1. PRESIDING OFFICER: (SENATOR BRUCE)

The hour of noon having arrived, the Senate will come to order. Our prayer by the Rev. Anthony Tzortzis, St. Anthony's Hellenic Orthodox Church in Springfield. Will our guests in the galleries please rise.

6. REV. ANTHONY TZORTZIS:

(Prayer given by Rev. Anthony Tzortzis)

8. PRESIDING OFFICER: (SENATOR BRUCE)


10. SENATOR JOHNS:

Mr. President, I move that reading and approval of the Journals of Wednesday, April the 16th, Thursday, April the 17th, Tuesday, April the 22nd and Wednesday, April the 23rd in the year 1980 be postponed pending the arrival of the printed Journals.

12. Journals of Wednesday, April the 16th, Thursday, April the 17th, Tuesday, April the 22nd and Wednesday, April the 23rd in the year 1980 be postponed pending the arrival of the printed Journals.

17. You have heard the motion. Any discussion? All in favor say Aye. Opposed Nay. The Ayes have it. The motion prevails.

21. Senator...Senator Knuppel, Chairman of Agriculture, Conservation and Energy reports out the following Senate bills:

1548, 1581, 1713, 1819 and 1849, with the recommendation Do Pass.

1500 with the recommendation Do Pass as Amended.

25. Senator Carroll, Chairman of Appropriations I Committee reports out the following Senate Bills:

1650 with the recommendation Do Pass.

1617, 1619, 1621, 1624, 1629, 1633 and 1651 with the recommendation Do Pass as Amended.

31. Senator Vadalabene, Chairman of Executive Appointments and Administration reports out the following Senate Bill:

2007 with the recommendation Do Pass.
1. Senator Maragos, Chairman of Labor and Commerce Committee reports out the following Senate Bill:

2. 1820 with the recommendation Do Pass.

3. PRESIDING OFFICER: (SENATOR BRUCE)


5. SECRETARY:

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

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

8. House Bills 262, 1299, 1327, 3014, 3021, 3022, 3023, 3039, 3041, 3048, 3053, 3055, 3063, 3180 and 3268.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Is there leave to go to the Order of Resolutions? Leave is granted.

11. SECRETARY:

12. Senate Bill...

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. For what purpose does Senator Johns arise?

15. SENATOR JOHNS:

16. Just a word before we go into that order of business. I would like to speak on a point of personal privilege. Yesterday I gave the Secretary of the Senate a note that I would become the sole sponsor House...House Joint Resolution 85; Pate Philip now has that; I would like to be recorded that he would like for me to take that, and I would like it to show in the record. It has now been assigned to Executive Committee.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Is there leave? Leave is granted.

19. SECRETARY:

1. Senate Resolution 466, offered by Senator Carroll. It's congratulatory.
2. And Senate Resolution 467, offered by Senator Mitchler; and it's congratulatory.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Consent Calendar. For what purpose does Senator Bloom arise?
5. SENATOR BLOOM:
6. Thank you, Mr. President. I rise on a point of personal privilege. Seated in the southwest gallery are the eighth grade students from...Von Steuben School in Peoria, with their Principal, Bill Ricka. I'd ask that they rise and be recognized by the Senate.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Will our guests in the galleries please rise and be recognized by the Senate. Is there leave to go to the Order of House Bills 1st reading? Leave is granted. House Bills 1st reading.
9. SECRETARY:
10. House Bill 750, Senator Schaffer is the Senate sponsor.
11. (Secretary reads title of bill)
12. 1st reading of the bill.
13. House Bill 891, Senator Nash is the Senate sponsor.
14. (Secretary reads title of bill)
15. 1st reading of the bill.
16. House Bill 1381, Senator Gitz is the Senate sponsor.
17. (Secretary reads title of bill)
18. 1st reading of the bill.
19. House Bill 2621, Senator Philip is the Senate sponsor.
20. (Secretary reads title of bill)
21. 1st reading of the bill.
22. House Bill 2847, Senators Sangmeister and Egan are the Senate sponsors.
23. (Secretary reads title of bill)
24. 1st reading of the bill.
1. House Bill 2883, Senator Shapiro is the Senate sponsor.
   (Secretary reads title of bill)
2. 1st reading of the bill.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Rules Committee. For what purpose does Senator Regner arise?
5. SENATOR REGNER:
6. Mr. President and members, I would like leave of the Body to have Senator Egan shown as a joint sponsor with me on Senate Bill 2009.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Is there leave? Leave is granted. For what purpose does Senator Rock arise?
9. SENATOR ROCK:
10. Thank you, Mr. President and Ladies and Gentlemen of the Senate. The Senate Revenue Committee is still meeting and has a quite heavy work load, and I would suggest that the Senate stand in recess until the hour of three-thirty.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. The motion is to recess. Is there discussion? All in favor say Aye. Opposed Nay. The Ayes have it. The Senate stands in recess until the hour of three-thirty.
13. RECESS
14. AFTER RECESS
15. PRESIDENT:
16. If I can just have your attention, the...I have just been advised by the Senate Revenue Committee and by Senator Shapiro that they need...approximately an additional half an hour. So we will reconvene at four o'clock.
17. RECESS
18. AFTER RECESS
19. PRESIDENT:
20. The hour of four having arrived, the Senate will come to order. I understand the Revenue Committee has...just recessed.
1. Committee reports.

2. SECRETARY:

3. Senator D'Arco, Chairman of Insurance and Licensed Activities

reports out the following Senate bills:


5. 1821 with the recommendation Do Pass as Amended.

6. PRESIDENT:

7. Message from the Governor.

8. SECRETARY:

9. A Message from the Governor by Jim Edgar, Director of

10. Legislative Affairs.

11. Mr. President - The Governor directs me to lay before

12. the Senate the following message.

13. To the Honorable members of the Senate of the 81st

14. General Assembly, I have appointed and nominated the following

15. named persons to the offices enumerated below and respectfully

16. ask concurrence in and the confirmation of these appointments

17. by your Honorable Body.

18. PRESIDENT:


20. SECRETARY:

21. Senate Resolution 468, offered by Senators Berning,

22. Vadlabene, Shapiro, Rock, Weaver and Donnewald. I'm

23. sorry, you're right...

24. PRESIDENT:

25. Senate Joint Resolution.

26. SECRETARY:

27. It's Senate Joint Resolution 96.

28. PRESIDENT:

29. Executive Committee. For what purpose does Senator Chew

30. arise?

31. SENATOR CHEW:

32. Two purposes, Mr. President. One, I would like a point of
1. personal privilege.
2. PRESIDENT:
3. State your point, sir.
4. SENATOR CHEW:
5. We have here, in the Senate, an eminent attorney from the
6. City of Chicago, on the southside I might add, who is with the
7. law firm of Sitley and Austin; who is also a victorious candidate
8. for a delegate to the National Convention pledged to President
9. Carter. I would like for the Senate to recognize Miss Edna
10. Epstein.
11. PRESIDENT:
12. Welcome.
13. SENATOR CHEW:
14. No. 2, Mr. President...
15. PRESIDENT:
16. That's it for today, Charlie. You did enough to me yesterday.
17. SENATOR CHEW:
18. I did enough to you? Okay, well, let's do one more thing...
19. can we...waive the Six Day Hearing Rule and...have a resolution
20. heard on Friday in Executive? Resolution 90.
21. PRESIDENT:
22. House Joint Resolution 90, Senator Chew seeks leave of the
23. Body to waive the Six Day Posting Notice so that it can be heard
24. in the Committee on Executive at nine-thirty tomorrow morning.
25. Is leave granted? Leave is granted. So ordered. Senator Lemke,
26. for what purpose do you arise?
27. SENATOR LEMKE:
28. Mr. President, could I make a motion to...transfer the bill...
29. from Labor and Commerce 1541, which is part of the right sharing
30. package, and have it...have it heard with the other bills tomorrow
31. in Judiciary I on the rights hearing?...
32. PRESIDENT:
33. Did you check with...
1. SENATOR LEMKE:
   I checked with...
2. PRESIDENT:
3. 15...
4. SENATOR LEMKE:
5. Part of that...it's a five bill package...
6. PRESIDENT:
7. I understand.
8. SENATOR LEMKE:
9. This one, for some reason, got loose.
10. PRESIDENT:
11. 1541?
12. SENATOR LEMKE:
13. 1541.
14. PRESIDENT:
15. All right. Senator Lemke has moved to discharge the
16. Committee on...Committee on Labor and Commerce from further
17. consideration of Senate Bill 1541, and asks that that bill
18. be assigned to Judiciary I, to be heard tomorrow. Is leave
19. granted? Leave is granted. So ordered. All right, with leave
20. of the Body, we will go to the Order of Committee Reports.
21. SECRETARY:
22. Senator Vadalabene, Chairman of the Committee on Executive
23. Appointments and Administration, to which was referred the
24. Governor's Messages of the...March the 28th, 1980 and April the
25. 16th, 1980, reported the same back with the recommendation that
26. the Senate advise and consent to the following appointments.
27. PRESIDENT:
28. Senator Vadalabene.
29. SENATOR VADALABENE:
30. Yes, thank you, Mr. President and members of the Senate. I
31. move that the Senate resolve itself into Executive Session for
32. the purpose of acting on the Governor's appointments set forth

PRESIDENT:

You have heard the motion by Senator Vadalabene. All in favor signify by saying Aye. All opposed. The Ayes have it.

So ordered. Senator Vadalabene.

SENATOR VADALABENE:

Yes, Mr. President, with respect to the Governor's Messages of March 28th, and April 16th, 1980, I will read the unsalaried appointments to which the Committee on Executive Appointments and Administration recommends that the Senate do advise and consent to. After reading these appointments, I intend to ask leave to consider all of the unsalaried appointments on one roll call, unless any Senator has objection to any particular amendment...or appointment.

To be a member of the Illinois-Missouri Bridge Commission for a term expiring October 27th, 1984, Carole S. Colvis of Walsh.

To be a member of the Missouri-Illinois-Jefferson-Monroe Bridge Commission for the terms indicated, Herb Schueler of Columbia, whose term expires October 27, 1983; Roy P. Conrad of Columbia, term expiring 20...October 27, 1984; Walter Wetzel, Sr. of Waterloo, term expiring October 27, 1981; and Clifford C. Asselmeier of Palmyra, term expiring October 27, 1983.

To be a member of the State Board of Education for a term expiring January 17, 1983, Peter R. Monahan of North Field.

To be a member of the Metropolitan Fair & Exposition Board for the term indicated, Donald J. DePorter of Chicago, term expiring May 31st, 1985; and Thea K. Flaum of Chicago, term expiring May 31st, 1980.

To be a member of the Health Facilities Planning Board for terms expiring June 30, 1980, Harold W. Maysent of Rockford and Alexander Goldstein, M.D. of Harrisburg.
To be members of the Capital Development Board for the
term expiring July 16, 1984, Samuel K. Skinner of Lake Forest
and Eugene P. Heytow of Chicago.

And to be a member of the Bi-State Development Agency for
a term expiring January 21st, 1985, James S. Nations of Fairview
Heights.

And to be a member of Chicago Regional Port District for a

To be members of the Illinois Health Finance Authority for
the terms indicated, Joseph B. Fitzer of Chicago, term expiring
January 21, 1985; Donald R. Oder of Deerfield, term expiring
January 18, 1982; and Chester M. Karol of Skokie, term expiring
January 18, 1982.

Mr. President, having read...having read the unsalaried
appointments, I now seek leave to consider these appointments on
one roll call, unless some Senator has objection to a specific
name...or specific appointment.

PRESIDENT:

All right, you have heard the motion. All in favor signify
by saying Aye. All opposed. The Ayes have it. So ordered. Pardon
me, Senator, before you sit down I want to get you in the picture
here. WCIA requests permission to shoot video tape from the
gallery in the Senate Floor, and they have promised they
will take a picture of Senator Vadalabene. Is leave granted?
Leave is granted. Senator Vadalabene.

SENATOR VADALABENE:

Yeah, where's the camera?

PRESIDENT:

He's hurrying, Sam.

SENATOR VADALABENE:

I appreciate that, Mr. President. Now, will you put the
question as required by Rules?

PRESIDENT:
All right, the question is, does the Senate advise and consent to the nominations just made? Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 53, the Nays are none, none Voting Present. A majority of the Senators elected concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Vadalabene.

SENATOR VADALABENE:

Yes, thank you, Mr. President and members of the Senate.

With respect to the Governor's Message of March 28th, and April... and April 16, 1980, I will read the names of the salaried appointments, to which the Committee on Executive Appointments and Administration recommends that the Senate do and advise and consent. And after reading the appointments, I intend to ask leave to consider all of the salaried appointments on one roll call, unless any Senator has objection to any particular name.

To be the Director of the Department of Insurance, for a term expiring January 19, 1981, Philip R. O'Connor of Chicago.

No.


Mr. President, having read the salaried appointments, I now seek leave to consider these appointments on one roll call, unless some Senator has objection to a...specific appointment.

PRESIDENT:

You have heard Senator Vadalabene's motion. All in favor signify by saying Aye. All opposed. The Ayes have it. So ordered. Senator Vadalabene.

SENATOR VADALABENE:

Mr. President, will you put the question as required by Rules?
1. PRESIDENT:

2. Yes, sir. The question is, does the Senate advise and consent to the nominations just made. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record.

3. On that question, the Ayes are 53, the Nays are none, none Voting Present. A majority of the Senators elected, concurring by record vote, the Senate does advise and consent to the nominations just made. Senator Vadalabene.

4. SENATOR VADALABENE:

5. Yes, thank you, Mr. President and members of the Senate. I...I now move that the Senate arise from Executive Session.

6. PRESIDENT:

7. You have heard the motion. All in favor signify by saying Aye. All opposed. The Ayes have it. So ordered. The Chair has been advised that there are a number of Senate Bills on 3rd reading, which can and should reach the House. With leave of the Body we will move to page two on the Calendar. On the Order of Senate Bills 3rd reading...on the Order of Senate Bills 3rd reading, Senate Bill 1484. Read the bill, Mr. Secretary.

8. SECRETARY:

9. Senate Bill 1484.

10. (Secretary reads title of bill)

11. 3rd reading of the bill.

12. PRESIDENT:


14. SENATOR REGNER:

15. Mr. President and members of the Senate. This is a supplemen-1...t...appropria...tion and a transfer bill for the Department of Law Enforcement. It provides 1.1 million dollars for gasoline for the State Troopers. It is not enough; we all agree, but that is what Dr. Bob has...decided he is only going to allow them to have, so they are going to have to eat a little bit. It also
1. increases the transfer from Contractual to Minor Capital Improvement Projects, in the Division of Administration, from thirty-five thousand six hundred to seventy-five thousand five hundred dollars; no net cost. And it transfers sixty-five thousand dollars from Civilian to Sworn Officers, part of the Personal Services Line Item in the Division of Criminal Investigation.
2. I ask for a favorable roll call.
3. PRESIDENT:
4. Is there any discussion? If not, the question is, shall Senate Bill 1484 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?
5. Take the record. On that question, the Ayes are 51, the Nays are 1, none Voting Present. Senate Bill 1484, having received the required Constitutional majority, is declared passed. 1615, Senator Bloom. On the Order of Senate Bills 3rd reading, Senate Bill 1615. Read the bill, Mr. Secretary.
6. SECRETARY:
7. Senate Bill 1615.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.
10. PRESIDENT:
12. SENATOR BLOOM:
13. Thank you, Mr. President and fellow Senators. This is the annual appropriation for the Reconstituted Illinois Environmental Facilities Finance Authority. It's the old Pollution Finance Authority. I would appreciate your favorable vote. I'll try and answer any questions you may have.
14. PRESIDENT:
15. Is there any discussion? If not, the questions is, shall Senate Bill 1615 pass? Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted
who wish? Have all voted who wish? Take the record. On that question, the Ayes are 48, the Nays are 2, none Voting Present. Senate Bill 1615, having received the Constitutional majority is declared passed. 1646, Senator Schaffer. On the Order of Senate Bills 3rd reading, the top of page three, is Senate Bill 1646. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1646.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFER:

This transfers one hundred and twenty thousand dollars from various Line Items into the Equipment Line Item. I don't think there is any controversy.

PRESIDENT:

Is there any discussion? If not, the question is, shall Senate Bill 1646 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 50, the Nays are 3, none Voting Present. Senate Bill 1646, having received the required Constitutional majority is declared passed. 1652, Senator Regner. 1652. On the Order of Senate Bills 3rd reading, Senate Bill 1652. Read the bill, Mr. Secretary.

SECRETARY:

Senate Bill 1652.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Regner.

SENATOR REGNER:

Mr. President and members, this provides for a total transfer
of 1.2 million dollars from the State Garage Revolving Fund from
General Revenues and the Road Fund, and I would ask for a favorable
roll call.

PRESIDENT:

Is there any discussion? If not, the question is, shall
Senate Bill 1652 pass. Those in favor will vote Aye. Those
opposed will vote Nay. The voting is open. Have all voted
who wish? Have all voted who wish? Take the record. On that
question, the Ayes are 49, the Nays are none, one Voting
Present. Senate Bill 1652, having received the required Con-
stitutional majority is declared passed. 1981, Senator Schaffer.
On the Order of Senate Bills...on the Order of Senate Bills 3rd
reading, Senate Bill 1981. Read the bill, Mr. Secretary.
SECRETARY:

Senate Bill 1981.

(Secretary reads title of bill)

3rd reading of the bill.

PRESIDENT:

Senator Schaffer.

SENIOR SCHAFFER:

This...bill, again, transfers one hundred and one thousand
from various Line Items into Contractual Services, and I don't
think there is any controversy.

PRESIDENT:

Any discussion? Senator Regner.

SENIOR REGNER:

Yes, Mr. President and members. I don't know if there is
controversy or not; but I would just like point something out to
the members. This is an agency that was created just a year ago;
the first seven people hired have an average salary of around
thirty-five thousand dollars.

PRESIDENT:

Further discussion? Senator Rhoads.
SENATOR RHOADS:

Senator Schaffer, two questions. One, the amount again; and secondly, what is the status of the negotiations with the Federal Government on third party payers. Why does this agency still exist?

PRESIDENT:

Senator Schaffer.

SENATOR SCHAFFER:

The amount is a hundred and one thousand and...to answer your question, the agency was created and given two years to reach those settlements, and we are still in that time period...In answer to...Senator Regner's comment, it should be pointed out that obviously when the agency got started they...they hired primarily...the top spots. This is an agency that will handle in...excess of a billion dollars eventually; and have tremendous responsibilities in cost control in hospitals, and...obviously, those positions require people of considerable caliber. I think its not out of line. Although I am a little jealous.

PRESIDENT:

Any further discussion? If not, the question is, shall Senate Bill 1981 pass. Those in favor will vote Aye. Those opposed will vote Nay. The voting is open. Have all voted who wish? Have all voted who wish? Have all voted who wish? Take the record. On that question, the Ayes are 30, the Nays are 17, two Voting Present. Senate Bill 1981, having received the Constitutional majority, is declared passed.

All right, House Bills 1st reading.

SECRETARY:

House Bill 1563, Senator Shapiro is the Senate sponsor.

(Secretary reads title of bill)

1st reading of the bill.

House Bill 1673, Senator Merlo is the Senate sponsor.

(Secretary reads title of bill)

1st reading of the bill.
1. House Bill 2318, Senator Shapiro is the Senate sponsor.
2. (Secretary reads title of bill)
3. 1st reading of the bill.
4. PRESIDING OFFICER: (SENIOR DONNEWALD)
5. Rules Committee. On page five of your Calendar, Constitutional
6. Amendments 3rd reading, SJR A 56. Senator Rock, do you wish to
call...Proceed.
7. SECRETARY:
8. Senate Joint Resolution 56, Constitutional Amendment was read
9. a third time on April 25...22nd, 1980.
10. PRESIDING OFFICER: (SENIOR DONNEWALD)
12. SENATOR ROCK:
13. Can we go...just hold this just...just for one second?
14. PRESIDING OFFICER: (SENIOR DONNEWALD)
15. The Senate will stand at ease. Senator Rock.
16. SENATOR ROCK:
17. Thank you, Mr. President and Ladies and Gentlemen. I...I am
18. asking that Senate Joint Resolution 25 be adopted and approved and
19. sent to the House. This is a concept, I think, which is necessary
20. for...56, yeah...for...Senate Joint Resolution 56, right...necessary
21. for urban renewal. What it says, effectively is, that under the
22. present Constitution, one whose property is sold...for... in
23. a tax sale, has a two-year period of redemption, Constitutionally.
24. And what we are suggesting here is...an amendment to that provision
25. in the Constitution, and we would allow only for a ninety-day
26. period of redemption. And that ninety-day period is an exception,
27. obviously, to the two-year rule and would kick-in only under
28. certain stated circumstances. One, that taxes have not been paid
29. for a period of five years or more; that the property is vacant
30. or that it contains a...a residence containing seven or more units
31. or that it is commercial or industrial property. It in no way
32. pertains to farm land; it applies, frankly, only to the inner-city.
33. We are attempting, at least, to make provision to have these
34. buildings either rehabilitatable or put back on the tax rolls as
quickly as possible, and with a two-year period of redemption,
1. frankly, it just hasn't worked. We, last year you will recall,
2. lowered the scavenger sale from ten years down to five years.
3. This would, say, if your taxes aren't paid for a period of five
4. years, instead of having a two-year period of redemption, you
5. only have ninety days, and hopefully, we will speed up the
6. process of rehabing...particularly...urban inner-city buildings,
7. and I would ask for your favorable consideration.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. SENATOR RHOADS:
11. A question of the sponsor.
12. PRESIDING OFFICER: (SENATOR DONNEWALD)
13. He indicates he will respond.
14. SENATOR RHOADS:
15. Senator Rock, did I understand correctly that this does not
16. in any way affect single-family residences?
17. PRESIDING OFFICER: (SENATOR DONNEWALD)
19. SENATOR ROCK:
20. You are correct. It does not in any way affect single-
21. family residence, nor does it in any way affect farm land.
22. PRESIDING OFFICER: (SENATOR DONNEWALD)
24. SENATOR WASHINGTON:
25. Will the sponsor yield?
26. PRESIDING OFFICER: (SENATOR DONNEWALD)
27. He indicates he will.
28. SENATOR WASHINGTON:
29. I...I can see the need for some such reform legislation as
30. this on foreclosure matters, Senator Rock, but to come from two
31. years to ninety days, that seems to be an inordinate short period
32. of time. How did you arrive at ninety days?
33. PRESIDING OFFICER: (SENATOR DONNEWALD)
Senator Rock.

SENIOR ROCK:

Ninety days, we thought, Senator, would afford the property owner who has not, remember now under this provision, paid taxes for a period of five or more years. It would afford to him some reasonable period of notice, but yet would be something less than the...the two years that it is now. It's an arbitrary figure, admittedly, but we wanted to afford the owner...some reasonable notice so that when the property is sold in the scavenger sale, after a five-year period, then the owner would have...ninety days within which to redeem. Now this, again, does not apply to single-family residences. It says very...very specifically non-farm real estate or real estate containing an...improvement consisting of a structure or structures containing seven or more. So we are talking about the multi-family dwellings; apartment buildings.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Maragos.

SENIOR MARAGOS:

I am in support of this amendment, because I think it is long needed; and I agree with Senator Rock that this is not the unsophisticated real estate owner who is involved. But the only question I have, Senator Rock, in this particular situation is, we have passed three amendments, at least yesterday, Constitutional Amendments; well we...did they all deal with separate Articles? Are we going to have an opportunity to...even if we pass it from this Assembly to be put on the ballot next November?

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Rock.

SENIOR ROCK:

Well, as...as you well know, Senator, I don't have the answer for that. We did pass three, as I recall, painfully recall, over to the House. The House Executive Committee, I am told, met this morning, and are...are in the process of sending some over to us;
and my understanding of the...of the Constitutional interpretation,
at least by some of the legal people, particularly in the
Attorney General's Office, is that the first three out that pass
successfully both houses are to be considered as ballotworthy.
Whether or not this will get out, or whether or not some of the
others will get out, frankly, remains to be seen. We have
approximately a week remaining.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there further discussion? Senator Rock may close.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the
Senate. I think this is a worthy Constitutional Amendment. I
think it will afford the...large urban areas, particularly the
city that I partially represent, an opportunity to...to re-
habilitate and put back on the tax rolls some buildings that
rightfully belong there; and I would urge your favorable support.

PRESIDING OFFICER: (SENATOR DONNEWALD)

All right, the question is, shall Senate Joint Resolution
56...be passed and approved. Those in favor vote Aye. Those
opposed Nay. The voting is open. Have all those voted who wish?
Have all those voted who wish? Take the record. On that question,
the Ayes are 53, the Nays are none. And Senate Joint Resolution
56, having received the three-fifths Constitutional majority, is
declared passed...and approved. We will proceed to page six of
the Calendar; Motions in Writing. As I call them...the member,
I would appreciate it if the members would...advise the Chair as
to whether they want to call their particular motion. First
motion on call is House Bill 2676, Senator Martin. House Bill...
Senate Bill 888, Senator Keats. Senator Keats, do you wish to
put your motion?

SENATOR KEATS:

Yes, I do.

PRESIDING OFFICER: (SENATOR DONNEWALD)
1. You may proceed, Senator Rock, for what purpose do you arise?
2. SENATOR ROCK:
3. Just a parliamentary inquiry. I wonder if the Secretary might read the motion. Some of these, frankly, I... I think are not in proper form, and I would just like to be sure.
4. PRESIDING OFFICER: (SENATOR DONNEWALD)
5. All right, the Chair has been advised that Senator Martin is ready for HB 2676. All right, I'm sorry, I am advised that that motion is not in the hands of the Secretary. So, we will proceed with Senate Bill 888. Will the Secretary please read the motion.
6. SECRETARY:
7. A Motion in Writing.
8. I hereby move to suspend rule...Senate Rule 5-C, dis-
9. charge the Committee on Labor and Commerce from further consideration of Senate Bill 888; and further move that such bill be placed on the Calendar on the Order of 3rd reading. Consideration Postponed. Dated 3-28 in 80. Signed Senator Roger A. Keats.
10. PRESIDING OFFICER: (SENATOR DONNEWALD)
11. Senator Maragos, for what purpose do you arise?
12. SENATOR MARAGOS:
13. I'm just waiting to hear what's going to happen, then I want to speak on the...
14. PRESIDING OFFICER: (SENATOR DONNEWALD)
15. Senator Bruce, did you wish recognition? Senator Keats.
16. Senator, you may proceed.
17. SENATOR KEATS:
18. Thank you, Mr. President. Just as a reminder to the Senate, we can...debate the motion; but in this case, we are not debating the bill itself. We are not debating the merit of legislation, we are debating the merit of the motion. My motion is to return this bill to 3rd reading. Everyone, perhaps, may remember this
bill...Senate Bill 888, a bill of which I have sponsored...went through the Senate Labor and Commerce Committee was...let out of the committee on a vote of six to five, and was put on the Floor; and we did not get a chance to take final action on the bill...at the end of Session last year. Some of you may remember that we had some minor disagreements, as we occasionally do at the end of Session, and we adjourned rather dramatically one evening, which was our last chance to...bring this bill to a final vote on 3rd reading. So, all I am asking, is this bill be put back on 3rd reading so that we may give it the consideration it deserves. I am not requesting, at this time, that we do anything other than put the bill in the position it was in when it was not given a chance for the final passage roll call because of our adjournment motion at that time. I would appreciate your support.

PRESIDING OFFICER: (SENIOR DONNEWALD)

Senator Merlo. Senator Maragos.

SENATOR MARAGOS:

Mr...President and members of the...the Senate. As the Chairman of the Labor and Commerce Committee, I have to arise in opposition to this motion because some of the facts are not correct. This motion lost...this bill lost at 3rd reading, and was put on Postponed Consideration. And, I think as...it inappropriate, at this time, to bring measures of this nature, a year later, because there is no emergency that exists to have this type of legislation brought forth to the Body...when we are primarily concerned with fiscal matters and other...matters. So, I would appreciate it very much, because the members of the committee know it did get out six to five, it was a very tight vote, but it did lose when...on its first go around, and therefore the sponsor of this motion is incorrect when he states that this bill did...did not get a full hearing. The thing is, it was on Postponed Consideration, and I had a bill...along with
this one, which did not pass, which is on Postponed Consideration;
but I think we have adequate time to bring this before committee,
and he did not get a discharged from Rules, which would be the normal
procedure to have it heard by a Labor and Commerce Committee again
this year; and there were some amendments to be drawn at that time;
and I think it is inappropriate for us to proceed and have this
brought up at this late hour as...for 3rd reading. And therefore,
I object to the motion and ask that you do not support it...support
it and not give it the required votes to discharge.

PRESIDING OFFICER: (SENATOR DONNEWALD)
Is there further discussion? Senator Keats may close.

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the
Senate. I, too, rise in opposition to this motion. I think
everybody is aware, or should be aware of what this bill does;
although we won't debate the merits of it. It repeals the
Scaffold Act. Now this is no respect any kind of an emergency,
nor is it necessary to the operation of government. It is a
subject of some real controversy. There have been negotiations
going on for better than a year between Representatives of
Organized Labor and Representatives of Management; and it just
seems to me to be a little preemptory to take this out of
committee at this time. It's where it belongs, if the Labor
and Commerce Committee wishes to have hearings, they certainly
may; but I just don't think it belongs in the Calendar. Certainly
not, after it has been once defeated and placed on the Order of
Consideration Postponed; I...I urge a rejection of this motion.

PRESIDING OFFICER: (SENATOR DONNEWALD)
Is there further discussion? Senator Keats may close.

SENATOR KEATS:

In closing, I just want to mention one or two points, and
then I would ask for your favorable vote. The information about
1. the bill given, has not been quite totally accurate. Certainly
2. no one has attempted to distort the picture; but to say this is
3. not an emergency, the President of the Senate has changed his
4. own longstanding position, made a hundred and eighty degree
5. change on a key bill...of which this bill is a rather integral
6. part of that entire system. So, at least some people had thought
7. it was an emergency, and certainly he did at one time. As far
8. as the other issues, I am not going to argue them one way or
9. the other; I simply ask your support to allow that this bill
10. be placed back on 3rd reading so it may...receive the con-
11. sideration it deserves here on the Floor of the Senate. I
12. would appreciate your vote. Thank you.

13. PRESIDING OFFICER: (SENATOR DONNEWALD)

14. Senator Keats moves to suspend the rules for the purpose
15. of discharging the Committee on Labor and Commerce from further
16. consideration of Senate Bill 888, and have the bill placed on
17. the Calendar on the Order of...Consideration Postponed. Those
18. in favor vote Aye, those opposed Nay. The voting is open.
19. Have all those voted who wish? Have all those voted who wish?
20. Take the record. On that question, the Ayes are 31, the Nays are
21. 11, 1 Voting Present. The motion carries, and the...Senate Bill
22. 888 is discharged from the Committee on Labor and Commerce, and
23. is ordered placed on the Calendar on the Order of Postponed

25. SENATOR ROCK:

26. I request a verification of the affirmative vote, Mr. President.

27. PRESIDING OFFICER: (SENATOR DONNEWALD)

28. Verification is requested. Will the members please be in
29. their seats. The Secretary will call the affirmative vote.

30. SECRETARY:

31. The following voted in the affirmative: Becker, Berning,
32. Bloom, Bowers, Bruce, Buzbee, Coffey, Davidson, De Angelis,
33. Friedland, Geo-Karis, Grotberg, Jerome Joyce, Keats, Maitland,
34. Martin, McMillan, Mitchler, Moore, Netsch, Newhouse, Nimrod,
Ozinga, Philip, Regner, Rhoads, Schaffer, Shapiro, Sommer,
Walsh, Weaver.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Rock.

SENATOR ROCK:

Is Senator Nimrod on the Floor?

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is Senator Nimrod on the Floor? Remove his name.

SENATOR ROCK:

Is Senator Ozinga on the Floor?

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is Senator Ozinga on the Floor? Remove his name from the roll. On that question, the Ayes are 29 and the Nays are 11 and 1 Voting Present. The...motion fails. Senate Bill...

Senate Bill 2676, Senator Martin. Will you read the motion please, Mr. Secretary.

SECRETARY:

A Motion in Writing.

I move to suspend...Senate Rule 5-C, and that the Senate Rules Committee be discharged from further consideration of House Bill 2676; and further move that House Bill 2676 be placed on the Senate Calendar on the Order of 2nd reading. Dated 4-22 in '80. Signed Senator Lynn Martin.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Martin.

SENATOR MARTIN:

This motion...is made so that the members of the Senate will have an opportunity to vote on ending the Blind Primary. As, with Senator Rhoads, the chief sponsor of the Senate Bill to end the Blind Primary, the House has already voted on it; this is the House Bill. The Rules Committee has determined that those bills would not come out. It is my belief that the members of the Senate should have an opportunity to vote on...on the issue. I'm
not going to argue it now; that would not be appropriate, but I
would hope I would have your support to move it to 2nd reading
so that all of us can vote our conscience and...whatever else
one is voting on that moment to make sure that the voters out
there who I think have spoken very strongly about their feelings...
with the Blind Primary, that their Senators will have the chance
to reflect the mood of the people.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President and Ladies and Gentlemen of the
Senate. I rise in opposition to this motion. This certainly
is premature. The Senate Rules Committee, to my knowledge,
has not yet considered any House Bills.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Lemke.

SENATOR LEMKE:

I would urge my colleagues, there is no emergency, but I
urge my colleagues in the Democratic side. The Republican Party
could do this with their own rules like we did in the Democratic
Party. So why should we participate in...in an inner-party fight.
I would suggest that, as in the past when there was a Democratic
inner-party fight, the Republicans wouldn't take one side
or the other; and I would suggest my colleagues do the same thing.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Rhoads.

SENATOR RHOADS:

Thank you, Mr. President and members of the Senate. Senator
Lemke, this is no longer an inner-party fight; the Governor has
said he will sign this legislation when it gets to his desk; and
it is an emergency, because the public did react very strongly
to this...the Blind Primary simply is not in anyone's interest.
It denies information to the voters that they are entitled to have,
and I rise in support of the motion.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Geo-Karis.

SENATOR GEO-KARIS:

Mr. President and Ladies and Gentlemen of the Senate, I
too rise in support of the Motion. I think...we heard it loud
and clear; I certainly think we should be identified if we are
running for delegate; and even though I had announced who I was
running for, it wasn't on the ballot; and I...if I had voted
for the thing before I made an error, and I hope I can correct
it now. I am for...this motion.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Gitz.

SENATOR GITZ:

A question of the sponsor.

PRESIDING OFFICER: (SENATOR DONNEWALD)

She indicates she will...respond.

SENATOR GITZ:

No House Bills have been heard yet in the Rules Committee.

What's the emergency? Has the President of the Senate indicated
that he won't hear your bill; that he won't report it out?

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Martin.

SENATOR MARTIN:

I have, with Senator Rhoads, the Senate Bill. Rules Committee
has indicated that, obviously, that that bill, which is essentially
the same bill as this, is not going to come out. I think it is
safe to say that...they are not going to let the House Bill out,
Senator Gitz; and therefore, we could spend a lot of time, and I
could wait another week or two to let this Motion; but we are
hearing Motions today. They are not going to change their mind
for a House Bill when they don't let the Senate Bill out.

PRESIDING OFFICER: (SENATOR DONNEWALD)
SENATOR SCHÄFFER:

Well, I too, rise in support of this. Here's a chance for us to show the people of Illinois that we are, in fact, responsive; and that we aren't dead in the water every time a needed change comes along. I certainly think...we ought to give this every vote in the Chamber; there is no doubt that this change needs to be made; there's no doubt that it will be made, why not make it now and show the people that we care.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Lemke, did you wish recognition a second time?

SENATOR LEMKE:

There is no emergency. If there is an emergency, let the Republican Party have...have a convention; let them change the rule like we did in the...in fact, the Republican State Chairman can do this like...Chairman Touhy did in our party. So why is there an emergency? Why should we enter into this Republican fight? I suggest Republicans get together and do this...if they want to.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there further discussion? Senator Martin may close.

SENATOR MARTIN:

I would like to afford those Senators a chance to be responsive to the people. It was an interesting idea, it didn't work; I think many of my colleagues would like to go on record for this bill. Sure, as Democrats you can say...that's a
Republican problem, let's just not vote; but you voted on it before. We did it before; it's our job to undo it, and I would ask that it be heard and moved to 2nd reading.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Philip, your light is lit. Is it your desire to speak? Proceed.

SENATOR PHILIP:

Just to straighten out the facts, Mr. President. Our party has a State Convention the ninth and tenth in Peoria; at which time we cannot, we cannot, at the State Convention change the rule that we adopted. It takes the State Central Committee; all twenty-four of them to decide to go back to Section A in the Election Commission...I mean in the...in the Election... Laws. So we cannot do it at Convention; it is absolutely incorrect. The State Central Committee has to meet, they have to have a majority voting to go back to Section A. I...have talked to my State Central Committeeman; I have talked to many State Central Committeemen; I quite frankly think they are going to do it. They got the message.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Knuppel.

SENATOR KNUPPEL:

Oh, it's on a matter of personal privilege. Peoria is one of my favorite towns and I thought you could do anything in Peoria.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Martin, you can close again; or do you wish...all right, the question is, Senator Martin moves to suspend the rules for the...for the purpose of...Senator Martin moves to discharge the Committee on Rules from further consideration of House Bill 2676. Those in favor vote Aye. Those opposed Nay. The voting is open. Have all voted who wish? Have all those voted who wish? Take the record. On that question, the Ayes are 28, the Nays are 5, 8 voting present. The motion fails.
PRESIDING OFFICER: (SENATOR DONNEWALD)

Senate Bill 1478, Senator Mitchler. Do you wish to call the motion? Read the motion, Mr. Secretary.

SECRETARY:

I move to suspend Senate Rule 5C, and that the Senate Rules Committee be discharged from further consideration of Senate Bill 1478, and further move that Senate Bill 1478 be assigned to the Committee on Secondary...Secondary and...I can't read it. Education, I guess it is, Committee. Signed...or dated 4/23/80. Signed, Senator Mitchler.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Mitchler.

SENATOR MITCHELL:

Mr. President, and members of the Senate. Senate Bill 1478, is a bill filed in the Senate by myself on January 9th, of this year, and it provides for the teaching in the elementary and secondary schools of the State of Illinois. It provides for the equal teaching of scientific creationism along with scientific evolution, and I would move for the motion put before in writing.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there any discussion? The question is, shall Senator...

Senator Buzbee.

SENATOR BUZBEE:

Is this...I question the sponsor, Mr. President. I wonder if the Education Committee has...has had a chance to scope this bill out yet.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Mitchler.

SENATOR MITCHELL:

I have not been so informed.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there further discussion? Senator Mitchler, do you wish
1. to close?

2. SENATOR MITCHLER:

3. I'd ask for a favorable roll call.

4. PRESIDING OFFICER: (SENATOR DONNEWALD)

5. Senator Mitchler moves to discharge the Committee on

6. Rules concerning Senate Bill 1478 from further consideration

7. and have it placed in the Committee on Elementary and Secondary

8. Education. Those in favor vote Aye. Those opposed Nay. The

9. voting is open. Have all those voted who wish? Take the

10. record, quick. On that question, the Ayes are 2, the Nays are

11. 32. 2 Voting Present. Motion fails. Senator Newhouse, for what

12. purpose do you arise?

13. SENATOR NEWHOUSE:

14. Mr. President, having voted in the minority I pushed the wrong

15. switch. I intended to vote No on that bill.

16. PRESIDING OFFICER: (SENATOR DONNEWALD)

17. The electronic marvel will so reflect. Senator Buzbee, for

18. what purpose do you arise?

19. SENATOR BUZBEE:

20. I've just got one more attempt, Mr. President. Given Senator

21. Newhouse's voting record yesterday and today, I think somebody

22. better teach him how to monkey around with his voting device.

23. PRESIDING OFFICER: (SENATOR DONNEWALD)

24. That's enough. Senate Bill 1479, Senator Bloom. Senate

25. Bill 1495, Senator Mitchler-Grotberg. Do you wish the motion


27. SECRETARY:

28. I move that...to suspend Senate Rules 5C and that the Senate

29. Rules Committee be discharged from further consideration of

30. Senate Bill 1495, and further move that Senate Bill 1495 be

31. advanced to the Committee on Agriculture, Conservation, and

32. Energy Committee.

33. PRESIDING OFFICER: (SENATOR DONNEWALD)
Senator Mitchler.

SENATOR MITCHLER:

Well, Mr. President, and members of the Senate. I do not understand why these two bills, Senate Bill 1495, and then one that will follow, I've filed a motion on, Senate Bill 1496 were not released by the Senate Rules Committee because they involve municipal utility taxes, and revenue, and appropriation bills are germane to this Session. Senate Bill 1495 would clear up the accounting fee allowed to utilities for collecting municipal utility taxes, and would be reduced from three percent to two percent of the tax and mandates that this fee come out of the tax collected rather than being added to the tax, is a charge to customers. The measure would also require utility bills to be itemized...all components and list the tax rates. Now, this was introduced by Senator Grotberg and myself as co-sponsors, at the request of the Mayor of the Village of Yorkville, in Kendall County. I did not expect the Rules Committee to turn this down, and Senate Bill 1495 and Senate Bill 1496, that will...the motion will follow, involve a Supreme Court ruling that the gross receipts do not include taxes collected by public utilities from customers, and that any accounting fee collected by utilities from customers is not part of the gross receipts, and I do believe that this would be a proper bill along with the Senate Bill 1496 to follow on the following motion to be considered during this Session. I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there discussion? Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, and Ladies and Gentlemen of the Senate. I rise in opposition to this motion and wish to point out to the membership that while all of us perhaps are...suffer somewhat of a disappointment from time to time with respect to actions of the Rules Committee, it was a rule adopted unanimously by this Body that only those bills that dealt with...that came
from the Administration or dealt with the implementation of
the State Budget or were thought to be of an emergency nature
or necessary for the operation of government in the judgment of
the Rules Committee, were to be considered. These, frankly,
although the Mayor of Yorkville may think they're very nice, and
I'm sure they are, this Session is not the appropriate time and
I would urge defeat of this motion.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there further discussion? Senator Mitchler may close.

SENATOR MITCHLER:
The only thing I refer to the area of emergency...nature,
in addition to being related to taxation at the local level,
local unit of government, namely the Village of Yorkville, that
docket No. 51581, agenda 29, May, 1979, is the reason for the
Illinois Supreme Court, is the reason for this legislation being
introduced in this Session so that that could be implemented and
the citizens of the Village of Yorkville and other municipalities
that are involved in such utility taxes may have benefit of the
Supreme Court decision. I would ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Mitchler moves to discharge the Committee on Rules
from further consideration of that bill. Those in favor vote
Aye. Those opposed vote Nay. The voting is open. Have all
voted who wish? Take the record. On that question, the Ayes are
16, the Nays are 9. The motion fails. Senate Bill 1496, Senator
Mitchler-Grotberg. Senate...Senate Bill 1507, Senator Washington.
Mr. Secretary, read...oh, Senator Washington, for what purpose
do you arise?

SENATOR WASHINGTON:

Mr. President, I was under the impression that these dis-
charged motions would be heard next week, and consequently I'm
in a state of unreadiness, and I ask leave to hear this motion,
1507 next Wednesday.
Is there leave? Leave is granted. Is it your desire to specify a day certain, Senator? Next week or next Wednesday?

Next Wednesday. Senate Bill 1555, Senator Rhoads. Read the motion, Mr. Secretary.

I move to suspend Senate Rule 5C and that the Senate Rules Committee be discharged from further consideration of Senate Bill 1555, and further move that Senate Bill 1555 be assigned to the Elections Committee. Signed, Senator Rhoads.

Yes, thank you, Mr. President, and members of the Senate. This is your second opportunity in about twenty minutes to vote for repeal of the blind Primary. This is the Senate Bill and it's not premature because it hasn't come out of Rules Committee yet. This bill is co-sponsored by many Senators on both sides of the aisle, including Senators Netsch and Daley on the Democratic side, and Senators Martin and myself on the Republican side. It simply repeals the Public Act 81-135, which was signed last July by the Governor, and removes the option for running delegates as so-called blind delegates, i.e., without giving a preference after their name on the ballot as Senator Martin explained on the House Bill. So, it is essentially the same bill, the public demands it, I would ask you to reconsider and this time let's go over the top.

That's a point of personal privilege.
SENATOR NASH:

A point of personal privilege. I'd like to introduce a former member of the Illinois House of Representatives, who is visiting with us today, a member of the Metropolitan Sanitary District, of greater Chicago, Chester Majewski, Commissioner Chester Majewski.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Chester, stand up. Senator Newhouse. Senator Gitz.

SENATOR GITZ:

Well, Mr. President, I'd like to speak to the motion for this reason. I was one of the Senators who didn't like the blind Primary legislation in the first place, and if you look at the roll call there are a number of us that opposed it, but it was rammed out of this place, and it was gone, it was put into the law. Now, there is a House Bill that is in the Rules Committee and can very easily be referred to the Standing Committees. Yesterday, we had an extensive debate which called for the biennial Session. The grounds that there's too many bills and too much work. Now, all of the sudden, everybody seems to be very anxious to do everything they can to circumvent the established process, and I don't think this motion is in order at this time, and for that reason I would urge its defeat.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, and Ladies and Gentlemen of the Senate. Again I rise in opposition to this motion. I don't think we should consider something that will not even affect any, assuming the Republican party doesn't invite the State Central Committee to their State Convention, and I will not make the assumption, but I got that impression from what Senator Philip reiterated, but in the event that happens, the next time this provision will be operative, as everybody well knows, is four
years from now, and this by nobody's imagination is an emergency.

It is perhaps an emergency because the Governor has now graciously indicated that he made a mistake, tough.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Martin.

SENATOR MARTIN:

I would hope that some of us would remember our religious training about forgiving and letting people's mistakes be forgotten, and correcting them. I am amazed that people who opposed the blind Primary, and I was one of them, now say that for some reason or another they aren't going to allow a Senate Bill out of Rules so that that outrageously unfair system can be stopped. It is...

it is a question of responsiveness, and it is, quite frankly, because an error was made. We ask you as Republicans to let this out, this came out of the House, the House Democrats were kind enough to let the Republican conferees have an opportunity to make correction. It is appropriate that this be done, it is appropriate because it affects all of the people even those who do not vote in a Democratic Primary, or in a Republican Primary, because if we don't make the corrections, if we don't see when a law doesn't work, and when it's bad, if we don't make that change, then we're not fulfilling the responsibilities and the obligations that our people ask of us, and to suggest that one will not vote for it, or that one will just let it happen, and continue for a change in four years is inappropriate, and I ask you let this Senate Bill out, so that the people can be heard.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Rhoads may close. Senator Rhoads moves to discharge the Committee on Rules from further consideration of Senate Bill 1555, and place it in the Committee on Elections. Those in favor vote Aye. Those...those...those opposed vote Nay. The voting is open. Have all those voted who wish? Have all those voted who wish? Take the record. On that...on that question, the
1. Ayes are 28, the Nays are 2. 6 Voting Present. The motion
fails. Senate Bill 1899, Senator Mitchler. Do you wish
the motion read? Proceed, Mr. Secretary.
2. SECRETARY:
3. I move to suspend Senate Rule 5C, and that Senate Rules
4. Committee be discharged from further consideration of Senate Bill
5. 1899, and further move that Senate Bill 1899 be assigned to the
6. Committee on Insurance and Licensed Activities. Signed, Senator
7. Mitchler.
8. PRESIDING OFFICER: (SENATOR DONNEWALD)
10. SENATOR MITCHEL:
11. Thank you, Mr. President, and members of the Senate.
12. Senate Bill 1899 was introduced by me at the request of William
13. H. Smith, who served with...over twenty years with the Illinois
14. Geological Survey at the University of Illinois, in Champaign,
15. and what it does it creates an Act in relation to the certification
16. of regulation of professional Geologists by the Department of
17. Registration and Education. The reason for this, Doctor Smith,
18. representing the American Institute of Professional Geologists
19. the Illinois-Indiana section, requested that Illinois have the
20. certification and regulation of professional geologists instituted
21. inasmuch as the State of Indiana has also done this and ac-
22. complished it, and at the request of the American Institute of
23. Professional geologists Illinois-Indiana section, they asked that
24. that be done during this Session. Therefore, I would ask for
25. a favorable roll call on the motion to discharge the Senate
26. Rules Committee, and have it bill assigned to the Senate Insurance
27. and Licensed Activities Committee.
28. PRESIDING OFFICER: (SENATOR DONNEWALD)
29. Senator Gitz.
30. SENATOR GITZ:
31. Well, Mr. President. I apologize for speaking a second time
32. today, but I would like to point out, that we passed a Sunset Bill,
and it was signed into law and one of the provisions was front-end review, because of the fact that we constantly have new licensing and new regulations that are constantly being put into effect. Now, if we're going to make that Sunset Commission's work successful and effective, then it is important that this kind of legislation be held until it is reviewed by the committee, and for that reason, the Sunset Chairman, who is previously an employee of the Governor, sought to speak with the Minority and Majority Leadership in both Houses, and to ask that those bills that were presently pending be held until the Sunset Commission had done its work, and to my knowledge, Senator Mitchler, this bill has not been before that committee, because we were dealing with House Bills precisely in those kind of subjects this morning, and for that reason I think it is inappropriate for this motion to discharge to be successful.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Rock.

SENATOR ROCK:

Thank you, Mr. President, and Ladies and Gentlemen of the Senate. Again I rise in opposition to this motion. While I have a great deal of respect for Doctor Smith, as I understand the provisions of this bill, they will apply to particular land reclaims. It is simply not an emergency. It is not at this time necessary for the operation of State government. The people from the Sunset Committee which was recently approved and brought fruition effective March 1st, have suggested to both the House and the Senate Leadership, that front-end review is, in fact, a vital and integral part of that process, which we overwhelmingly approved in this Body, and it just seems to me that this is one that can wait until next Session.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there further discussion? Senator Mitchler may close.

SENATOR MITCHEL:

37
I'd ask for a favorable roll call.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Mitchler moves to discharge the Committee on Rules from further consideration of Senate Bill 1899, and refer that to the Licensed Activities Committee. Those in favor vote Aye. Those opposed Nay. The voting is open. Have all those voted who wish? Have all those voted who wish? Take the record. On that question, the Ayes are 4, the Nays are 10.


Senator Regner, for what purpose do you arise?

SENATOR REGNER:

Mr. President, I'd like to have leave of the Senate that this motion be held...

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there leave?

SENATOR REGNER:

..., not held... this motion be postponed and be heard during the Session of Tuesday, April 29th, 1980.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there leave? Leave is granted. SJR 26, Senator Bloom.

Read the motion, Mr. Secretary.

SECRETARY:

Pursuant to Senate Rule 10, I move that the Senate Executive Committee be discharged from further consideration of Senate Joint Resolution 36, Constitutional Amendment, and further move that Senate Joint Resolution 36 be read a first time and that an amend- ment be offered. Signed, Senator Bloom.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Bloom.

SENATOR BLOOM:

Thank you, Mr. President, and fellow Senators. This matter is of some import. It is the resolution which originates from the Governor's Advisory Commission on taxes and when it was first heard in Executive Committee in October, we were promised that there would...
be a full hearing and it would be fully considered in time
for action by both Houses in the Spring. This promise was
repeated three weeks ago. It has not...was not afforded a
full hearing, there was a hearing Monday. I might point out
that there are probably seven Session days left until the
deadline. Fair's fair, we'd like to get this out on the
Calendar, and get it before the full Body.
PRESIDING OFFICER: (SENATOR DONNEWALD)
Senator Bloom, have you concluded? Is there further dis-
cussion? Senator Wooten.
SENATOR WOOTEN:
Thank you, Mr. President. I rise in opposition to this
motion. We took considerable testimony in the full committee,
on this particular amendment in the Fall. It was the vote of
the Executive Committee that it be held and referred to a sub-
committee for further hearing. When it was indicated to us that
there was some renewed interest in it this Spring, I appointed
that sub-committee which held its hearings, the sub-committee
report is due tomorrow. I don't think it's a secret that the
sub-committee report will be unfavorable, but I would resist
the motion now, as I would resist the adoption of the Constitutional
Amendment. We can hear the sub-committee report tomorrow
morning and take action. I...certainly my mind will not change
one way or the other on this. The three-fifths provision for
taxing is, I think, something we ought not go into without extensive
hearings. We did hear...have a full committee hearing with charts
and graphs, and animated explanation. The sub-committee took
hearing...had hearings on this, and another Constitutional
Amendment. I just don't think that the evidence warrants that
we should get this out and vote on it now. So, I would resist
the motion.
PRESIDING OFFICER: (SENATOR DONNEWALD)
Senator Knuppel.
SENATOR KNUPPLE:

Well, I only want to say one thing. If I understood
Senator Bloom correctly, and I may have misunderstood him,
I got the implication that he was saying that it didn't get
a fair hearing, or that it didn't have a full hearing. We
had a meeting of the sub-committee on Monday. It was appointed
by the Executive Committee, it was posted. Everybody who wanted
to testify had an opportunity to testify both pro and against,
and I think that if we're going to have a committee system,
if we're going to have subcommittees, we ought not to impose on
peoples time to come hold those hearings, and then not accept the
report in the regular fashion where it comes before the committee.
The committee votes on it, we will have a committee meeting
tomorrow morning. It isn't as if there wasn't going to be a
committee meeting, and if at that time we... we do not discharge
the bill, I think at that time, Senator Bloom, you would be in...
in order to ask for the discharge of the committee, but at this
point, I personally spent a great deal of time on this, a half
a day on Monday, and I've spent quite a bit of time since then
working on the report of the sub-committee as did the other members
who appeared there, and the witnesses who appeared there, and I
think it's a breakdown of the legislative process, and the committee
process to discharge this before the report is accepted. The
matter is debated because as I understood it, the other member of
the sub-committee who will be filing the minority report will
have reasons for his position. I'd like to hear them, and I think
he's entitled to be heard, and the matter is entitled to be
debated before the entire Executive Committee. I'm not... debating
here the merits of any of these resolutions, one of which was
mine. I have not asked for discharge. Senator Regner has post-
poned his application. I think it appropriate that we should file
the committee procedure.

PRESIDING OFFICER: (SENATOR DONNEWALD)
Thank you, Mr. President, and members of the Senate. As the one minority member of the sub-committee that met last Monday at eight thirty in the morning, I have prepared the one member minority report in which I recommend that all three Constitutional Amendments, HJR 13, SJR 36, and Senator Knuppel's Constitutional Amendment, I believe SJR 18, be reported out to the full Senate so that this matter can be debated. Now, it is a fact that under the Thompson Proposition of a year and a half ago, over eighty percent of the people of this State stated that they wanted some type of ceiling or restriction on spending by local State, and if possible Federal Government. I think this is something that we in this Senate should heed. We heard from the people, we know that... what they want. They want some ceiling, some relief on taxation in the State of Illinois. Now, we spent some three or four hours hearing witnesses pro and con, and as the President of the Senate said a few minutes ago, time is running out, we have about a week in order to get something on the ballot, we have to move swiftly. There will be no testimony heard in Executive Committee tomorrow, other than the debate on the majority and the minority report, and at which time it will be voted up or down. I think it will be voted up, but why should we waste a day? Let this full Senate debate all three of these propositions so that we can give the people of the State of Illinois that which they mandated us to do in a public policy referendum of a year or so ago. I ask for your favorable consideration on the motion of Senator Bloom, insofar, as Senate Joint Resolution 36 CA is concerned.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there further discussion? Senator Bloom may close.

SENATOR BLOOM:

Thank you, Mr. President, and fellow Senators. First, address the point about renewed interest, the interest has been
ongoing. The committee, the Chairman of the committee assured me on the 30th of October that a sub-committee would be appointed and would hear it in time for the Spring Session, that did not happen. Every Administration proposal, every proposal that this Administration has put forth to limit taxes, either the real estate taxes or otherwise, has been defeated or has been held up by this side...the other side of the aisle. I think it is incumbent upon all of us to get this out and going. There are only seven Session days prior to the May 4th deadline. SJR 36 is in an entirely different posture than HJR 13, which only has one more step to go. If the action is not taken on it today, and we can get it read, and get an amendment on it, probably all bets will be off, and you will have defeated all limitation proposals that have come before this Body. I urge a favorable roll call. Thank you.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Knuppel, for what purpose do you arise?

SENATOR KNUPPEL:

On a matter of personal privilege.

PRESIDING OFFICER: (SENATOR DONNEWALD)

State your point.

SENATOR KNUPPEL:

The point is this, Senator Bloom has repeatedly said that...the and implied that I have done less than my duty as Chairman of the sub-committee, I want to say this, if Senator Bloom was so damned interested in this bill, why couldn't he appear down there the other morning? He did not even appear before the sub-committee in support of this so-called important resolution. Now, Senator Bloom, I think that you are out of order in calling anybody else derelict when you weren't even there.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Bloom, for what purpose do you arise?

SENATOR BLOOM:
My name was mentioned in debate, perhaps...okay, for openers, I was in no way attempting to denigrate Senator Knuppel's efforts personally, and Senator Knuppel well knows that the monthly meeting of the Joint Committee on Administrative Rules, which had been scheduled far prior to the sub-committee hearing, was going on at the same time, and the information was given him.

PRESIDING OFFICER: (SENATOR DONNEWALD)

All right.

 SENATOR BLOOM:

...and I had to run it, and Senator Moore the minority member handled it, but the point is that we were promised by the Chairman of the full committee in October that the sub-committee hearings would have concluded in time for action to be taken in the Spring Session, and here we are seven Session days away from the deadline. I'd urge a favorable roll call.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Bloom moves to discharge the Committee on Executive from further consideration of Senate Joint Resolution 36. Those in favor indicate by voting Aye. Those opposed Nay. The voting is open. Have all those voted who wish? Have all those voted who wish? Take the record. On that question, the Ayes are 26, the Nays are 8. The motion fails. Resolutions.

SECRETARY:

Senate Resolution 468, offered by Senators Lemke, Daley, Savickas, and all Senators, and it is congratulatory.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Consent Calendar. Senator Rock. Senator Gitz, for what purpose do you arise?

SENATOR GITZ:

On a point of personal privilege. In the gallery...

PRESIDING OFFICER: (SENATOR DONNEWALD)

State your point.
SENATOR GITZ:

There are several people in the gallery from Ogle County, and I'd like to recognize them, it's the Ogle County Chairman, David Schabacker, Al Megargee, Katherine Drumheller, and Evelyn O'Connor.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Geo-Karis, for what purpose do you arise?

SENATOR GEO-KARIS:

Mr. President, and Ladies and Gentlemen of the Senate. I have obtained permission from the sponsor of Senate Bill 1500, Senator Jerome Joyce, to add myself as a co-sponsor. Senate Bill 1500.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there leave? Leave is granted. Senator...Senator McLendon.

SENATOR MCLENDON:

Yes, Mr. President. At this time I move that the Six Day Rule be waved in order that Senate Bill 1508 be heard before Judiciary I tomorrow morning...nine thirty.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there leave? Leave is granted. Senator Vadalabene.

SENATOR VADALABENE:

Yes, I have permission from the sponsor on Senate Bill 1834 to be recognized as a co-sponsor.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is there leave? Leave is granted. Senator...Senator Vadalabene, what was the number of that bill? Senator Maragos, for what purpose do you arise?

SENATOR MARAGOS:

A parliamentary inquiry, Mr. President. The bills that were heard this week and posted in Labor and Commerce, do they have to be reposted for next week? If that...

PRESIDING OFFICER: (SENATOR DONNEWALD)
They do not.

SENATOR MARAGOS:

All right, that's what I wanted to get from the Chairman.

But I want to announce that Monday, at 1:00 p.m., we're going to go to all of the bills that were not heard or completed on yesterday's meeting of Senate Labor and Commerce, and we're also going to continue them next week, so I've put everybody on notice to be prepared, on those bills. 1:00 p.m., Monday, April 26th, whatever it is.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Senator Regner.

SENATOR REGNER:

Mr. President, and members. I'd like to have leave to be added as a co-sponsor to Senate Bill 1477.

PRESIDING OFFICER: (SENATOR DONNEWALD)

Is leave granted? Leave is granted. Senator Rock.

SENATOR ROCK:

Thank you, Mr. President. I would move that we now stand adjourned until Friday, April 25th, at the hour of noon.

PRESIDING OFFICER: (SENATOR DONNEWALD)

You've heard the motion. Those in favor indicate by saying Aye. Those opposed Nay. The motion carries. The Senate stands adjourned.