involved anymore and the retail merchants aren't involved anymore, but what about the politicians? Who's our lobbyist in this bill? Any unscrupulous state's attorney can at the whim indict one of us and threaten one of us by putting a RICO count violation

in an indictment and hope that we plead with him to a lesser offense so he doesn't indict us under RICO. Who's going to plead for the politician? No one, Ladies and Gentlemen, no one. This is a horrible bill and I ask you, stand up for what is right and defeat these amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Gec-Karis.

SENATOR GEO-KARIS:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Geo-Karis.

SENATOR GEO-KARIS:

Senator, you heard the allegations made by our colleague here that in the Federal Statute before the...any action can be taken the Justice Department has to okay it; whereas, he claims that under the amendment you have here the state's attorney can do anything he wants. I...I feel if that's true, then I think that's a basic fallacy in the bill because we do have to protect the public too, in more ways than one. If you get an unscrupulous...state's attorney who decides he wants to make examples of anyone who didn't support him, I think we have to watch things like that. Would you answer it, please?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Sangmeister.

SENATOR SANGMEISTER:

Yes. Of course that argument is a fallacious argument. Obviously, the United States District Attorney is an appointed attorney, as you know, and he has someone over him; namely, the Justice Department that he has to look to. That is a small protection as I see it. The protection I think that's really important is the state's attorney is also responsible to the people that elect him. I think it's far more important...any elected official that is responsible to

the people in his county has far more over his head than a...a Federal district attorney who merely makes a routine request of the Justice Department, and if...and if the northern district attorney makes a request of the Justice Department that he wants to go with a RICO, you can bet your boots he's going to get it and it's not going to be denied of him, so that's a fallacious argument.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Do you suppose that if your bill were amended to provide that before a state's attorney could do so he would have to obtain an order of court, would that not cleanup the bill?

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Senator Sangmeister.

SENATOR SANGMEISTER:

No, the...the state's attorney is in no different with a RICO legislation than any other crime. If he sees it's a crime, it's his decision to bring it to the Grand Jury. Don't forget, we have the Grand Jury that takes a look at an indictment previous to this. And also remember, Senator D'Arco wants to argue the Federal legislation, but this is a milk toast bill compared to that. He made half of his argument based on the civil RICO, that civil RICO is still in the Federal legislation, has not been touched for thirteen years and we've eliminated that here in the State legislation to make this a fine workable bill. It boils down to one thing, if you want the state's attorneys of this State to be able to attack racketeering, you got to give them some help, you got to give them some legislation to do it with, and this is the legislation to do it.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

All right. Further discussion? Senator Marovitz.

SENATOR MAROVITZ:

Well, we're not...we're not arguing right now whether we want to give the state's attorney some...some help in...in racketeering, that we will be arguing on 3rd reading. Right now we're talking about this amendment not...not whether we want to give state's attorneys help with racketeering, which I think everybody is against, the...the racketeering aspect. But I think one point should be made very clear about this legislation. This legislation comes from, was drafted by, and is probably the...the father of this legislation is a fellow by the name of Professor Blakey from Notre Dame, and he has gone all over the country testifying before legislatures on this very legislation. And he, himself, said to take civil RICO out of this legislation guts the very essence of the bill, and really, the legislation has no more meaning if we take civil RICO out of the bill. This amendment would do just that, contrary to what the author and father of this legislation would like to see done and that is why I oppose this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIC)

All right. Further discussion? Senator Bloom.

SENATOR BLOOM:

Well, thank you, Mr. President and fellow Senators. Much of the arguments against the amendment made by the prior speaker are premised on 3rd reading type issues and one is tempted to say to some of the speakers, "Fine, if we put civil RICO back in, will you vote for it?" Because there's a certain fallacy to their arguments. Briefly stated, the bill came out 7 to 2 to 1 and one of the prior speakers voted for it with the understanding that Senator Sangmeister would offer the amendment that is presently before you. And one of the conditions that I put on it, that at least my vote was attached to, was the fact that it would sunset after a time certain so that we would reevaluate giving the prosecutors this tool. It's essentially a prosecutors bill, but I

believe that we should more properly focus our discussion on the amendments and I believe the spcnsor really should have the right to put the bill in the shape...he'd like it, and he's carrying out the commitment that was made to the committee in order to get it out; and I for one, see nothing wrong with amending the bill and putting it in the form it's being put in. Thank you.

PRESIDING OFFICER: (SENATOR DEMUZIĆ)

Further discussion? Senator Rupp.

SENATOR RUPP:

Thank you, Mr. President. I don't know that...maybe I should say the same as everybody else, I'm against this amendment so that means I'm talking about the amendment and then go on just as I'm going to. But one of the things that I question, and I read this from our analysis, "Any person" this is under investigation by the Attorney General, "any person who has violated," I can understand that, "is violating," I can understand that, and this is the thing that gets me, "or may be thinking about violating the criminal provisions of this Act may be investigated by the general attorney...Attorney General." Okay...okay. That's out of the bill? Good, thank you. Got that done.

PRESIDING OFFICER: (SENATOR DEMUZIĆ)

Further...further discussion? Senator Savickas.

SENATOR SAVICKAS:

Yes. Senator Sangmeister, the amendment addresses itself to those that are exempt, now, could you tell me who is exempt? Who have you taken out? Senator L'Arco mentioned some merchants, who...who is exempt from the bill now?

PRESIDING OFFICER: (SENATOR DEMUZIĆ)

Sponsor indicates he will yield. Senator Sangmeister.

SENATOR SANGMEISTER:

Well, it's a little bit of a misnmer to say who is exempt from the bill. Nobody is exempt from the bill. It

was a matter that there was in the bill originally filed a right for any aggrieved person outside of the state's attorney to file a civil RICO action against that individual or corporation. There was testimony in committee that...and that is still, by the way, the Federal law, and there was testimony that that was being abused at the Federal level, so we removed that so that there can be no civil RICO by any aggrieved individual. So we didn't remove any individuals, we removed a remedy from the bill.

PRESIDING OFFICER: (SENATOR DEMUZIC)

Senator Savickas.

SENATOR SAVICKAS:

I guess...trying to find out people like say CPA's that do your tax or take care of your books, are they...is there any...are they...can they be charged...treble damages or are they exempt from this?

PRESIDING OFFICER: (SENATOR DEMUZIC)

...Senator Sangmeister.

SENATOR SANGMEISTER:

I think the easiest way to answer that is is I worked with their lobbyist on this piece of legislation and this is the amendment that he wanted us to offer. So I presume that this takes care of the accountants as well.

PRESIDING OFFICER: (SENATOR DEMUZIC)

Further discussion? Senator Sangmeister may close.

SENATOR SANGMEISTER:

Well, I'm tempted of course to do some 3rd reading arguments here, but as Senator Bloom has so well indicated, what we're doing is adopting the amendment, we can have a full discussion of the bill on 3rd reading. No one has anything to fear, particularly legislators from RICO. Honest legislators, as any other honest individual, has absolutely nothing to fear from RICO, particularly in the form that this amendment will put it, and I urge your adoption of the amend-

SB 510  
2nd Reading

ment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Sangmeister moves the adoption of Amendment No. 2 to Senate Bill 508. All those in favor signify by saying Aye. Opposed Nay. There's been a roll call requested. Those in favor of...of the...of the adoption of Amendment No. 2 to Senate Bill 508 will vote Aye. Those...opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 28, the Noes...Nays are 22, none voting Present. Senate Amendment No. 2 to Senate Bill 508 is...is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill...Senator Savickas, for what purpose do you arise?

SENATOR SAVICKAS:

Well, Mr. President, I rise for the purpose of introducing a young lady that's with us on the Floor today. Her name is Maria Certa, she is the assistant to Mayor Washington in the Office of Employment and Training for the City of Chicago, and I would like her to be introduced here.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Welcome to Springfield. All right, top of page 2, Senate Bill 510. Senator Sangmeister. Senator Sangmeister on 510. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 510.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Sangmeister.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Senator Sangmeister.

SENATOR SANGMEISTER:

What this amendment does is, the Attorney General was originally involved in this legislation and this amendment would take out the Attorney General. It...it corrects a drafting error in deleting the state's attorney for the judicial circuit, that was in the bill and we don't have any such thing in Illinois so that's been corrected. It deletes obsolete language relating to grants of immunity before legislative bodies. Originally this bill had in it that chairmen of...of legislative committees could give immunity to people testifying before them, and we took that out of the bill. It...inserts the word "indirectly" to conform to Illinois Immunity Statutes with constitutional standards, and it defines official proceeding as any investigation before a Grand Jury or a trial in any court. That's what the amendment does; and again, unless we want discussion on 2nd reading, I would move the adoption of that amendment.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

All right. Senator Sangmeister has moved the adoption of...of Amendment No. 1 to Senate Bill 510. Any discussion? Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

3rd reading. Senate Bill 612, Senator D'Arco. Senator Weaver, for what purpose do you arise?

SENATOR WEAVER:

Are we going to consider those bills that are subject to

Rule 5?

PRESIDING OFFICER: (SENATOR DEMUZIO)

I have been handed a Podium Calendar and indeed we are not. Senate Bill 1179, Senator Lenke. 1179, middle of page 2. 1217, Senator Euzbee. 1223, Senator Maitland. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1223.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Insurance and Licensed Activities offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President. Senate Bill 1223 as originally introduced addressed the five pension systems that the State of Illinois is responsible for plus the nine from the City of Chicago and County of Cook. The amendment addresses only adequate funding levels for the five systems that the State of Illinois is responsible for, and I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Maitland has moved the adoption of Committee Amendment No. 1 to Senate Bill 1223. Is there any discussion? Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments? (Machine cut-off)...committee amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor? 3rd reading. 1302, Senator D'Arco. 1356, Senator Etheredge. Call on those. All right. Senate Bill 1374, Senator Jerome Joyce. Read the bill, Mr.

Secretary, please.

SECRETARY:

Senate Bill 1374.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Jerome Joyce.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Senator Jerome Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President. Amendment No. 1 addresses the problem that was...well, the whole bill addresses the problem that was caused last Session when I feel, inadvertently, we passed legislation out of here that required all vans to have a vehicle sticker...safety sticker in the windshield. I don't think we were aware when we did that and the problem that it caused is there's several thousand of these vans across the State of Illinois, all of a sudden, as of the first of the year they needed to be...have a safety inspector go through the lane...safety lane. Well, after looking into that, I called the Secretary of State, they didn't know we did it, the Governor didn't know he'd signed it that way, so we have attempted to change it. And when...and when the bill was introduced before this amendment was put on, it had pickup trucks with the...the shell on the back were included also. So we are striking that part where the pickup trucks with the shell will still have to go through the safety lane and, you know, the same way that a regular pickup truck would. But a van that has a EV plate will not have to go through the safety lane. I'd ask for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

All right. Senator Joyce moves the adoption of Floor Amendment No. 1 to Senate Bill 1374. Is there any discussion? Those in favor signify by saying Aye. Whoop. Senator Savickas.

SENATOR SAVICKAS:

Well, just to comment that we talk about the RV vehicles, I find that at least in Chicago that these vans should probably be tested because we have many people that get the plates on an old truck, used truck that they've bought from the telephone company or some other company, the trucks are in deplorable condition, they throw an EV plate on them and they run them all over the streets in Chicago. I...I...I think it's a serious...it may not be a serious problem downstate, but in Chicago there is a serious problem with those RV vehicles.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Joyce may close.  
SENATOR JEROME JOYCE:

Yes, thank you. Well, that...that problem is addressed in the amendment, Senator. No pickup truck...or every pickup truck will have to be...go through the safety lane, just the vans do not. You can't put an EV plate on a pickup truck now, even if it has the little shell.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Joyce moves the adoption of Amendment No. 1 to Senate Bill 1374. Those in favor signify by saying Aye. Opposed Nay. The Ayes...Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Top of page 3, Senator Sangmeister, 1375. Read the bill, Mr. Secretary, please.

SECRETARY:

AB 1381  
2nd Reading

House Bill 1375.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Insurance, Pensions and Licensed Activities offers one amendment. Senate Bill 1375.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Sangmeister.

SENATOR SANGMEISTER:

Yeah, the amendment just reclarifies some of the language that was in the bill, it doesn't change its intent at all. It extends health care fraud action to private purveyors and the amendment restructures it. It doesn't do anything new to it, and I would move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Any discussion? Senator Sangmeister moves the adoption of Committee Amendment No. 1...to Senate Bill 1375. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any Floor amendments?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1381, Senator Schaffer. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1381.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Schaffer.

SENATOR SCHAFFER:

Mr. President and members of the Senate, I think the members may recall last year we passed a bill creating the Chain of Lakes Fox River Water Management Agency Act, provided for a referendum in the March Primary. Unfortunately, the bill was passed after July 1, which meant it was not effective until the following July 1, it didn't have an effective date. And we discovered after the fact that we had mandated a March Primary in a bill that didn't have impact until after July 1. This bill provides to shift that...referendum on the creation of the agency until November, elects the first board in April, makes several technical changes, clarifies and recreates the Chain of Lakes Commission but provides that if the agency is created by the voters that that legislative commission will cease to exist.

PRESIDING OFFICER: (SENATOR DEMUZIC)

All right. Any discussion? Senator Schaffer moves the adoption of Committee Amendment No. 1 to Senate Bill 1381. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIC)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Schaffer.

PRESIDING OFFICER: (SENATOR DEMUZIC)

Senator Schaffer.

SENATOR SCHAFFER:

Mr. President and members of the Senate, this is a technical amendment that was prepared by the staff on the other side of the aisle. It clears up a couple of problems we

didn't catch on the first amendment.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

All right. Senator Schaffer moves the adoption of Amendment No. 2, Senate Bill 1381. Any discussion? Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

3rd reading. Senate Bill 1385. Well, I...I've skipped a bill. With leave of the Body, we'll return to Senate Bill 1384. Is leave granted? Leave is granted. Senate Bill 1384, Senator Sangmeister. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1384.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZZIO)

Senator Sangmeister.

SENATOR SANGMEISTER:

Yes, this is the...as you recall, last year we...we made the Tax Property Appeal Board independent from the Department of Revenue and this bill, the basic legislation, gives them certain powers, and all this amendment does is clarify when the terms of the board will start and when they are going to end. And that's what the amendment is all about, move its adoption.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

All right. Senator Sangmeister has moved the adoption of Amendment No. 1. Is there any discussion? Senator...all right, no...no discussion...Senator Sangmeister moves the adoption of Committee Amendment No. 1 to Senate Bill 1384.

Those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. (Machine cutoff)...Carroll on the Floor? Senator Carroll, for what purpose do you arise? Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President. I assume it's on the amendment to...no, it's not. All right. This bill is now a committee and me and a whole bunch of other folks. I was one of those who had put in the bill and then the committee wanted it. There's no great pride in authorship. What's the matter now? All right. Can we move it to 3rd? Okay.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Page 3, Senate Bill 1385. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1385.

(Secretary reads title of bill):

2nd reading of the bill. The Committee on Revenue offers one amendment. The bill lead sponsor is Senator Luft-Etheredge.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Mr. President, Ladies and Gentlemen of the Senate, this is a technical amendment which incorporates several recommendations made by the Department of Revenue. It brings

the proposal...proposed Illinois law in...in conformity with...with Federal law. I would recommend its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIC)

All right. Senator Etheredge has moved the adoption of Committee Amendment No. 1 to Senate Bill 1385. Is there any discussion? Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIC)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIC)

3rd reading. Senate Bill 1401, Senator Weaver. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1401.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Insurance...and Licensed Activities offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIC)

Senator Weaver on the amendment.

SENATOR WEAVER:

Thank you, Mr. President. Committee Amendment No. 1 deletes some objectionable language that B and F had and also establishes a dedicated fund, and I'd move adoption of...Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIC)

Senator Weaver has moved the adoption of Committee Amendment No. 1 to Senate Bill 1401. Is there any discussion? Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Further

SB 1425  
3rd reading

committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1420...Senator Rqck. Top of page 4, Senate Bill 1425, Senator Welch. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1425.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Insurance and Licensed Activities offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. The...the amendment to this bill was suggested by the State Fire Marshal, and the purpose of the amendment was to include other types of volatile gases or fuels which may cause kerosene type heaters to explode or catch on fire.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Welch has moved the adoption of Committee Amendment No. 1 to...Senate Bill 1425. Is there any discussion? Those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1430, Senator Holmberg. Senator Holmberg. Senator...Holmberg. 1430, top of page 4. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1430.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Local Government offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Holmberg.

SENATOR HOLMBERG:

First the bill. The legislation was initiated because of a situation in Rockford where the public service building is operated jointly by the city and Winnebago County with an independent governing board. They seem to fall through the cracks as far as competitive bidding procedures were concerned. This bill will assure that competitive bidding will need to take place. The amendment was...suggested by Central Management Services which cleans up the language about which way it should be done. And neither the Comptroller's Office or the Department of Central Management Services has any problem with the bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Holmberg has moved the adoption of Committee Amendment No. 1 to Senate Bill 1430. Is there any discussion? All those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1459, Senator Netsch. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1459.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Netsch.

SENATOR NETSCH:

Thank you, Mr. President. The committee amendment is to a bill that is proposed by the Treasurer's Office at the recommendation of the State Auditor General. It has to do with the difficulty of enforcing a...an interest provision because there was no fixed day for beginning the period from which the interest would be computed. The bill deals with that, the amendment makes, hopefully, clearer how that period is to be determined and it is "all such taxes shall be received by the State Treasurer by the 10th day of each month." That will give them an opportunity to know when to start imposing the interest period. The second part of the amendment is what they consider to be a technical correction of a word that should have been corrected some time ago. I would move the adoption of Amendment...Committee Amendment No. 1 to Senate Bill 1459.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Netsch moves the adoption of Committee Amendment No. 1 to Senate Bill 1459. Is there any discussion? If not, those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is

SB 1470  
2nd Reading

adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1470, Senator Egan. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1470.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Egan.

SENATOR EGAN:

Thank you, Mr. President and members of the Senate. Amendment No. 1 to Senate Bill 1470 was adopted in committee after some lengthy negotiations and deliberations over the whole subject between Senator DeAngelis and the university folks who were down here and were expressing somewhat a concern about the bill in its original form. This amendment does not substantially change the original bill but it does do enough to satisfy all of the anxieties of the university folks, and I would like if...with your permission, Mr. President, to ask Senator DeAngelis to tell us about not only the negotiations but specifically what the amendment does.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. The university administrations were very much concerned over the fact that this bill

although a duplicate of a bill that had passed in 1967 might not be current enough for today's situation. So, what we did is we did three things with the amendment. One, is we redefined competition to a significant level of competitive activity. Two, we put in a date of 1980; and three, we enlarged the...the activities the university can participate in when it is in relation to normal university functions. I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator DeAngelis has moved the adoption of the committee amendment to Senate Bill 1470. Is there any discussion? Any further discussion? If not, those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2, by Senator Maitland.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you, very much, Mr. President. Amendment No. 2 simply strikes the language, "January 1, 1980." For the life of me it's difficult to understand why we...why we are inserting the date January 1...1980. I'm aware, Senator Egan and...and Senator DeAngelis, of the negotiation that has taken place on this issue, but I think the Body should understand that a number of the universities...or some of the universities had entered into some arrangements during the time period when there were no restrictions whatsoever on...on what takes place. And in the...in the case of Illinois State

University, there is some area that's leased to private vendors who have bid in a competitive fashion and we think the language addresses that. We think the language addresses that. But it would seem to me then reasonable that we should make a date...make a date that is consistent with the signing of the bill or the bill becoming law. If there is some reason for...the date of January 1, 1980, then...then tell me, but I...I don't know what that reason is.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

All right. Senator Maitland has moved the adoption of Floor Amendment No. 2 to Senate Bill 1470. Is there any discussion? Senator Egan.

SENATOR EGAN:

Yes, I think the sponsor of the amendment...wishes an answer to his question. Number one, Senator Maitland, I was unaware of your amendment until just two minutes ago. I have not seen it, I don't know what it does or why. But I'll explain as I...best I can and then turn it over to Senator DeAngelis who held all the negotiations that 1980 satisfied all of the anxieties of the university folks that were down in opposition, at least their tentative opposition. And so that's why we put it in. The intent of this bill and this amendment that we've adopted is not to counteract anything that's in existence to my knowledge; as a matter of fact, quite to the contrary. They just want to put four corners on the future and that's all this bill is doing. Now, if Senator DeAngelis could explain the specific reason for 1980, I'd appreciate that.

PRESIDING OFFICER: (SENATOR DEMUZZIO)

All right. Further discussion? Senator DeAngelis.

SENATOR DeANGELIS:

Yeah, I rise in opposition to this amendment. With all the great respect I have for my cohort, Senator Maitland, I would like to correct him. This bill was operable

till...November of 1983. And with...I think we're going to have to address the Body of the bill in order to answer his question. It was determined as a matter of public policy back in 1967 that the bodies of higher education not engage in commercial activities that were in direct competition with the commerce of their communities. And in...November of 1983, a very...very bright paralegal found that in the process of the bill being enrolled and engrossed it had been enrolled and engrossed incorrectly. And the court struck down the Act, not on its merits, but on the technical error that had been made in the operations of the General Assembly. 1980 was a compromise position that we took because in all fairness the Act to be reinstated probably should have been brought back to 1967, but we felt that it might create a problem or a severe problem for some people so we compromised to 1980. By doing what Senator Maitland does, you've essentially gutted all the opportunities to redress the grievances that have occurred in the past that were in fact in court when the Act was struck down. I urge the defeat of this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Further discussion? Senator Maitland may close.

SENATOR MAITLAND:

First of all,...first of all, Senator Egan, I...if you...can I have your attention.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Well, Senator Maitland, I think that rather than closing there was another light on, so if you would yield. Senator Egan.

SENATOR EGAN:

Well, perhaps I should wait until I answer the question. But I...I again, in addition to Senator DeAngelis, I also would be in opposition to the amendment and urge its defeat.

Now if there is some accommodation that we can offer you, I would be more than happy to do so.

PRESIDING OFFICER: (SENATOR EEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President. First of all, Senator Egan, I apologize for not getting the amendment to you. Senator DeAngelis had been doing the work on the bill and I...and I gave him the bill this morning and I apologize for that. But let me...let me respond to...to Senator DeAngelis' comments. There was a period after the court decision when there in theory was no law. There was nothing governing what took place on the universities with regard to activities in the student union. And Illinois State University, again, entered into some lease arrangements with some private vendors who...who came in and bid for the spot, bid for the territory, are paying taxes even...even contrary to some of the reports that are out are paying real estate tax on...on that area and...and if...if in fact, you're not attempting to get at some university for whatever activities might be taking place, why go back to January 1, 1980 then? Why not make it concurrent with the...with the...with the...or coincide with the date of the bill? If that's what we're trying to do then fine, let's do it, and I...I would again ask for the Body's support of Senate Amendment No. 2 to Senate Bill 1470.

PRESIDING OFFICER: (SENATOR EEMUZIO)

All right. Further discussion? Senator Maitland was closing. Senator Maitland has moved the adoption of Amendment No. 2 to Senate Bill 1470. Those in favor will signify by saying Aye. Opposed will say No...the amendment is declared lost. There is a request for a roll call. All right. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the

record. On that question, the Ayes are 12, the Nays are 25, 4 voting Present. The amendment is declared lost a second time. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1481, Senator Collins. Senator Collins on the Floor? Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1481.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Public Health, ... Welfare and Corrections offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Collins.

SENATOR COLLINS:

Yes, thank you, Mr. President and members of the Senate. Senate Committee Amendment No. 1 simply cleared up a technical error in the bill in order to bring it in compliance with the existing laws for the income tax exemptions for child abuse and wildlife protection, and I move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there any discussion? Senator Collins moves the adoption of Committee Amendment No. 1 to Senate Bill 1481. Those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Bottom of page 4, Senate Bill 1509, Senator Lemke. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1509.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Local Government offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lemke.

SENATOR LEMKE:

...the Committee Amendment No. 1, I'd like to have that Tabled 'cause it's in the Floor amendment which clears up a lot of problems that were raised in committee.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Lemke moves to Table Committee Amendment No. 1. Is there any discussion? If not, those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. The...amendment is Tabled. Further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Lemke.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Lemke.

SENATOR LEMKE:

What this amendment does is...it's...it's regards to a division of...a park district in my district, Hodgkins and McCook into two separate park districts, one in McCook and one in Hodgkins. This bill sets out the groundwork and puts the immediate effective date because the election will have to be in November, and I ask for its consideration.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there any discussion? Senator Mahar.

SENATOR MAHAR:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Mahar.

SENATOR MAHAR:

Yes. Senator Lenke, does the...is the repealer in the new amendment? There was a repealer in the old amendment...thank you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator...Senator Lenke.

SENATOR LENKE:

(Machine cutoff)...repealer is in...in there and there's also the question in regardsto the division of the property that's now in the joint park district, how it's divided, when the bill is passed. So there's no argument between the two villages.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Lenke moves the adoption of...of Amendment No. 2 to Senate Bill 1509. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Top of page 5...middle of page 5, 1524, Senator Coffey. Senator Coffey on the Floor? All right. The middle of page 9...the middle of page 9, we are skipping all the appropriation bills, so we're going to skip over to page 9. The middle of page 9, 1607, Senator Watson. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1607.

(Secretary reads title of bill);

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Watson.

SENATOR WATSON:

Thank you, Mr. President. As you know, we have raised the vehicle registration fees to ultimately forty-eight dollars, and what the bill and the...the Transportation Committee amendment will do is actually reduce by fifty percent the cost of vehicle registration fees for senior citizens over sixty-five years of age and...and disabled individuals who qualify under the circuit breaker program. I move for the adoption of the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Watson moves the adoption of Committee Amendment No. 1 to Senate Bill 1607. Is there any discussion? Any discussion? Senator Smith, your light is on. Any further discussion? Those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. All right. With leave of the Body, we will go back to page 4. I am told that there was an amendment filed on 1484, also on 1491 if Senator Bloom is on the Floor. I understand they are both noncontroversial, and if we can, with leave of the Body, go back to page 4 on the Order of 2nd

Reading, 1484. Is leave granted? Leave is granted. Mr. Secretary, 1484...Jeremiah Joyce. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1484.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Gec-Karis.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis.

SENATOR GEC-KARIS:

Mr. Speaker, Ladies and Gentlemen of the...of the Senate, my amendment simply makes it a Class 3 felony instead of a Class 4.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there any discussion? Senator Gec-Karis...moves the adoption of Amendment No. 1 to Senate Bill 1484. Those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. The amendment is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Page 4, with leave of the Body, 1491, Senator Bloom. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1491.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SB 1629  
2nd Reading

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. All right, with leave of the Body, we'll return to the...regular order of business now on page 9...page 9, with leave of the Body. Is leave granted? Leave is granted. We will return to 1612, page 9, Senator Philip. Page 10, top of page 10, 1625, Senator Maitland. 1629, Senator Vadalabene. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1629.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Insurance, Pensions and Licensed Activity offers two amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Vadalabene. Is Senator D'Arco on the Floor? (Machine cutoff)...Egan, for what purpose do you arise?

SENATOR EGAN:

Yes, while there's a moment here, Senator...Mr. President, I would like to be added as the cosponsor to House Bills 2345 and 2377.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. You've heard the request. Is leave granted, Mr. Secretary? Leave is granted. Senator D'Arco on committee amendments to Senate Bill 1629.

SENATOR D'ARCO:

Thank you, Mr. President. Amendment No. 1 deletes "may at his" and inserts in lieu thereof "shall" and also deletes the word "discretion." It is basically a technical amendment to the Horse Breeder's Racing Act...and I would ask for adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator D'Arco moves for the adoption of Committee Amendment No. 1 to Senate Bill 1629. Is there any

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

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco.

SENATOR D'ARCO:

Thank you, Mr. President. Amendment No. 2 clarifies that only horses entered and competing in race meetings may be treated with Lasix, and this was requested by the Department of Agriculture.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator D'Arco moves the adoption of Committee Amendment No. 2 to...Senate Bill 1629. Is there any discussion? If not, those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 2 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 3 offered by Senator DeAngelis.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis. Senator DeAngelis on the Floor?  
Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. The amendment simply changes the definition of competition from forty-five miles to thirty-five miles.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator DeAngelis moves the adoption of Amendment No. 3 to Senate Bill 1629. Is there any discus-

sion? Any discussion? If not, those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 3 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1644, Senator Berman. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1644.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Elementary and Secondary Education offers one amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. This amendment that we adopted in committee has been substantially revised, and I will be offering Floor Amendment No. 2 to this bill and, accordingly, I would move to Table Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Senator Berman moves to Table Committee Amendment No. 1. Is there any discussion? Any discussion? Those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. The...amendment is Tabled. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. This is the amendment to the Asbestos Act which we introduced earlier this year. This amendment has been developed with numerous consultations with the State Board of Education, the Department of Public Health, Illinois EPA, Capital Development Board, the Service Employees Union, IEA, and the Association of School Boards. The...the amendment changes the nature of the bill; the bill originally as introduced required total removal of all asbestos within a three-year period. This bill is...now changes that concept and changes the title of the bill to the Asbestos Abatement Act, and in essence what it does is to say that we are...placing the responsibility for determining the nature of the asbestos problem throughout our schools in the State with the Department of Public Health. They are to hold hearings and issue...regulations regarding either containment or removal or abatement of asbestos. There is a time line that allows for both the issuance of regulations and adequate time frame for schools to address these problems. We've also addressed in this amendment something that a number of you have asked me about and that is whether schools that have previously undertaken abatement or removal procedures would be eligible when we proceed with a funding mechanism, and we have specifically provided that schools which have already undertaken corrective action shall be eligible for reimbursement. The actual mechanism for funding, we had a twenty million dollar provision in the bill originally, that's taken out. What we will do and what we require Department of Public Health to do under this is to come back to us by January 1 of '85, next January, and give us data as to the estimated costs, their recommendation for the funding mechanism and a recommendation as to what schools will in fact qualify, whether it be old schools or new schools, old undertakings or new undertakings, the cost of those so that we can address

this as to the dollars from the State in 1985. All the questions regarding money in this bill has...has now been removed. And I'd be glad to respond to any questions and at the appropriate time move for the adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there any discussion? Senator Hudson.

SENATOR HUDSON:

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Hudson.

SENATOR HUDSON:

Art, I remember the discussion very well in committee that day and one of the...one of the questions which I don't think you have addressed that came up in committee was the question of the private schools as well as the public schools as contained in the original bill. Does your amendment address that problem?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman.

SENATOR BERMAN:

No. The bill as I explained in committee is a...what I consider a health measure rather than an education measure. We will be getting again the facts and figures from Department of Public Health will give us the costs for the publics, the cost for the privates. We will be addressing a policy decision once we have the facts in 1985 whether it...it is our decision to address the needs of children in the non-public schools or not. That is not either irrevocably included or excluded under our amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Further discussion? Senator Berman moves the adoption of Amendment No. 2, Senate Bill 1644. Those in favor will signify by saying Aye. Opposed Nay. The

Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

Amendment No. 3 offered by Senator Maitland.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Thank you, Mr. President, Ladies and Gentlemen of the Senate. Senate Amendment No. 3 deletes all references to...to nonpublic schools. Senator Hudson addressed the issue. I believe that...that the nonpublic schools should be deleted and that's what this amendment does. I would move for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

All right. Is there any discussion? Senator Berman.

SENATOR BERMAN:

I may have missed something but I don't recall you telling me that you were going to offer this amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Maitland.

SENATOR MAITLAND:

Well, thank you, Mr. President. Senator Berman, as you may or may obviously did not recall, I asked you as you were testifying on the bill, "Senator Berman, would you accept an amendment deleting nonpublic schools?" You responded by saying, "No, not today," and I said, "I will have an amendment." And I...this is the second time I've been challenged on amendments this morning. I'm sorry if...if we didn't get that communication.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator Berman.

SENATOR BERMAN:

All right. I'll accept his apology, try not to have it happen again. On the amendment, my response today is the

same essentially as it's been before in committee. Asbestos is a health concern. This bill addresses it as it relates to the asbestos that exists in schools. But I suggest to you, Ladies and Gentlemen, that this is not an education issue where we are departing as to whether a child is in the parochial schools or the public schools. The question is whether their health is in danger by the conditions of the school in which they sit. That is the reason why I included the non-public schools in this bill and in the amendment so that we intelligently can make a policy decision when we know the facts. At this moment, we don't know whether there is an asbestos danger in the nonpublic schools or not. We don't know that if there is a danger whether the cost of that removal is ten dollars or ten million dollars. I would suggest that we defeat this amendment at this time and that we address the total health concerns of all our children in Illinois, and therefore, I stand in opposition to Amendment No. 3.

PRESIDING OFFICER: (SENATOR DEMUZZIC)

All right. Further discussion? Further discussion? Senator Maitland may close.

SENATOR MAITLAND:

Well, thank you, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZZIC)

Oops, Senator...Senator Maitland, if you would yield a moment, Senator DeAngelis just turned his light on just as I called on you. Senator DeAngelis.

SENATOR DeANGELIS:

Question of the sponsor.

PRESIDING OFFICER: (SENATOR DEMUZZIC)

Indicates he will yield. Senator DeAngelis.

SENATOR DeANGELIS:

The funds that are going to be provided, are those funds going to be distributed to private schools and public schools

both?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Berman indicates he will answer. Senator Berman.

SENATOR BERMAN:

If I...if I may, Senator DeAngelis, under Amendment No. 2 there is no provisions for any disbursement of State funds. The bill as it sits now is only to gather information. Next January, next Session in the Spring, the issue as to money and who it will go to will be addressed.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Now Senator Maitland may close.

SENATOR MAITLAND:

Thank you, very much, Mr. President. I...I commend Senator Berman for the work he's done on this issue. It's a...it's a very I guess controversial issue, and I think we've but...but seen the tip of the iceberg. You know, asbestos is not only in schools in this State, there's asbestos in virtually every public building, asbestos in your homes. So it...it does go beyond the educational issue, it goes much beyond that. And I would suggest to the Body that since this is our first entrance into this arena that we ought to address only the public schools and...and see how it goes from there. No one has any idea how many private schools we have out there who might well in fact qualify for these dollars and quite frankly would...would perhaps negate some of the effect upon the public schools. I...I think this is a...an attempt we should make now, and I would move again for the adoption of Senate Amendment No. 3.

END OF REEL

REEL #2

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Maitland has moved the adoption of Amendment No. 3 to Senate Bill 1644. Those in favor will signify by saying Aye. Opposed Nay. Noes have it. The amendment is declared lost. Senator Maitland, are you joined by two additional members? Alright. Senator Schaffer...and Senator Donahue. We will have a roll call. Those in favor of the adoption of Senate...of Amendment No. 3 to Senate Bill 1644 will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Sam. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 19, the Nays are 32, 1 voting Present. Amendment No. 3 having failed to receive the...majority vote is declared lost again. Further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

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

SENATOR NEWHOUSE:

Mr. President, I'd like leave of the Body to, at this time, introduce in the President's Gallery a group of school...of...of higher education administrators led by Doctor Alvin Tounsel and Doctor Morris...Doctor William Morris...Doctor Charles Morris, I'm scrry, were here for a meeting on the Illinois Committee on Black Concerns and Higher Education. I'd liked to introduce them and...have them recognized by this Body.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Will our guests in the gallery please rise and be recognized by the Senate. Welcome to Springfield.

SENATOR NEWHOUSE:

Thank you, Mr. President.

PRESIDING OFFICER: (SENATOR DEMUZIO)

At this time also, we have a special guest who is with us. Senator Coffey. Senator Coffey has a special guest with us today.

SENATOR COFFEY:

Thank you, Mr. President. Today we are honored to have here with us a lovely lady that happens to come from Central Illinois, from Senator Weaver and my district, that we would like to introduce to you, Miss 1984 Illinois National Teenager. I would like to make a few comments on her behalf, if I could. She attends high school in Bossville, Alvin High School; she is a senior there, ranks third in her class; her school honors include: National Honor Society, high honor roll, American Legion Good Citizenship Award, State Science Fair, which she received first place. Her school offices she held were: Student Council, which she was president; National Honor Society, which she was secretary; cheerleader, of which she was captain; and the Thespians, which she was treasurer. The honors she has received is Student Advisory Council, the State Board of Education, which she has held for two years; Who's Who's Among High School Students; Illinois Teenage Institute on Substance Abuse, which is the Springfield rep.; National Science and Merit Award, United States Cheerleader Achievement Award, National Honor Roll, second runner up in Miss Illinois County Fair Queen, United State Student Council Award and many, many others. I think are indeed fortunate to have not only a lovely lady but a very capable and competent lady here to represent, Miss 1984 Illinois National Teenager and I would like to introduce to you to make a few comments Brenda Jo Massingal.

BRENDA JO MASSINGAL:

(Remarks by Brenda Jo Massingal)

SENATOR COFFEY:

If we could, we would like to present...Senator Weaver, myself would like to present this plaque to you, Brenda, which says "Illinois State Senate certifies that...recognition to Brenda Jo Massingal in honor of her 1984 Miss Illinois National Teenager." It's signed by the President of the Senate, Phil Rock; Kenneth Wright, Secretary of the Senate along with Senator Stanely Weaver and myself, and we're certainly honored to have you here today. If I could, very quickly, two other introductions that I would like to make. First of all, I think it's very appropriate that Linda Massingal, the mother of the young lady, which we'll see also, say that she is very lovely also here to my right. It's...it's unfortunate that the her father was unable to be here, and as you know, with all the rain and everything that's going on and he is a farmer in our district and there is sometimes priorities in trying to make a living, and he was unable to attend today, but I know he would have liked to have been here. Also, Martha...Martha Smith, I think we ought to introduce, which is the State Director here to my right. Thank you, very much for allowing us to be here and thanks again for being here today.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Bottom of page 10, Senate Bill 1660, Senator DeAngelis. Senator Berman, for what purpose do you arise?

SENATOR BERMAN:

...45

PRESIDING OFFICER: (SENATOR DEMUZIO)

Bottom of page 10, 1660, Senator DeAngelis. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1660.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Public Health, Welfare and Correction offers two amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis. Senator DeAngelis.

SENATOR DeANGELIS:

Amendment No. 1 takes care of a concern that the Illinois sheriffs have by defining what a detention facility is. I urge its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any discussion? Senator Donahue.

SENATOR DONAHUE:

Question of the sponsor, please.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Donahue.

SENATOR DONAHUE:

Senator DeAngelis, what happens with the small county jail in detaining a juvenile when they have no other place but that...but the one jail in the whole county? What will happen?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Well, Senator Donahue, I will ask...I will answer your question, but I think you're addressing the bill rather than the amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Will the sponsor yield for a question?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Indicates he will yield. Senator Geo-Karis.

SENATOR GEO-KARIS:

...does your amendment...in the debate that we had in the committee, it was brought up that smaller counties would not have the facilities to have separate buildings or have separate stairways and separate elevators. Now, does your amend-

ment address that because if not, I would appreciate if you would put an amendment to take care of the smaller counties that don't have the...the means to have separate stairways and separate buildings and what have you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Well, Senator Geo-Karis, this amendment was offered in committee and it does explain that you can have a facility of the same nature. You do have to have a separation in the facility. This is a committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Geo-Karis.

SENATOR GEO-KARIS:

I...I understand. All I am saying, Senator, is that hopefully that you will have another amendment...would you bring it back for...if this goes...if this bill goes on 3rd reading, would you bring it back to 2nd for another amendment to protect the smaller counties that don't have the means to have separate stairways, separate elevators and what have you? This is what I'm asking you.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

I will, Senator Geo-Karis, if you promise to read this amendment first.

PRESIDING OFFICER: (SENATOR DEMUZIO)

...further discussion? Senator Marowitz.

SENATOR MAROVITZ:

I think I was chairing the committee at the time and I've had several discussions with everybody involved in this legislation. In regards to your question, Senator Geo-Karis, there are alternative facilities available in every county, which would facilitate that rather than cause a great

expenditure of...of a building of new facilities. There are alternative facilities available in each and every county and it...if you...if anybody wanted to know what those alternatives were in any particular county, I could have somebody from the department send it to you to let you know what those alternatives are. This is a good amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Further discussion? Senator DeAngelis moves the adoption of Committee Amendment No. 1 to Senate Bill 1660. Those in favor will say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is...Committee Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator DeAngelis.

SENATOR DeANGELIS:

Thank you, Mr. President. This amendment addresses a concern by the juvenile police officers as to what the six-hour period is and it defines it. I urge its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Is there any discussion? Any discussion? Senator Macdonald.

SENATOR MACDONALD:

Can you clarify that just a little more for me, please?

PRESIDING OFFICER: (SENATOR DEMUZIO)

Sponsor indicates he will yield. Senator DeAngelis.

SENATOR DeANGELIS:

Certainly, Senator Macdonald. In fact, I'll read it to you. "Youth shall be considered confined when placed in a locked room or when their movement is limited by physically restricting hardware."

PRESIDING OFFICER: (SENATOR DEMUZIO)

Further discussion? Senator DeAngelis moves the adoption

of Committee Amendment No. 2 to Senate Bill 1660. Those in favor will indicate by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Any further committee amendments?

SECRETARY:

No...no further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments of the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. With leave of the Body, the Chair inadvertently skipped over 1655. With leave of the Body, we will return to that...that order. Is leave granted? leave is granted. Senator Rock. Senate Bill 1655. Read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1655.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Top of page 11. Senate Bill 1664, Senator D'Arco. Senate Bill 1673, Senator Chew. Senator Chew on the Floor? Senate Bill 1708, Senator Bruce. Senator Bruce on the Floor? Page 12, top of page 12, Senate Bill 1725, Senator Marovitz. Page 12, top of page 12, 1725. You want the bill called? Read the bill, Mr. Secretary, please...1725, read the bill, Mr. Secretary, please.

SECRETARY:

Senate Bill 1725.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

Thank...thank you, very much, Mr. President and members of the Senate. Amendment No. 1 was a committee amendment which was adopted. It establishes the Senior Citizen Abuse and Neglect Act and provides for mandatory reporting of suspected cases of abuse and neglect and mandates the Department of Aging to provide protective services to those who are in fact victims of abuse and neglect. I would ask for the adoption of Committee Amendment No. 1 to Senate Bill 1725.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Is there any discussion? Any discussion? Senator Marovitz moves the adoption of Committee Amendment No. 1 to Senate Bill 1725. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 1 is adopted. Any further committee amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the floor?

SECRETARY:

Amendment No. 2 offered by Senator Marovitz.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President and members of the Senate...Amendment No. 2 just changes a wrong date that was in the bill. Inadvertently...1984 was in there and it's suppose to be 1985. That's the only change in Amendment No. 2 and I would ask for its adoption.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Is there any discussion? Senator Marovitz moves the adoption of Committee Amendment No. 2 to Senate Bill 1725. Those in favor signify by saying Aye. Opposed Nay. The Ayes have it. Committee Amendment No. 2 is adopted. Any further committee amendments?

SECRETARY:

No further...that was a Floor amendment. No further Floor...

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any further Floor amendments?

SECRETARY:

...no further Floor amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Senate Bill 1752, Senator Welch. Whcop Senate...Senate Bill 1752, Senator Welch. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1752.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. There is a Floor amendment that I just...

SECRETARY:

No committee amendment.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any Floor amendments?

SECRETARY:

Amendment No. 1 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Welch.

SB 1747  
2nd reading

SENATOR WELCH:

Thank you, Mr. President. This bill is from an Attorney General sponsored bill amending the Physical Fitness Service Act. The purpose of my amendment was in response to comments by Senator Barkhausen during the committee hearing. In particular, what this amendment does is limit the time a consumer can cancel a contract by written notice to a period within thirty business days after the contract is signed. That is the amendment. In addition, it clarifies how much money has to be paid by the consumer how much the consumer will be liable to the Senator...to the center if he does cancel the contract. It's limited to ten percent of the balance due under the contract or fifty dollars, which is very similar to the original bill.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Alright. Senator Welch moves the adoption of...of Amendment No. 1 to Senate bill 1752. Is there any discussion? If not, those in favor will signify by saying Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

3rd reading. Alright, with leave of the Body, there was a Floor amendment that was filed on 1747. The Calendar was not marked, and with leave of the Body, we will go back...return to Senate Bills 1747. Is leave granted? Leave is granted. Okay, on middle of page 12, Senate Bill 1747.

SECRETARY:

Senate Bill 1747.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1, by Senator Etheredge.

PRESIDING OFFICER: (SENATOR DEMUZIO)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Mr. President, Ladies and Gentlemen of the Senate, what this amendment would do would be to permit those handful of school districts, somewhere between three and ten, that began the process of...issuing Working Cash Fund Bonds last fall but were...caught in the switches as a consequence of a court decision handed down at that time. The...this amendment has the approval of the School Problems Commission and the other...at people here, so I would move for...its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Etheredge moves the adoption of Amendment No. 1 to Senate Bill 1747. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any...3rd reading. On the Order of Senate Bills 2nd Reading, Senate Bill 1794, Senator Bloom. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1794.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Judiciary II offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Bloom.

SENATOR BLOOM:

Basically, this is a clarifying amendment to tie it down

AB1735  
2nd Reading

to the elements of the offense would involve personal injury as well as property damage and the...putting the officer in great bodily harm. I'd urge its adoption. Also, how come we skipped over 1793?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Floom moves the adoption of Amendment No. 1 to Senate Bill 1794. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. With leave of the Body, we do have three bills that we just skipped over. They do have Floor amendments and we'll go back to Senate Bills 1735, in the middle of page 12, Senator Berman. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1735.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

SENATOR BERMAN:

Well, thank you, Mr. President, Ladies and Gentlemen of the Senate. Amendment No. 1 was offered in committee but then withdrawn because the question was raised by Senator

SB 1727  
2nd Reading

Barkhausen as to whether certain language that was in the original bill dealing with the use of bonds for the payment of interest accrued on previous bonds should remain in the...the bill. Since the time of the committee hearing, I've heard from Counsel for the School Finance Authority and they've explained to me why that language is necessary to remain in the bill, so the amendment that's being offered from the Floor is the same one that we had in committee, and I've touched base this morning with Senators Barkhausen and Senator Hudson, the minority spokesman on the Finance Committee. The...the amendment shifts the authority for issuance of these bonds from the Board of Education to the School Finance Authority. It limits the purpose of these bonds to rehabilitation only of Chicago school buildings and authorizes ninety-five million dollars in bonds for...to be issued by the school Finance Authority for the purposes of rehabilitation. I move the adoption of amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Eerman moves the adoption of Amendment No. 1 to Senate Bill 1735. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. On the Order of Senate Bills 2nd Reading. Senate Bill 1727, Senator Marcovitz. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1727.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1...Floor Amendment No. 1 offered by Senator Marovitz.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Marovitz.

SENATOR MAROVITZ:

Thank you, very much, Mr. President, and members of the Senate. Inadvertently, effective date was left out of the legislation. Amendment No. 1 makes the Act take effect thirty days after becoming law. I would ask for adoption of Amendment No. 1 to Senate Bill 1727.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Marovitz moves the adoption of Amendment No. 1 to Senate Bill 1727. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1754, Senator Welch. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1754.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Barkhausen.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen. Senator Barkhausen.

SENATOR BARKHAUSEN:

Mr. President, I'd ask leave to withdraw this amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

You've heard the motion. Leave granted? Leave is granted.  
Any further amendments?

SECRETARY:

Amendment No. 1 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. The purpose of this amendment is to clarify what is to be disclosed in an offer for sale. The addition to the bill says that "Any condition or obligation necessary for acceptance which are not disclosed in the same advertisement or offer." It delineates the type of situation where somebody offers for sale one item, buy one, get one free and the purpose is in response to the Illinois Merchants Association request.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Welch moves the adoption of Amendment No. 1 to Senate Bill 1754. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1756, Senator Welch. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1756.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Executive...no...no committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. Amendment No. 1 states as follows: it goes after the definition of what a seller is. The purpose of the amendment is to clarify that newspapers are not included in the definition of advertising. It merely states that "The seller shall not include any newspaper which publishes such advertisement for a fee in the normal course of business." This is requested by the Press Association. I move...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Welch moves the adoption of Amendment No. 1 to Senate Bill 1756. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

Amendment No. 2 offered by Senator Welch.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. This is a technical amendment to clarify the use of a "non" word, the word n-o-n. What it does is it changes the words "nonregistration" to one word not two.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Welch moves the adoption of Amendment No. 2 to Senate Bill 1756. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1797, Senator Newhouse. Senate

Bill 1798, Senator Jerome Joyce. Senate Bill 1803, Senator Bloom. Senate Bill 1811, Senator Luft. Senate Bill 1841, Senator Degnan. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1841.

(Secretary reads title of bill.)

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

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Degnan.

SENATOR DEGNAN:

Thank you, Mr. President. Senate Bill 1841 amends the Unified Code of Corrections with respect to the Prisoner Review Board. Committee Amendment No. 1 makes decisions of the board as a whole public as opposed to the initial bill which made individual members' vote public. I move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Degnan moves the adoption of Amendment No. 1 to Senate Bill 1841. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any...any amendments from the floor?

SECRETARY:

No floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading...Senator Rock. With leave of the Body, we'll go back to Senate Bill 1801 for Senator Rock. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1801.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senator Rock on 1850. 1853, Senator Becker.  
Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1853.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Local Government  
offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Becker.

SENATOR BECKER:

Thank you, Mr. President. I request to Table Committee  
Amendment No. 1 as I have submitted substitute Amendment No.  
2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Becker moves to Table Committee Amendment No. 1.  
Is leave granted? Leave is granted. Senator Becker.

SENATOR BECKER:

On Floor amendment...

SECRETARY:

...Amendment...

SENATOR BECKER:

...Floor Amendment No. 2...

PRESIDING OFFICER: (SENATOR SAVICKAS)

...Mr. Secretary.

SECRETARY:

No further committee amendments. Floor Amendment No. 2  
offered by Senator Becker.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Becker.

SENATOR FECKER:

Thank you, Mr. Chairman. Amendment No. 2 corrects spelling errors and makes other clarifications. On line 16 of the bill it corrects a spelling error; it read "chains" instead of "drains". It clarifies the meaning of essential services by inserting the phrase, "including but not limited to...telecommunications services. Three, assures that one provider of the same or similar services may make application to the Illinois Department of Transportation. Four, makes sure that any approval is consistent with the rules and regulations of appropriate Federal agencies." I move for the adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Fecker moves the adoption of Amendment No. 2 to Senate Bill 1853. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. With leave of the Body, we'll go back to page 13, at the bottom. We have Senate Bill 1844 for Senator Jones. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1844.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Jones.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Jones.

SENATOR JONES:

Yes, thank you, Mr. President and members of the Senate. Amendment No. 1 to 1844 is amendment that really takes out the...the redundant language in the bill. It clarifies the duration of the tax levy and adds new...new language...which further clarifies the intent of the bill, and I move for its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? Senator Jones moves the adoption of Amendment No.1 to Senate Bill 1844. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1845, Senator Joyce. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1845.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Jeremiah Joyce.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Joyce.

SENATOR JEREMIAH JOYCE:

Thank you, Mr. President, members of the Senate. Amendment No. 1 to Senate Bill 1845 includes the Chicago Police Department and Chicago police officers in the bill. Presently, the bill as, sits in front of us only applies to Chicago Fire Department.

SB 1855  
2nd Reading

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Joyce moves the adoption of Amendment No. 1 to Senate Bill 1845. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill...on the Order of Senate Bills  
2nd Reading, Senate Bill 1855, Senator Berman. Read the bill,  
Mr. Secretary.

SECRETARY:

Senate Bill 1855.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Elementary and  
Secondary Education offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. This bill deals with the procedures involved for handicapped children in the school...in the school system. The amendment that was adopted in committee, some questions were raised by the State Board of Education and they have been...those concerns have been addressed in the Floor Amendment No. 2 that I will be offering, and therefore, I move to Table Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

You've heard the motion. Senator Berman moves to Table Committee Amendment No. 1 to Senate Bill 1855. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is Tabled. Any further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

SENATOR BERMAN:

Thank you, Mr. President. Amendment No. 2 sets forth the procedures that are to be followed in the evaluation process of a child that seeks special education services in our public schools. It provides that a copy of the reports are to be given to the parents. It sets forth in detail the opportunities available to the parent for an independent evaluation and making a list of independent evaluators available to those parents and sets a time frame for that independent evaluation. I move the adoption of Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? Senator Maitland.

SENATOR MAITLAND:

Well, thank...thank you, Mr. President. Senator Berman, I guess we have a serious breakdown in communication here. Our staff didn't have any idea that this was going on either, and...and can you assure the Body that...that...are we in theory adopting the...a sequel to Committee Amendment No. 1 with no hidden talents?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

SENATOR BERMAN:

You mean aside from the million dollars for the Bloomington Schools?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Berman moves the adoption of Amendment No. 2 to Senate Bill 1855. Those in favor indicate by saying Aye. Those opposed. The Ayes have

it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1864, Senator Schuneman.  
Can...on the Order of Senate Bills 2nd Reading, Senate Bill  
1857, Senator Darrow. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1857.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the floor?

SECRETARY:

Amendment No. 1 offered by Senator Darrow.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Darrow.

SENATOR DARROW:

Thank you, Mr. President. I'd like to withdraw that  
amendment and go with the next one.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Darrow asks leave of the Body to withdraw Amend-  
ment No. 1 from Senate Bill 1857. Is leave granted? Leave  
is...wait...

SENATOR DARROW:

I'm sorry, that one has already been withdrawn. We would  
go with the amendment that you have up there.

PRESIDING OFFICER: (SENATOR SAVICKAS)

...let's...let's take this out of record for a second.  
Let's get back...

SECRETARY:

Amendment No. 1, Senator Darrow, was...Mike picked it up  
this morning. We are now on Amendment No. 1. Right.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Yes, for the record, Senator, your amendment that you indicated to with...be withdrawn was withdrawn earlier. This is the amendment that you wish to have placed on the bill, and it is now technically Amendment No. 1. Senator Darrow.

SENATOR DARROW:

Thank you, Mr. President. I would move for the adoption of Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Darrow moves the adoption of Amendment No. 1 to Senate Bill 1857. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. For what purpose Senator Lechowicz...

SENATOR LECHOWICZ:

Thank you, Mr. President. I just wanted to ask the gentleman what the amendment did, that's all...I think it's still in order.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Darrow, would you explain to the Senator what it does?

SENATOR DARROW:

Sure. Amendment No. 1 made some technical changes to bring this bill in conformity with the existing civic center authorities, and it also increased the representation for East Moline from one member to the board to two members of the board, changed the requirements for a quorum from four to five; and other than that, that's basically what it did.

PRESIDING OFFICER: (SENATOR SAVICKAS)

If there's no further discussion, we'll move on to Senate Bill 1864, Senator...Senator Macdonald, do you have an amendment on that bill?

SB 1862  
2nd Reading

SENATOR MACDONALD:

Yeah.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Okay, on Senate Bill 1862, Senator Macdonald. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1862.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Macdonald.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 actually is technical in nature and was put onto the bill at the request of the Department of...or Illinois IEPA and the Department of Energy and Natural Resources. The rewording of Section 5D will give the board the jurisdiction authority to hear appeals from all final determinations but only if these determinations involve a subject the board is authorized to regulate. It does not create any new right of appeal. The second part of the amendment is a rewording of Section 28-1 which basically says that the board...general regulation is unreasonably cumbersome and impossible and inappropriate as applied to a subcategory of pollution sources. It eliminates the requirement that the board state an appropriate range of standards. The...the main and bottom line of this whole change is that in two cities, Pontiac and Bloomington, who have already made proposals that the change in this language will save as much, in the case of Bloomington, as twenty-five to twenty-eight million dollars.

So, we feel that the streamlining with the approval of the Department of Nuclear Safety, the IEPA and the Department of Natural Resources is indeed reasonable and improves the...Senate Bill 1862 substantially. I move for the approval of these amendments...of this amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is...is there any discussion? If not, Senator Macdonald moves the adoption of Amendment No. 1 to Senate Bill 1862. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1865, Senator Weaver. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1865.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Insurance, Pensions and Licensed Activities offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Weaver.

SENATOR WEAVER:

I think this is just the assessment funding bill, Mr. President, and it may need to come back later for further amendment, but I would move adoption of this one at this time.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? Senator Kelly.

SENATOR KELLY:

Yes, Mr. President, I'd like to ask the sponsor a question.

PRESIDING OFFICER: (SENATOR SAVICKAS)

He indicates he'll yield.

SENATOR KELLY:

Senator Weaver, I just wanted to ask you what the...this particular amendment does as far as the assessments go. I know what the issue is, but I'd like to know what this amendment does. It...its different from what the bill was originally.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Weaver.

SENATOR WEAVER:

Well, Committee Amendment No. 1 changes the amount of the initial premium on which the assessment is made from forty-five thousand to ninety thousand. The forty-five thousand figure was incorrect, and this would also give them the maximum assessment still at forty-five thousand.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Kelly.

SENATOR KELLY:

Thank you.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, the question is, shall Amendment No. 1 to Senate Bill 1865 be adopted. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the floor?

SECRETARY:

No floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1867, Senator Watson. Senate Bill 1868, Senator Barkhausen. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1868.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Barkhausen, our sheet indicated there was a committee amendment. The Clerk has...the Secretary has no committee amendment and unless there is a Floor amendment. No amendments. 3rd reading. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. There was a committee amendment, because the amendment was at the request of the Reference Bureau. It makes the bill specifically and...and unquestionably preemptive of any home rule authority, and without that amendment...

PRESIDING OFFICER: (SENATOR SAVICKAS)

Secretary has no amendment. Senator Barkhausen has indicated to us that he will bring the bill back for...for an amendment. Is Senator Etheredge here? If we have leave of the Body to go back to Senate Bill 1864 for Senator...Schuneman. Is leave granted? Leave is granted. On 1864, read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1864.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Finance and Credit Regulations offers one amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Schuneman.

SENATOR SCHUNEMAN:

Thank you, Mr. President. This is the bill that would

AB 1875  
2nd Reading

create the new General Obligation Bond Act for the State, and the Committee Amendment No. 1 merely correctly lists the amount of bond authorizations in those various bond funds. The bill as prepared had some slight errors in the correct authorization figures, so the amendment simply is a technical one.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Schuneman moves the adoption of Amendment No. 1 to Senate Bill 1864. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1873, Senator Davidson. Senate Bill 1881, Senator Weaver. Senator Weaver. Senator Weaver.

SENATOR WEAVER:

Yes, how about 1876?

PRESIDING OFFICER: (SENATOR SAVICKAS)

Well, we were moving bills that indicated they had committee or Floor amendments; 1876 did not have one on our Calendar. Alright, let's go right down the line then. 1875, Senator Grothberg. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1875.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

SB 1876  
2nd Reading

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1876, Senator Weaver. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1876.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator D'Arco.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator D'Arco. Senator D'Arco. Senator D'Arco offered amendment on Senate Bill 1876.

SENATOR D'ARCO:

I'll be right there. I'll be right there...

SECRETARY:

...very short. "Department of...Central Management Services of any State agency for whom the Department Management operates and maintains property."

SENATOR D'ARCO:

...this, as far as I know, is a technical amendment and I...

PRESIDING OFFICER: (SENATOR SAVICKAS)

This...yes, Senator, this, if I remember, was to restrict the police to...within their property boundaries unless they were in pursuit of a criminal.

SENATOR D'ARCO:

Exactly. Very good, Frank. Very good.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any further discussion? If not, Senator D'Arco moves the adoption of Amendment No. 1 to Senate Bill 1876. Those in favor indicate by saying Aye. Those opposed. The

Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1878, Senator Donahue. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1878.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Donahue.

PRESIDING OFFICER: (SENATOR SAVICKAS):

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President. This is simply a technical amendment that adds two words...well, it's the same word just moved down a line. It's the word "units."

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Donahue moves the adoption of Amendment No. 1 to Senate Bill 1878. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1881, Senator Weaver. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1881.

SB 1889  
2nd Reading

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Hall.

SENATOR HALL:

Thank you, Mr. President. Senator Weaver, could I talk to you for a minute? Could we just hold that for a second, I'll come over and talk to you a minute? Alright. Thanks.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Take it out of the record. Senate Bill 1887, Senator Joyce. Jeremiah Joyce. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1887.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1889, Senator Eerman. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1889.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Eerman.

SENATOR BERMAN:

Well, thank you, Mr. President. The Committee Amendment No. 1 does two things; it clarifies that the time frame for action by the General Assembly is thirty Session days as

opposed to Calendar days and then adds a long list of the Executive Branch directors and assistant directors that will be covered by the Fay Commission. I move the adoption of Committee Amendment No. 1.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Berman moves the adoption of Amendment No. 1 to Senate Bill 1889. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Berman.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Berman.

SENATOR BERMAN:

Thank you. Amendment No. 2 made a technical correction in the bill and also adds two more directors to the list covered by...under the Executive Branch of government. Move the adoption of Committee Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion...

SENATOR BERMAN:

I'm sorry, Floor Amendment No. 2.

PRESIDING OFFICER: (SENATOR SAVICKAS)

...is there any discussion? If not, Senator Berman moves the adoption of Amendment No. 2 to Senate Bill 1889. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 2 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

SB 1892  
x  
SB 1893  
2nd Reading

3rd reading. Senate Bill 1892, Senator Eck. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1892.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1893, Senator Eck. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1893.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1894, Senator Eck. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1894.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1896, Senator Hclmberg. Read

the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1896.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senators Holmberg and Rock.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Holmberg.

SENATOR HOLMBERG:

This amendment establishes the Illinois Disabled Person Identification Card to be administered by the Secretary of State. It defines disabilities by type and amends various Acts in the Statute to permit the use of such card into other forms of identification by disabled persons. This is the substantive amendment that we talked about in committee. There are some technical amendments coming from the Secretary of State and we plan to pull this back at that time and put those on. We were intending to, you know, have all those things in order before it moves out of the Senate.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? Senator Philip.

SENATOR PHILIP:

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

PRESIDING OFFICER: (SENATOR SAVICKAS)

She indicates she will yield.

SENATOR PHILIP:

Yeah, I can remember that in committee, it was rather controversial, the subject, and I think the Secretary of State had some reservations in regards to how to implement what you're trying to do. I'm hoping that...that you are sug-

gesting that the...the Secretary of State and you are working on those amendments that will do some thing that...that he realistically will be able to do. Good.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there further discussion? If not, Senator Holmberg moves the adoption of Amendment No. 1 to Senate Bill 1896. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. For what purpose does Senator Davidson arise?

SENATOR DAVIDSON:

A point of personal privilege.

PRESIDING OFFICER: (SENATOR SAVICKAS)

State your point.

SENATOR DAVIDSON:

Mr. President and members of the Senate, I'd like to introduce to the Senate the kindergarten class from Sacred Heart School here in Springfield, accompanied by their teacher, Mrs. Ruth McLendon; but more important to the members of the Senate, there's a boy up there in that class that is the son of our Parliamentarian, Frank McNeil.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Would they please rise and be recognized. It reminds me of Sam Vadalabene, when they stand up, you can't tell the difference. Senate Bill 1897, Senator Sangmeister. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1897.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

SB 1920  
2nd Reading

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1906, Senator Bruce. Senate Bill 1911, Senator Luft. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1911.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Luft.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Luft.

SENATOR LUFT:

Thank you, Mr. President. Floor Amendment No. 1 is a technical amendment. It deletes the word "and" and pluralizes the word "paragraph," and I would move for the adoption of Floor Amendment No. 1 to Senate Bill 1911.

PRESIDING OFFICER (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Luft moves the adoption of Amendment No. 1 to Senate Bill 1911. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER (SENATOR SAVICKAS)

3rd reading. Senate Bill 1912, Senator Luft. Senate Bill 1918, Senator Nedza. Senate Bill 1920, Senator Darrow. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1920.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Lenke.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Lenke.

SENATOR LENKE:

This is a technical amendment, just adds the language to the Act...except those...those of...those created pursuant to the Metropolitan Fair and Exposition Act, approved July 7, 1955. This is language the Reference Bureau has wanted me to put in in regards to a civic authority we created last year.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Lenke moves the adoption of Amendment No. 1 to Senate Bill 1920. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1925, Senator Bloom. No. Senate Bill 1927, Senator Philip. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1927.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Philip.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Philip.

SENATOR PHILIP:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 is...is a technical amendment only. It inserts the word "by" after "made." It changes the word "treasury" to "treasurer." It was a mistake in the IRB. I move its adoption.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Philip moves the adoption of Amendment No. 1 to Senate Bill 1927. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1929, Senator Earkhausen. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1929.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Earkhausen.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Earkhausen.

SENATOR EARKHAUSEN:

Mr. President and members, Amendment No. 1 simply provides for an effective date which will be July 1, 1984. It's the only purpose of the amendment.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Earkhausen moves the adoption of Amendment No. 1 to Senate Bill 1929. Those in

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

SECRETARY:

No further amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1930, Senator Etheredge. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1930.

(Secretary reads title of bill)

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

PRESIDING OFFICER: (SENATOR SAVICKAS)

Senator Etheredge.

SENATOR ETHEREDGE:

Yes, Mr. President, Ladies and Gentlemen of the Senate, this amendment adds back in language which was deleted in the original bill.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Is there any discussion? If not, Senator Etheredge moves the adoption of Amendment No. 1 to Senate Bill 1930. Those in favor indicate by saying Aye. Those opposed. The Ayes have it. Amendment No. 1 is adopted. Any further amendments?

SECRETARY:

No further committee amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDING OFFICER: (SENATOR SAVICKAS)

3rd reading. Senate Bill 1931, Senator Fecker. Senate Bill 1932, Senator Geo-Karis. Senate Bill 1933, Senator Lechowicz. Senate Bill 1935, Senator Marcovitz. Senate Bill 1938, Senator Joyce, Jerome Joyce. Senate Bill 1939, Senator

Jerome Joyce. Senate Bill 1940, Senator Demuzio. Senate Bill 1941, Senator Holmberg. Read...read the bill, Mr. Secretary. Senator Holmberg, do you wish to call 1941? Okay. Senate Bill 1942, Senator Marovitz. Senate Bill 1943, Senator Welch. Senate Bill 1944, Senator Rock. Senate Bill 1945, Senator Luft. 1946, Senator Luft. Senate Bill 1947, Senator Welch. Senate Bill 1948, Senator Demuzio. Senate Bill 1949, Senator Holmberg. Senate Bill 1950, Senator Welch. Senate Bill 1951, Senator Welch. 1952, Senator Rock. 1953, Senator Grothberg. 1954, Senator Rock. 1955, Senator Egan. 1957, Senator Bruce. For what purpose does Senator Vadalabene arise?

SENATOR VADALABENE:

Yes, I would like to be shown as a hyphenated sponsor on House Bill 2403.

PRESIDING OFFICER: (SENATOR SAVICKAS)

You've heard the request. Is leave granted? Leave is granted.

PRESIDENT:

If I can have your attention, there are...are four bills that have been pointed out as of an emergency nature; two on 2nd and two on 3rd. With leave of the Body, we can handle those four and then we'll run through 2nd readings again. They are appropriation bills and there's some urgency. Senator Berman on 1441. On the top of Page 4, on the Order of Senate Bills 2nd Reading, Senate Bill 1441, and Senate Bill 1474, Senator Bruce. On the Order of Senate Bills 2nd reading is Senate Bill 1441. Mr. Secretary, read the bill.

SECRETARY:

Senate Bill 1441.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. Senate Bill 1474. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1474.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

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

SENATOR CARROLL:

On Amendment No. 2, Mr. President. I assume that's where you're at.

PRESIDENT:

Well, the bill has been moved to 3rd reading, we can call it back, I suppose. We...

SENATOR CARROLL:

It's my understanding that they had requested an amendment.

PRESIDENT:

Okay, with leave of the Body, we'll return Senate Bill 1474 to the Order of Senate Bills 2nd Reading. Is leave granted? Leave is granted. On the Order of Senate Bills 2nd Reading, Senate Bill 1474. Mr. Secretary.

SECRETARY:

Amendment No. 1 offered by Senator Bruce.

PRESIDENT:

Senator Carroll.

SENATOR CARROLL:

Thank you, Mr. President and Ladies and Gentlemen of the Senate. Amendment No. 1 is to allow for the additional cost of printing because of the size now of our Journal. It's a thirty-five thousand dollar request to take them through the rest of this fiscal year. The costs were much greater than they had anticipated even though they are now using LIS to do their photo ready work, and I would move its adoption.

PRESIDENT:

Senator Carroll has moved the adoption of Amendment No. 1 to Senate Bill 1474. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. Alright. We have two bills on 2nd reading that the members have expressed...or suggested some emergency. On the Order of Senate Bills 3rd Reading, Senator Donahue has Senate Bill 1371. Senator Elocm has Senate Bill 1460. With leave of the Body, we'll move to the Order of Senate Bills on 3rd reading, the middle of page 19. On the Order of Senate Bills 3rd reading is Senate Bill...middle of page 19 is Senate Bill 1371. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1371.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Donahue.

SENATOR DONAHUE:

Thank you, Mr. President. Ladies and Gentlemen of the Senate, 1371 is an appropriation for Contractual Services for Western Illinois University to the amount of six hundred thousand dollars. The reason this is needed, when we budgeted

last year for our utilities, we were expecting our coal facility to be on line at that point. It is not, and this is why we need the six hundred thousand dollars to pay our utility bill. I would move for its favorable adoption.

PRESIDENT:

Any discussion? Is there any discussion? If not, the question is, shall Senate Bill 1371 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. Senate Bill 1371 having received the required constitutional majority is declared passed. Senator Bloom, are you ready on page 20? Turn to page 20, on the Order of Senate Bills 3rd reading is Senate Bill 1460. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1460.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Bloom.

SENATOR BLOOM:

Yes, thank you, Mr. President and fellow Senators. The amendment has reduced it to the customary one-fourth of the cost that is given to our high school bands in these cases. Answer any questions. Urge its adoption.

PRESIDENT:

Any discussion? Senator Kelly.

SENATOR KELLY:

Yes, Mr. President, I'd like to ask a question of the sponsor.

PRESIDENT:

Sponsor indicates he'll yield, Senator Kelly.

SENATOR KELLY:

I was wondering whether or not anyone presented this to the Art's Council for consideration. This is an...

PRESIDENT:

Senator Bloom.

SENATOR KELLY:

...issue...appropriation that they might consider sponsoring.

PRESIDENT:

Senator Bloom.

SENATOR BLOOM:

Senator Sommer says it's too little for the Art's Council. No, as you know, we customarily...I think we have done Olney in the past and some others bands. This usually goes through ICCA.

END OF REEL

REEL #3

PRESIDENT:

Further discussion? Is there any further discussion? If not, the question is, shall Senate Bill 1460 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, there are 57 Ayes, no Nays, none voting Present. Senate Bill 1460 having received the required constitutional majority is declared passed. If I can have your attention, we are moving rather efficiently, for which you are to be congratulated. What I'd like to do is, we have discussed with the appropriations chairmen and minority spokesmen, Monday of next week, we will make an attempt to move all of the appropriation bills to passage stage and handle all amendments to the appropriation bills. So, we will have...the rest of today and tomorrow to move bills from 2nd to 3rd. Friday, I think, probably can be of a perfunctory type nature. It does not appear that we'd...going to have to be here, but we will have to be here Monday for the appropriation bills. What I'd suggest at the moment is we go through it one more time, Senate Bills 2nd reading. Are there any Senate bills on 2nd reading on page 2 that any member wishes to move? Any Senate bills on 2nd on page 3? Senator Bruce.

SENATOR BRUCE:

Senate Bill 1395. Could you read that?

PRESIDENT:

All right. On the Order of Senate Bills 2nd Reading, the middle of page 3, is Senate Bill 1395. Mr. Secretary, read the bill, please.

SECRETARY:

Senate Bill 1395.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. Senator Buzbee.

SENATOR BUZBEE:

Page 2, Senate Bill 1217.

PRESIDENT:

All right. Page 2 on the Calendar, on the Order of Senate Bills 2nd Reading, Senate Bill 1217. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1217.

(Secretary reads title of bill)

2nd reading of the bill. Committee on Elections and Reapportionment offers one amendment.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Mr. President, I would move at this time to Table that amendment, and I have an amendment from the Floor to offer in its place.

PRESIDENT:

All right, Senator Buzbee has moved to Table Committee Amendment No. 1 to Senate Bill 1217. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is Tabled. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Buzbee.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

Thank you, Mr. President. This is a...an amendment that I discussed in front of the Election Committee concerning poll watchers. Under current Illinois law, a poll watcher has to come from the county that the election is being held in. I found that that makes it extremely unfair for candidates sometimes because of fear of retribution, et cetera. In some counties in district-wide races it is simply impossible to find anybody in that county who is willing to stand up and say, yes, I'm for you, and I will be a poll watcher for you. So, the amendment that I have drawn here now deals with only candidates' poll watchers. It does not deal at all...it leaves the law as it was for county committee poll watchers, and it deals only with candidates' poll watchers; and it says that the candidate may send poll watchers within their district. So if it's a candidate for Governor, the Governor of the gubernatorial candidate can send poll watchers from any county in the State to any other county in the State. If it's a candidate for the State Senate, the candidate may send a poll watcher from any county within their district but...but not outside of their district, and it leaves the old law as it was as it pertains to...to county organizations that you cannot, as an example, send a poll watcher...that the Republican Central Committee of...of Lake County cannot send a poll watcher into Cook County or vice versa, so that it deals only with the candidate's ability to send poll watchers to any county within that candidate's district, and I would be glad to try to answer any questions if necessary.

PRESIDENT:

All right, Senator Buzbee has moved the adoption of

Amendment No. 2 to Senate Bill 1217. Discussion? Senator Macdonald.

SENATOR MACDONALD:

Thank you, Mr. President. I just wanted to remind the members of the Election Committee and those on this side of the aisle that Senator Buzbee indeed said that he would put on this amendment, and it is exactly the amendment he promised us that he would put on, so I believe we can now support the bill.

PRESIDENT:

Further discussion? Senator Geo-Karis.

SENATOR GEO-KARIS:

Would the sponsor yield for a question?

PRESIDENT:

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

SENATOR GEO-KARIS:

In other words, if I understand you correctly, Senator, that, for example, if I need a poll watcher and I can't get one from my...my own township, I can get him from any township in my district, is that right?

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

That is correct, Senator.

PRESIDENT:

Senator Geo-Karis.

SENATOR GEO-KARIS:

And then that poll watcher can serve anywhere in that district.

PRESIDENT:

Senator Buzbee.

SENATOR BUZBEE:

That...that...that is correct. On page 3 of the amendment, if you happen to have the amendment, it talks about

credentials and it says, "shall be issued by and under the facsimile signatures of the election authority"; new language is, "In the jurisdiction where the poll watchers...poll watcher is registered, it shall be available for distribution at least two weeks prior to the election. Such credentials shall be authorized by the real or facsimile signature of the State or local party official or the candidate or the presiding officer of the civic organization or the chairman of the proponent or opponent group, as the case may be." I'm sorry, that paragraph did not get to your question, but the answer to your question is, yes.

PRESIDENT:

Further discussion? Any further discussion? Senator Buzbee, you...wish to close? I...I beg your pardon, Senator Buzbee has moved the adoption of Amendment No. 2 to Senate Bill 1217. Any further discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. Are there any further Senate bills on 2nd on pages 2 or 3? Page 4 of the Calendar? Any member have a bill he wishes...he or she wishes to move to the Order of 3rd? Page 5 of the Calendar? As indicated, the appropriations bills will be moved enmasse on Monday to afford the agencies an opportunity to respond to the Appropriations Committee amendments. Page 9 on the Calendar? Senator Bruce.

SENATOR BRUCE:

Mr. President, we've always...the...the formula bill, 1596, accompanies the 1595. Should we move that this week or move it as we have, I believe, in the past with the appropriation bills? It's all in that whole higher ed. approp. proc-

SB 1589  
2nd Reading

ess. It makes me no...

PRESIDENT:

Yeah, why don't we just hang onto it. We'll move...we'll move them all at once. Senator Smith.

SENATOR SMITH:

Yes, Mr. President, I think it's kind of smothered in with all the appropriation bills, but on page 8 there's a...1589...may...I'd like...

PRESIDENT:

Yes, all right, if you'll turn to page 8 on the Calendar, in the middle of page 8, on the Order of Senate Bills 2nd Reading, Senate Bill 1589. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1589.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the floor?

SECRETARY:

Amendment No. 1 offered by Senator Lemke.

PRESIDENT:

Senator Lemke does not appear to be on the floor. Why don't we take it...take it out of the record. Mr. Secretary, give...please afford Senator Smith a copy of that proposal. All right. Floor Amendment No. 1 to Senate Bill 1589, Senator Lemke.

SENATOR LEMKE:

What this is a committee amendment, it...this bill regards to consent to marriage and it...we change either parent to the custodian parent or parents. This is to...so that the parent that doesn't have custody can't give an okay to the marriage without the...with...with the custodian parents against. I think it's a good amendment. I ask for its adoption.

PRESIDENT:

All right, Senator Lenke has moved the adoption of Amendment No. 1 to Senate Bill 1589. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. Page 9 on the Calendar? On the Order of Senate Bills 2nd Reading on page 10, any member have a bill they wish to move? Senator Berman.

SENATOR BERMAN:

1645, please.

PRESIDENT:

On the Order of Senate Bills 2nd Reading, the bottom of page 10, is Senate Bill 1645. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1645.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the floor?

SECRETARY:

No floor amendments.

PRESIDENT:

3rd reading. Any member have a bill on page 11? Page 11 on the Calendar, on the Order of Senate Bills 2nd Reading? On the Order of Senate Bills 2nd Reading, the top of page 11, if I can have your attention, top of page 11, Senate Bill 1673. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1673.

(Secretary reads title of bill)

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

PRESIDENT:

Senator Chew on Committee Amendment No. 1.

SENATOR CHEW:

Just a technical and a clean-up amendment, Mr. President. I would move its adoption.

PRESIDENT:

All right, Senator Chew has moved the adoption of Amendment No. 1 to Senate Bill 1673. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the floor?

SECRETARY:

No floor amendments.

PRESIDENT:

3rd reading. Senator Bruce on 1708. On the Order of Senate Bills 2nd Reading, the bottom of page 11, is Senate Bill 1708. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1708.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Local Government offers one amendment.

PRESIDENT:

Senator Bruce on Committee Amendment No. 1.

SENATOR BRUCE:

This is a committee amendment that Senator Nedza's committee put on to improve the quality of the bill, and I'd move its adoption.

PRESIDENT:

Senator Bruce moves the adoption of Committee Amendment No. 1 to Senate Bill 1708. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On page 12 of the Calendar, any member have a bill they wish to move? Page 13 on the Calendar? All right, on the Order of Senate Bills 2nd Reading, top of page 13, Senate Bill 1798. 1-7-9-8, Mr. Secretary, read the bill please.

SECRETARY:

Senate Bill 1798.

(Secretary reads title of bill)

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

PRESIDENT:

Senator Joyce on Committee Amendment No. 1.

SENATOR JEROME JOYCE:

Yes, thank you, the Committee Amendment No. 1 stated...the original bill was a shell bill and it...this stated that the piece of property, three hundred and twenty acres, owned by the University of Illinois would be conveyed to the City of Manteno for developmental...development purposes, and I'd urge the adoption.

PRESIDENT:

All right, Senator Joyce has moved the adoption of Committee Amendment No. 1 to Senate Bill 1798. Any discussion? If not, all in favor indicate by saying Aye. All

opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

Amendment No. 2 offered by Senator Jerome Joyce.

PRESIDENT:

Senator Joyce.

SENATOR JEROME JOYCE:

Thank you, Mr. President. Amendment No. 2 was...the committee asked me to put this amendment on, it's a reverter clause that...that says if the City of Manteno does not use this property or...or fails to improve the property within five years, it reverts back to the University of Illinois.

PRESIDENT:

All right, Senator Joyce has moved the adoption of Amendment No. 2 to Senate Bill 1798. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. Top of page 13, Senator Blccm has Senate Bill 1793. 1-7-9-3, Mr. Secretary, read the bill, please.

SECRETARY:

Senate Bill 1793.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. On the bottom of page 13 is Senate Bill 1-8-4-0. 1840, Mr. Secretary, read the bill, please.

SECRETARY:

Senate Bill 1840.

(Secretary reads title of bill)

2nd reading of the bill. No committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. Any other bills on pages 12 or 13? Page 14 of the Calendar? Senator D'Arco.

SENATOR D'ARCO:

Thank you, Mr. President. 1867, Senator Watson's bill, we've got some amendments for that one.

PRESIDENT:

All right, on page 14 of the Calendar, on the Order of Senate Bills 2nd Reading is Senate Bill 1867. 1-8-6-7. Mr. Secretary, read the bill, please.

SECRETARY:

Senate Bill 1867.

(Secretary reads title of bill)

2nd reading of the bill. The Committee on Insurance, Pensions and Licensed Activities offers three amendments.

PRESIDENT:

Senator Watson on Committee Amendment No. 1 yields to Senator D'Arco on Committee Amendment No. 1.

SENATOR D'ARCO:

Committee Amendment No. 1 was intended to be the correct amendment but, unfortunately, there were some mistakes with it but we have to adopt it because Committee Amendment No. 3 is tied to it. So, at this point, I would move to adopt

Amendment No...Committee Amendment No. 1.

PRESIDENT:

All right, Senator D'Arco has moved the adoption of Committee Amendment No. 1 to Senate Bill 1867. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

Committee Amendment No. 2.

PRESIDENT:

Senator D'Arco on Committee Amendment No. 2.

SENATOR D'ARCO:

At this point we with...we would withdraw committee...Table Committee Amendment No. 2.

PRESIDENT:

All right, Senator D'Arco has moved to Table Committee Amendment No. 2 to Senate Bill 1867. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is Tabled. Further amendments?

SECRETARY:

Committee Amendment No. 3.

PRESIDENT:

Senator D'Arco on Committee Amendment No. 3.

SENATOR D'ARCO:

Thank you, Mr. President. Committee Amendment No. 3 is the substance of all three of these amendments and...Committee Amendment No. 3 is what...oh, okay, all right, Senator Watson will take it.

PRESIDENT:

Senator Watson on Committee Amendment No. 3 to Senate Bill 1867.

SENATOR WATSON:

Thank you, Mr. President. The legislation provides that whenever an...an insurance company's annual accident and

health premium volume exceeds its policyholder surplus, that company may not increase its direct premium volume during that following year by more than twenty percent without first notifying the director of insurance. What we're doing is changing that figure of twenty percent and leaving that up to the discretion of the director. I vote for its adoption.

PRESIDENT:

Senator Watson has moved the adoption of Committee Amendment No. 3 to Senate Bill 1867. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Are there further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Are there amendments from the Floor?

SECRETARY:

Amendment No. 4 offered by Senator D'Arco.

PRESIDENT:

Senator D'Arco.

SENATOR D'ARCO:

Thank you, Mr. President. Amendment No. 4 is an amendment that is involved in a bill we passed last year. We passed a...a PD coverage for uninsured motorists, and we made it mandatory if a person did not have collision insurance then he...then it was mandatory that he have uninsured motorists property damage coverage. Unfortunately, that hasn't worked out. There is an injunction in a court in the City of Chicago presently upholding...I mean,...providing that the administration of the law would not take effect until we reconcile this problem in the Legislature. So, this amendment really reconciles that problem and provides that that uninsured motorist property damage coverage can be provided as an option and not mandatory as is presently the law, and

it would be sent out in the renewal notices of premiums to the insured in...by...and telling him that it is an optional coverage and not a mandatory coverage, and I would move to adopt Amendment No. 4 to Senate Bill 1867.

PRESIDENT:

Senator D'Arco has moved the adoption of Amendment No. 4 to Senate Bill 1867. Is there any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. Any member on page 15? How about page 16? Middle of page 16, on the Order of Senate Bills 2nd Reading is Senate Bill 1-9-3-1. 1931. Mr. Secretary, read the bill, please.

SECRETARY:

Senate Bill 1931.

(Secretary reads title of bill)

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

PRESIDENT:

Senator Becker on Committee Amendment No. 1.

SENATOR BECKER:

I have no amendment, Mr. President.

PRESIDENT:

Senator Becker moves the adoption of Committee Amendment No. 1 to Senate Bill 1931. Any discussion? If not, all in favor indicate by saying Aye. All opposed. The Ayes have it. The amendment is adopted. Further amendments?

SECRETARY:

No further committee amendments.

PRESIDENT:

Any amendments from the Floor?

SECRETARY:

No Floor amendments.

PRESIDENT:

3rd reading. Any other bill on page 16? On page 17? 1-9-5-1, Senator Welch? On the bottom of page 17 is Senate Bill 1951. Mr. Secretary, read the bill, please.

SECRETARY:

Senate Bill 1951 had a request for a fiscal note. That request has been answered.

Senate Bill No. 1951.

(Secretary reads title of bill)

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

PRESIDENT:

Senator Rigney, for what purpose do you arise?

SENATOR RIGNEY:

Mr. President, I thought there was an understanding that we're going to move that package tomorrow after those amendments were all in. Is there...

PRESIDENT:

Well,...

SENATOR RIGNEY:

...has the game plan changed or...

PRESIDENT:

...no, sir, I...the sponsor...all the...this is the only one of the group that's being called. The sponsor indicated he wished to call it...I don't think there's any...you know, there's no sinister motivation, certainly; no, you know, today, tomorrow, next week, what difference does it make? If the sponsor is ready, he's in a position to call it if he wants and he wants to call it.

SENATOR RIGNEY:

Are the others going to be called in also or is this...

PRESIDENT:

Not...not the ones with my name on it. Any amendments

from the Floor?

SECRETARY:

Amendment No. 1 offered by Senator Welch.

PRESIDENT:

Senator Welch.

SENATOR WELCH:

Mr. President, to...I would ask leave to withdraw that amendment.

PRESIDENT:

What...all right, further amendments?

SECRETARY:

Amendment No. 1 offered by Senator Welch.

PRESIDENT:

Senator Welch.

SENATOR WELCH:

Thank you, Mr. President. This amendment includes the amendment that I just withdrew. It was requested by the Pollution Control Board. The fiscal note has been filed. Senator Rigney, in response to your point, I was not informed of any game plan on these bills. So, any game plan that you're talking about, I wasn't involved; but...but in any event, the purpose of this amendment is to require that the Pollution Control Board be included in any reports made concerning the study of the category known as special waste. As many of you know we have three categories; there's a hazardous waste, special waste and just plain old waste. Those categories don't exist in the Federal standards. So what we're trying to do is evaluate the need for the special waste category. What this bill does is set up the mechanism to study that. Pollution Control Board requested that they be included in any such study.

PRESIDENT:

Senator Welch has moved the adoption of Amendment No. 1 to Senate Bill 1951. Any discussion? If not, all in favor

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

SECRETARY:

No further amendments.

PRESIDENT:

3rd reading. Page 18, any members have any bills they wish to call? All right. Resolutions, Mr. Secretary.

SECRETARY:

Senate Resolution 611 offered by Senator Lemuzic and all Senators, and it's a death resolution.

The following resolutions are all congratulatory:

Senate Resolution 612, by Senator Coffey.

613, by Senator Mahar.

614, by Senator Jerome Joyce.

615, by Senator Jeremiah Joyce.

616, Jeremiah Joyce.

617, Jeremiah Joyce.

618, Senator Jeremiah Joyce.

619, Senator Jeremiah Joyce.

620, Senator Sangreister.

PRESIDENT:

Consent Calendar.

SECRETARY:

Senate Joint Resolution 113, by Senator L'Arco.

PRESIDENT:

Executive. Any other member have a bill on 2nd that he wishes to move? We are, obviously, much too efficient. Any further business to come before the Senate? Any announcements? Senator Berman, for what purpose do you arise?

SENATOR BERMAN:

Thank you, Mr....thank you, Mr. President. For a point of personal privilege. We are graced this afternoon with one of our very affluent ex-members that have come back to say hello. Standing...standing on the right side of the aisle,

where he should be now that he's got a lot of money, Senator Sam Maragos.

PRESIDENT:

Sam, welcome. Affluent and affable. Yes, Senator Grotberg.

SENATOR GROTBORG:

Thank you, Mr. President. We have another affluent member on this side of the aisle, I don't know if I'm too late to introduce my old seatmate, judge and Senator and affluent gentleman, Donald Moore is with us.

PRESIDENT:

Senator Moore, welcome back. All right, there are a number of meetings going on with respect to amendments and the health care cost containment group will meet tomorrow morning at nine o'clock. Senator Carroll, is that correct? So if there is no further business, we're prepared to stand adjourned until ten-thirty to afford the health care people an opportunity to have their meeting. Ten-thirty tomorrow morning. Senator Demuzio, you have a resolution?

SENATOR DEMUZIO:

Yes, thank you...

PRESIDENT:

Senator Demuzio.

SENATOR DEMUZIO:

...thank you, very much, Mr. President. Yes, indeed, this Senate Resolution 611 is a death resolution. I would request the members' attention for a moment. The citizens of central Illinois were certainly shocked this week to learn of the untimely death of the Mayor of Jacksonville, Milt Hocking and his...and his wife, Phyllis. I had the pleasure of knowing both of these fine individuals for over ten years, and I can tell you that his service to the City of Jacksonville, his eleven years that he was the mayor, he certainly was a very dedicated and a devoted and an effective leader who cer-

tainly earned the respect not only of the individuals in his own community but throughout the State of Illinois. The services for the mayor and his wife are tomorrow with visitation this evening, and I think it is certainly appropriate that the members of the Senate express our deepest sympathy to the remaining members of the family and their friends because, indeed, Mayor Hocking and his wife, Phyllis, will be sadly missed and, therefore, I would move for the immediate suspension of the rules for the adoption of the Senate Resolution 611.

PRESIDENT:

All right, Senator Demuzio has moved to suspend the rules for the immediate consideration and adoption of Senate Resolution 611 which is a death resolution. All in favor of the motion to suspend indicate by saying Aye. All opposed. The Ayes have it. The rules are suspended. Senator Demuzio now moves the adoption of Senate Resolution 611. All those in favor of the adoption of the resolution please rise. The resolution is adopted. The Senate stands adjourned until ten-thirty tomorrow morning, and Senator Davidson has asked me to remind you about the Governor's Prayer Breakfast tomorrow morning. The Senate stands adjourned.