

82ND GENERAL ASSEMBLY

REGULAR SESSION

JUNE 17, 1981

1. PRESIDENT:

2. The hour of nine having arrived the Senate will please come  
3. to order. Will the members please be at their desks, and will  
4. our guests in the gallery please rise. Our prayer this morning  
5. by the Reverend Paul Habing, Blessed Sacrament Church, Springfield,  
6. Illinois. Father.

7. REVEREND PAUL HABING:

8. ( Prayer given by Reverend Habing )

9. PRESIDENT:

10. Thank you, Father. Read of the Journal. Senator Johns.  
11. SENATOR JOHNS:

12. Mr. President, I move that reading and approval of the  
13. Journals of Thursday, June the 4th; Friday, June the 5th;  
14. Tuesday, June the 9th; Wednesday, June the 10th; Thursday, June  
15. the 11th; Friday, June the 12th; and Monday, June the 15th;  
16. and Tuesday, June the 16th, in the year of 1981, be postponed  
17. pending arrival of the printed Journal.

18. PRESIDENT:

19. You've heard the motion as placed by Senator Johns. Any  
20. discussion? If not, all in favor signify by saying Aye. All  
21. opposed. The Ayes have it. The motion carries. So ordered.  
22. Committee reports.

23. SECRETARY:

24. Senator Donnewald, Chairman of the Committee on Assignment  
25. of Bills assigns the following Senate Bill to committee:

26. Senate Bill 1230 to Public Health, Welfare and Cor-  
27. rections.

28. Senator Carroll, Chairman of Appropriations I Committee  
29. reports out the following House Bills:

30. 302 and 673, with the recommendation Do Pass.

31. 437, 439, 447, 536, 537, 621, 697, 761, 766, 805, 852, and  
32. 945, with the recommendation Do Pass as Amended.

33. PRESIDENT:

1. Message from the House.

2. SECRETARY:

3. A Message from the House by Mr. Leone, Clerk.

4. Mr. President - I am directed to inform the Senate the  
5. House of Representatives has concurred with the Senate in the pas-  
6. sage of bills with the following title, together with House amend-  
7. ments:

8. Senate Bill 27, with House Amendments 2 and 3.

9. Senate Bill 98, with House Amendments 1, 2, and 3.

10. Senate Bill 125, with House Amendments 1, 2, and 8.

11. Senate Bill 134, with House Amendment 1.

12. Senate Bill 176, with House Amendment 1.

13. Senate Bill 224, with House Amendments 2 and 4.

14. Senate Bill 299, with House Amendment 1.

15. Senate Bill 355, with House Amendment 2.

16. Senate Bill 404, with House Amendment 1.

17. Senate Bill 416, with House Amendment 1.

18. Senate Bill 498, with House Amendment 1.

19. Senate Bill 575, with House Amendments 1, 2, and 3.

20. Senate Bill 700, with House Amendment 1.

21. Senate Bill 883, with House Amendments 1 and 2.

22. Senate Bill 894, with House Amendments 1 and 2.

23. Senate Bill 902, with House Amendment 1.

24. Senate Bill 910, with House Amendment 1.

25. Senate Bill 912, with House Amendment 2.

26. Senate Bill 1044, with House Amendment 1.

27. Senate Bill 1094, with House Amendment 1.

28. PRESIDENT:

29. Senator Friedland, for what purpose do you arise?

30. SENATOR FRIEDLAND:

31. Parliamentary inquiry, Mr. President.

32. PRESIDENT:

33. Yes, Sir.

1. SENATOR FRIEDLAND:

2. Pursuant to my June 15th communication to you, wherein I  
3. asked what Session day we're in regarding the Rosenbloom nomin-  
4. ation, what is your advice and consent on that?

5. PRESIDENT:

6. I will issue a...a letter in response. I just haven't had  
7. time but my recollection is, that this is day fifty-one.

8. SENATOR FRIEDLAND:

9. Thank you.

10. PRESIDENT:

11. Senator Nega, for what purpose do you arise?

12. SENATOR NEGA:

13. Yes, Mr. President. I ask leave of the Body to have my name  
14. deleted as the sponsor of Senate...House Bill 76. Leroy Lemke  
15. will be the lead sponsor.

16. PRESIDENT:

17. All right, you've heard Senator Nega's request. Is leave  
18. granted? Leave is granted. So ordered. Resolutions.

19. SECRETARY:

20. Senate Resolution 243, offered by Senators Jerome Joyce and  
21. Sangmeister, it's congratulatory.

22. Senate Resolution 244, offered by Senators Berman, Keats,  
23. and all Senators, and it's a death resolution.

24. PRESIDENT:

25. Consent Calendar. So that everyone can get their files to-  
26. gether, we will be...we will begin on House Bills 2nd reading,  
27. where we left off yesterday, which is the middle of page 29.  
28. Middle of page 29, at House Bill 598. So, it will be Vadalabene,  
29. Berman, Demuzio, Egan, Coffey, Netsch, will be the first out of  
30. the chute. All right, with leave of the Body, we'll move to the  
31. Order of House Bills 2nd reading.. On the Order of House Bills  
32. 2nd reading, the middle of page 29 on the Calendar, House Bill  
33. 598. Read the bill, Mr. Secretary.

1. SECRETARY:
2. House Bill 598.
3. ( Secretary reads title of bill )
4. 2nd reading of the bill. No committee amendments.
5. PRESIDENT:
6. Are there amendments from the Floor?
7. SECRETARY:
8. Amendment No. 1 by Senator Vadalabene.
9. PRESIDENT:
10. Senator Vadalabene.
11. SENATOR VADALABENE:
12. Yes, thank you, Mr. President, and members of the Senate.
13. Amendment No. 1 to House Bill 598 provides that the members shall
14. also pay employer contributions in an amount equal to two times
15. the employee's contributions, and that the interest rate is to be
16. six percent. And I move for its adoption.
17. PRESIDENT:
18. Senator Vadalabene has moved the adoption of Amendment No. 1
19. to House Bill 598. Any discussion? If not, all in favor signify
20. by saying Aye. All opposed. The Ayes have it. The amendment is
21. adopted. Are there further amendments?
22. SECRETARY:
23. No further amendments.
24. PRESIDENT:
25. 3rd reading. 606, Senator Berman. On the Order of House
26. Bills 2nd reading, House Bill 606. Read the bill, Mr. Secretary.
27. SECRETARY:
28. House Bill 606.
29. ( Secretary reads title of bill )
30. 2nd reading of the bill. No committee amendments.
31. PRESIDENT:
32. Are there amendments from the Floor?
33. SECRETARY:

HB 607  
2nd reading

- 1. No Floor amendments.
- 2. PRESIDENT:
- 3. 3rd reading. 607, Senator Demuzio. On the Order of House
- 4. Bills 2nd reading, House Bill 607. Read the bill, Mr. Secretary.
- 5. SECRETARY:
- 6. House Bill 607.
- 7. ( Secretary reads title of bill )
- 8. 2nd reading of the bill. No committee amendments.
- 9. PRESIDENT:
- 10. Are there amendments from the Floor?
- 11. SECRETARY:
- 12. Amendment No. 1 offered by Senator Demuzio.
- 13. PRESIDENT:
- 14. Senator Demuzio.
- 15. SENATOR DEMUZIO:
- 16. Yes...thank you, Mr. President. All...all this amendment
- 17. does, is to...changes the composition of the Board of the Author-
- 18. ity, it reinstates the...the Treasurers and the Governor, in
- 19. the Department of Agriculture. It puts it in the same per-
- 20. spective as the bill was when it was heard here in the Senate.
- 21. And I move for the adoption.
- 22. PRESIDENT:
- 23. Senator Demuzio moves the adoption of Amendment No. 1 to
- 24. House Bill 607. Any discussion? If...yes, Senator Maitland.
- 25. SENATOR MAITLAND:
- 26. Yes, Mr. President. Senator Demuzio, who...who did the
- 27. House replace in place of the Treasurer?
- 28. PRESIDENT:
- 29. Senator Demuzio.
- 30. SENATOR DEMUZIO:
- 31. Well, the...the House...the amendment would have provided
- 32. for a seven member authority, and would have allowed for the
- 33. four appointees of the Governor, subject to the confirmation of

1. the Senate. And the...the Governor, the Treasurer, and the Director  
2. of Agriculture or their designees.

3. PRESIDENT:

4. Senator Maitland.

5. SENATOR MAITLAND:

6. Who then, now, selects the chairman?

7. PRESIDENT:

8. Senator Demuzio.

9. SENATOR DEMUZIO:

10. Your guy on the second floor.

11. PRESIDENT:

12. All right, Senator Demuzio has moved the adoption of Amend-  
13. ment No. 1 to House Bill 607. Any further discussion? If not,  
14. all in favor signify by saying Aye. All opposed. The Ayes have  
15. it. The amendment is adopted. Further amendments?

16. SECRETARY:

17. No further amendments.

18. PRESIDENT:

19. 3rd reading. 622, Senator Egan. On the Order of House Bills  
20. 2nd reading, House Bill 622. Read the bill, Mr. Secretary.

21. SECRETARY:

22. House Bill 622.

23. ( Secretary reads title of bill )

24. 2nd reading of the bill. No committee amendments.

25. PRESIDENT:

26. Are there amendments from the Floor?

27. SECRETARY:

28. No Floor amendments.

29. PRESIDENT:

30. 3rd reading. 623, Senator Coffey. On the Order of House  
31. Bills 2nd reading, House Bill 623. Read the bill, Mr. Secretary.

32. SECRETARY:

33. House Bill 623.

AB 623  
2nd reading

1. ( Secretary reads title of bill )
2. 2nd reading of the bill. The Committee on Agriculture offers one
3. amendment.
4. PRESIDENT:
5. Senator Coffey.
6. SENATOR COFFEY:
7. Yes, Mr. President, and members of the Senate. House Bill
8. 623 deals with the burning of landscape wastes and so on. What
9. this amendment does, it...it sets up the population that it has
10. to be less than two hundred thousand. I'd ask for a favorable
11. roll call.
12. PRESIDENT:
13. Senator Coffey has moved the adoption of Committee Amendment
14. No. 1 to House Bill 623. Any discussion? If not, all in favor
15. signify by saying Aye. All opposed. The Ayes have it. The
16. amendment is adopted. Further amendments?
17. SECRETARY:
18. No further committee amendments.
19. PRESIDENT:
20. Any amendments from the Floor?
21. SECRETARY:
22. No Floor amendments.
23. PRESIDENT:
24. 3rd reading. 626, Senator Netsch. On the Order of House
25. Bills 2nd reading, the bottom of page 29, House Bill 626. Read
26. the bill, Mr. Secretary.
27. SECRETARY:
28. House Bill 626.
29. ( Secretary reads title of bill )
30. 2nd reading of the bill. No committee amendments.
31. PRESIDENT:
32. Any amendments from the Floor?
33. SECRETARY:

HB 639  
2nd Reading

- 1. No Floor amendments.
- 2. PRESIDENT:
- 3. 3rd reading. 636, Senator Gitz. On the Order of House
- 4. Bills 2nd reading, the top of page 30, House Bill 636. Read
- 5. the bill, Mr. Secretary.
- 6. SECRETARY:
- 7. House Bill 636.
- 8. ( Secretary reads title of bill )
- 9. 2nd reading of the bill. No committee amendments.
- 10. PRESIDENT:
- 11. Are there amendments from the Floor?
- 12. SECRETARY:
- 13. No Floor amendments.
- 14. PRESIDENT:
- 15. 3rd reading. 639, Senator Philip. Senator Philip. On the
- 16. Order of House Bills 2nd reading, House Bill 639. Read the bill,
- 17. Mr. Secretary.
- 18. SECRETARY:
- 19. House Bill 639.
- 20. ( Secretary reads title of bill )
- 21. 2nd reading of the bill. No committee amendments.
- 22. PRESIDENT:
- 23. Any amendments from the Floor?
- 24. SECRETARY:
- 25. No Floor amendments.
- 26. PRESIDENT:
- 27. 3rd reading. 645, Senator Netsch. On the Order of House
- 28. Bills 2nd reading, House Bill 645. Read the bill, Mr. Secretary.
- 29. SECRETARY:
- 30. House Bill 645.
- 31. ( Secretary reads title of bill )
- 32. 2nd reading of the bill. No committee amendments.
- 33. PRESIDENT:

*HB 646  
2nd reading*

1. Are there amendments from the Floor?
2. SECRETARY:
3. No Floor amendments.
4. PRESIDENT:
5. 3rd reading. 646, Senator Netsch. On the Order of House
6. Bills 2nd reading, House Bill 646. Read the bill, Mr. Secretary.
7. SECRETARY:
8. House Bill 646.
9. ( Secretary reads title of bill )
10. 2nd reading of the bill. No committee amendments.
11. PRESIDENT:
12. Any amendments from the Floor?
13. SECRETARY:
14. No Floor amendments.
15. PRESIDENT:
16. 3rd reading. 654, Senator Johns. On the Order of House
17. Bills 2nd reading, House Bill 654. Read the bill, Mr. Secretary.
18. SECRETARY:
19. House Bill 654.
20. ( Secretary reads title of bill )
21. 2nd reading of the bill. The Committee on Elementary and Second-
22. ary Education offers one amendment.
23. PRESIDENT:
24. Senator Johns, Committee Amendment No. 1.
25. SENATOR JOHNS:
26. Mr. President, I...I think that I want...I know that I want
27. to Table this particular amendment, and adopt the second amend-
28. ment that I have on the Secretary's Desk.
29. PRESIDENT:
30. All right, Senator...
31. SENATOR JOHNS:
32. So, I move to Table Amendment No. 1, I guess.
33. PRESIDENT:

1. Senator Johns moves to Table Committee Amendment No. 1.  
2. Any discussion? If not, all in favor signify by saying Aye.  
3. All opposed. The Ayes have it. Amendment No. 1 is Tabled.  
4. Further amendments?

5. SECRETARY:

6. No further committee amendments.

7. PRESIDENT:

8. Any amendments from the Floor?

9. SECRETARY:

10. Amendment No. 2 by Senator Johns.

11. PRESIDENT:

12. Senator Johns.

13. SENATOR JOHNS:

14. Okay, now this particular amendment, Mr. President, gives  
15. the correct reporting date of the report of teacher dismissals.  
16. It requires that we send an annual report on or before September  
17. the 15th to the State Board of Education, which discloses the  
18. number of probationary teachers, and the number of teachers in  
19. contractual continued service who have been dismissed or removed  
20. as a result of the board's decision to decrease the number of  
21. teachers employed, or to discontinue any type of teaching service.  
22. This is vital in the teaching profession, and I move for its  
23. adoption.

24. PRESIDENT:

25. Senator Johns has moved the adoption of Amendment No. 2  
26. to House Bill 654. Any discussion? Senator Maitland. If not,  
27. all in favor signify by saying Aye. All opposed. The Ayes have  
28. it. Amendment No. 2 is adopted. Are there further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDENT:

32. 3rd reading. 636...663, Senator Joyce. On the Order of  
33. House Bills 2nd reading, House Bill 663. Read the bill, Mr.  
Secretary.

1. SECRETARY:
2. House Bill 663.
3. ( Secretary reads title of bill )
4. 2nd reading of the bill. No committee amendments.
5. PRESIDENT:
6. Any amendments from the Floor?
7. SECRETARY:
8. Amendment No. 1 by Senator Johns.
9. PRESIDENT:
10. Senator Johns.
11. SENATOR JOHNS:
12. Yes...663, yes, Mr...Mr. President, I've got that right here
13. before me. What this particular amendment does, is it protects
14. people from conflict of interest who serve on volunteer fire
15. departments throughout the State of Illinois, especially in the
16. rural districts, and it permits them to serve and still hold
17. public office. In many of my small communities, these people
18. hold, say, an alderman's job, or a county job, and they also
19. serve in voluntary fire departments, and this permits them
20. to do so. It's...it's long in coming and needs to be enacted,
21. and I move for its adoption.
22. PRESIDENT:
23. Senator Johns has moved the adoption of Amendment No. 1 to
24. House Bill 663. Any discussion? If not, all in favor signify
25. by saying Aye. All opposed. The Ayes have it. The amendment
26. is adopted. Further amendments?
27. SECRETARY:
28. No further amendments.
29. PRESIDENT:
30. 3rd reading. 674, Senator Dawson. 676, Senator Chew.
31. On the Order of House Bills 2nd reading, House Bill 676. Read
32. the bill, Mr. Secretary.
33. SECRETARY:

1. House Bill 676.
2. ( Secretary reads title of bill )
3. 2nd reading of the bill. No committee amendments.
4. PRESIDENT:
5. Any amendments from the Floor?
6. SECRETARY:
7. No Floor amendments.
8. PRESIDENT:
9. 3rd reading. 681, Senator Schaffer. On the Order of House
10. Bills 2nd reading, House Bill 681. Read the bill, Mr. Secretary.
11. SECRETARY:
12. House Bill 681.
13. ( Secretary reads title of bill )
14. 2nd reading of the bill. No committee amendments.
15. PRESIDENT:
16. Any amendments from the Floor?
17. SECRETARY:
18. No Floor amendments.
19. PRESIDENT:
20. 3rd reading. 682. On the Order of House Bills 2nd reading,
21. House Bill 682. Mr. Secretary.
22. SECRETARY:
23. House Bill 682.
24. ( Secretary reads title of bill )
25. 2nd reading of the bill. No committee amendments.
26. PRESIDENT:
27. Any amendments from the Floor?
28. SECRETARY:
29. No Floor amendments.
30. PRESIDENT:
31. 3rd reading. 685, Senator D'Arco. 694, Senator Berman.
32. Senator Berman on the Floor? 695, Senator Berman. 698, Senator
33. Philip. On the Order of House Bills 2nd reading, top of page 31.

1. House Bill 698. Read the bill, Mr. Secretary.
2. SECRETARY:
3. House Bill 698.
4. ( Secretary reads title of bill )
5. 2nd reading of the bill. No committee amendments.
6. PRESIDENT:
7. Any amendments from the Floor?
8. SECRETARY:
9. No Floor amendments.
- 10.
- 11.
12. (Following typed previously)
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HB 701  
2nd Reading  
6-17-81  
HB 694  
2nd Reading

1. PRESIDENT:
2. 3rd reading. 701, Senator Bruce. On the Order of House
3. Bills, 2nd reading, House Bill 701. Read the bill, Mr. Secretary.
4. SECRETARY:
5. House Bill 701.
6. (Secretary reads title of bill)
7. 2nd reading of the bill. No committee amendments.
8. PRESIDENT:
9. Any amendments from the Floor?
10. SECRETARY:
11. No Floor amendments.
12. PRESIDENT:
13. 3rd reading. 694. Senator Berman has reappeared out
14. of the...his office. Bottom of Page 30. On the Order of
15. House Bills 2nd reading, House Bill 694. Read the bill,
16. Mr. Secretary.
17. SECRETARY:
18. House Bill 694.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. No committee amendments.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Are there amendments from the Floor?
23. SECRETARY:
24. Amendment No. 1 by Senator Berman.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Senator Berman is recognized.
27. SENATOR BERMAN:
28. Thank you, Mr. President. Amendment No. 1 tightens up
29. the time frame upon which the State board must rule upon
30. appeals under the due process procedures of the handicapped
31. children. And also provides for relief regarding willful
32. disregard by the school district of the needs of the children.
33. I move the adoption of Amendment No. 1.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The motion is to adopt Amendment No. 1. Discussion of the  
3. motion? All in favor say Aye. Opposed Nay. The Ayes have it.  
4. Amendment No. 1 is adopted. Further amendments?

5. SECRETARY:

6. No further amendments.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. 3rd reading. 695, Senator Berman. Read the bill, Mr.  
9. Secretary, please.

10. SECRETARY:

11. House Bill 695.

12. ( Secretary reads title of bill )

13. 2nd reading of the bill. No committee amendments.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Are there amendments from the Floor?

16. SECRETARY:

17. No Floor amendments.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. 3rd reading. 705, Senator Taylor. Read the bill, Mr.  
20. Secretary, please. 696, Senator Berman. Read the bill, Mr.  
21. Secretary, please.

22. SECRETARY:

23. House Bill 69...excuse me, 696.

24. ( Secretary reads title of bill )

25. 2nd reading of the bill. The Committee on Elementary and Second-  
26. ary Education offers one amendment.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Amendments from the Floor? Senator Berman to explain  
29. Committee Amendment No. 1.

30. SENATOR BERMAN:

31. Thank you, Mr. President. Committee Amendment No. 1 spelled  
32. out in clear language the additional persons to be included in  
33. the list of hearing officers submitted to parents and school

1. districts for due processes hearing. I move the adoption of  
2. Committee Amendment No. 1.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. The motion is to adopt. Discussion of the motion? All in  
5. favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 1  
6. is adopted. Further committee amendments?

7. SECRETARY:

8. No further committee amendments.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Amendments from the Floor?

11. SECRETARY:

12. No Floor amendments.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. 3rd reading. Senator Gitz has a photographer he'd  
15. like leave of the Senate to take some pictures of himself on  
16. the Floor today. Is there leave? Leave is granted. 705,  
17. Senator Taylor. Read the bill, Mr. Secretary, please.

18. SECRETARY:

19. House Bill 705.

20. ( Secretary reads title of bill )

21. 2nd reading of the bill. No committee amendments.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Are there amendments from the Floor?

24. SECRETARY:

25. Amendment No. 1 by Senator Geo-Karis.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Geo-Karis on the Floor? Senator Geo-Karis. You  
28. have an amendment on Senator Taylor's 705. Senator Geo-Karis.

29. SENATOR GEO-KARIS:

30. Mr. President, and Ladies and Gentlemen of the Senate. The  
31. amendment is the one that resulted from the hearing in the committee.  
32. And I move its adoption.

33. PRESIDING OFFICER: (SENATOR BRUCE)

H5709  
2nd Reading  
13-17-81

- 1. The motion is to adopt Amendment No. 1. Discussion of the
- 2. motion? All in favor say Aye. Opposed Nay. The Ayes have it.
- 3. Amendment No. 1 is adopted. Further amendments?
- 4. SECRETARY:
- 5. No further amendments.
- 6. PRESIDING OFFICER: (SENATOR BRUCE)
- 7. 3rd reading. House Bill 706, Senator Nash. Senator...read
- 8. the bill, Mr. Secretary, please.
- 9. SECRETARY:
- 10. House Bill 706.
- 11. ( Secretary reads title of bill )
- 12. 2nd reading of the bill. No committee amendments.
- 13. PRESIDING OFFICER: (SENATOR BRUCE)
- 14. Are there amendments from the Floor?
- 15. SECRETARY:
- 16. No Floor amendments.
- 17. PRESIDING OFFICER: (SENATOR BRUCE)
- 18. 3rd reading. 709, Senator Gitz. Read the bill, Mr.
- 19. Secretary, please.
- 20. SECRETARY:
- 21. House Bill 709.
- 22. ( Secretary reads title of bill )
- 23. 2nd reading of the bill. No committee amendments.
- 24. PRESIDING OFFICER: (SENATOR BRUCE)
- 25. Are there amendments from the Floor?
- 26. SECRETARY:
- 27. No Floor amendments.
- 28. PRESIDING OFFICER: (SENATOR BRUCE)
- 29. 3rd reading. House Bill 721, Senator Taylor. Read the
- 30. bill, Mr. Secretary.
- 31. SECRETARY:
- 32. House Bill 721.
- 33. ( Secretary reads title of bill )

1. 2nd reading of the bill. No committee amendments.
2. PRESIDING OFFICER: (SENATOR BRUCE)
3. Are there amendments from the Floor?
4. SECRETARY:
5. No Floor amendments.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. 3rd reading. 725, Senator Coffey. Senator Coffey. Read
8. the bill, Mr. Secretary, please.
9. SECRETARY:
10. House Bill 725.
11. ( Secretary reads title of bill )
12. 2nd reading of the bill. No committee amendments.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. Are there amendments from the Floor?
15. SECRETARY:
16. Amendment No. 1 by Senator Lemke.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Senator Lemke is recognized on Amendment No. 1.
19. SENATOR LEMKE:
20. All this bill does, is...is puts Senate Bill 26 on this
21. bill, which is Senator Bowers and my inheritance tax bill, which
22. didn't get out of the House committee, because there wasn't
23. enough people to vote. I ask for its adoption.
24. PRESIDING OFFICER: (SENATOR BRUCE)
25. The motion is to adopt Amendment No. 1. Discussion?
26. Senator Coffey, any comment? The motion is to adopt. All in
27. favor say Aye. Opposed...Senator Coffey.
28. PRESIDENT:
29. Senator Coffey.
30. SENATOR COFFEY:
31. Well, Mr. President. I would like to request of the sponsor
32. of this amendment, that he go into a little detail...explain
33. this amendment, because it is a costly amendment, and I think

1. the Body ought to...to listen to this amendment prior to us  
2. accepting it.

3. PRESIDENT:

4. All right, could we hold the caucuses down. There's been  
5. a request the sponsor further explain Amendment No. 1. Senator  
6. Lemke.

7. SENATOR LEMKE:

8. What this amendment does, is simply put Senate Bill 26,  
9. which we passed out of here about 54 to...to 2, or something,  
10. on...onto this bill. What it does is just sets up for widows,  
11. as to the inheritance tax exemption. It gives them an eighty  
12. thousand dollar exemption for jointly...you know...property  
13. they held with their deceased spouse. I think it's a good  
14. amendment, it's...it...it allows us to give some relief, tax  
15. relief, for inheritance taxes. And it had no problem in the  
16. Senate when we passed it out, and the only problem in the House  
17. was they got that rule where you've got to have ten votes out  
18. of nineteen, and when they only have nine...ten or twelve people  
19. at a committee meeting you'll never get the vote, so it never  
20. got out of committee. It wasn't voted down, it just didn't  
21. get enough votes out of committee because there wasn't enough  
22. people there.

23. PRESIDENT:

24. Further discussion? Senator Netsch.

25. SENATOR NETSCH:

26. Well, thank you. My question was the same, I...this is a,  
27. I think, a major substantive provision, and it's being offered  
28. as an add on to a bill that had nothing to do with this particular  
29. subject matter even though it's an amendment to the same Act. And,  
30. you know, what's the fiscal impact of this, are we...is this the  
31. beginning of seeing every bill that didn't make it...as an amendment  
32. to a bill that is floating through the House?

33. PRESIDENT:

Senator...

1. SENATOR NETSCH:

2. Well, Senator Carroll just answered that question, yes, for  
3. me, but...but apart from that, can you give us the fiscal note  
4. on this?

5. PRESIDENT:

6. Senator Lemke.

7. SENATOR LEMKE:

8. That...we had the fiscal note, Senator Bowers and I. I think  
9. the...the fiscal impact was about, was it four million or some-  
10. thing? It was very little, it was three to four million dollars,  
11. I think. It was Senator Bowers' amendment, we worked it out with  
12. the Attorney General's Office, everybody was happy. The committee  
13. passed...our Senate committee passed the bill out with no opposi-  
14. tion, we passed it out of here. I think the only opposition was  
15. Dawn because she thinks she's got the key to the Treasury. But  
16. ...but I think this is a bill that leads forwards to something  
17. that we have promised the people, and that's tax relief. And  
18. it's only a minor tax relief, it doesn't create disaster, and  
19. it doesn't really take effect for a year. So, it doesn't  
20. affect this year's budget. It really doesn't take effect until  
21. a year from now.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Is there further discussion? Senator Bowers.

24. SENATOR BOWERS:

25. Well, I just...thank you, Mr. President. I just want to  
26. echo what Senator Lemke said right at the end, and that is the  
27. fact that this is the kind of tax relief that shouldn't have  
28. any impact at all on this year's fiscal budget. Frankly, it  
29. doesn't take effect until people who die after January 1st of  
30. next year, then if, as you know, in...as far as the collection  
31. of inheritance tax is concerned, it isn't due until ten months  
32. after the date of death. So, what we're...what we're actually  
33. talking about, are dollars in the next fiscal year. Now, if

1. you want...if you want to say that you don't want any...anything  
2. that has any tax impact on the years to come, then, of course,  
3. perhaps you want to vote against this bill. All the bill does,  
4. is raise the exemption as between husband and wife up to a hundred  
5. thousand dollars. Now, it does raise the second exemption, as  
6. you know, there is a straight twenty thousand exemption, then  
7. there was an additional exemption put on with a cap on it. And  
8. there's a cap on this one, so that in effect, the people in the  
9. high brackets don't save any more money than do the people in  
10. the low brackets. The cap is at the lowest bracket. Under  
11. the circumstances, I think it's an excellent provision with the  
12. cost of real estate skyrocketing like it has, the exemption as  
13. we raise it, is not going to mean any more to the average home  
14. owner than ... than the old exemption did, simply because their...  
15. their homes have gone up to the point where what should have been  
16. a rich man's tax has become a poor man's tax. I think it's excel-  
17. lent legislation, and I would hope that we would vote for the  
18. amendment.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Netsch, I'm sorry I interrupted your question. Senator  
21. Netsch.

22. SENATOR NETSCH:

23. Well, yes, I was just...I can address the question to either  
24. one. Now, I'm...I'm...I gather this was not distributed? Well,  
25. I couldn't find it on my desk, I had to borrow a copy from the  
26. file. You...Senator Bowers, you said it was a one hundred thou-  
27. sand dollar exemption, that does not appear to be what the amend-  
28. ment says, and I gather when you say it does not apply...until  
29. next year, it's because there's no other effective date specified  
30. in the Act as it stands at the moment, is that correct?

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Bowers.

33. SENATOR BOWERS:

1. Well, I guess, I first have to confess, that I have not seen  
2. the amendment, I'm speaking with reference to the bill, and I'm  
3. assuming the statement that the amendment is exactly the same  
4. as the bill, is an accurate statement. Assuming that's true,  
5. then the bill became effective January 1st of next year. What  
6. I'm saying to you, is that...for people who died after January  
7. 1st of next year, under the...you know there's ten months before  
8. the tax is actually due, and then there's a filtering process  
9. after the tax is paid to the county before it gets down to the  
10. State. That's the basis of my statement that there's no impact  
11. on this year's revenue. Now, as to the exemption itself, it is  
12. an add on to the...to the second exemption. There is a twenty  
13. thousand, and an additional twenty, that brings the additional  
14. twenty up to eighty so that the total exemption will, therefore,  
15. be a hundred. There is a cap on the eighty, of which, in effect,  
16. brings the...the...the maximum down to the point of its lowest  
17. denominator, so that those in the higher brackets will get the  
18. same savings as those in the lower brackets, dollar savings. If  
19. you didn't put the cap on, obviously you're taking it off the  
20. top. If you're in a ten percent bracket you're going to save  
21. a heck of a lot more money than you are if you're in a two  
22. percent bracket. So, what we've done is capped it, the additional  
23. eighty, not the original twenty, we've capped it so that the  
24. lower bracket figure is the cap.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Netsch.

27. SENATOR NETSCH:

28. The cap is the twenty-two hundred dollars, is that correct  
29. Senator Bowers? All right, thank you.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is there further discussion? Senator Coffey.

32. SENATOR COFFEY:

33. Yes, Mr. President, and members of the Senate. As I understand, not this year, but in the future, it will cost between

1. eight and ten million dollars on this amendment, will be the  
2. cost possibly to the State. I will accept this amendment, except  
3. I would like to request in the future, as we have before, that  
4. if an amendment is going to be attached to someone's bill, that  
5. they would bring the amendment to them prior to offering that  
6. amendment so we can eliminate some of this discussion.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Your suggestion is well-taken. Is there further discussion?  
9. If not, Senator Lemke may close debate.

10. SENATOR LEMKE:

11. I just ask for a favorable vote.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Lemke moves the adoption of Amendment No. 1 to  
14. House Bill 725. Those in favor will indicate by saying Aye.  
15. Those opposed. The Ayes have it. Amendment No. 1 is adopted.  
16. Any further amendments?

17. SECRETARY:

18. Amendment No. 2 by Senator Coffey.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Coffey.

21. SENATOR COFFEY:

22. Yes...Mr. President, and members of the Senate. This  
23. amendment amends Section 9 of the Inheritance Tax Act regarding  
24. the transfers of decedent's assets. This amendment would make  
25. an exception to those provisions authorized...authorizing the  
26. immediate transfer of the...decedent's personal property when  
27. the decedent's assets are valued at fifteen thousand or less,  
28. notwithstanding...notwithstanding would be required. The transfer  
29. would require to file a notice within fourteen days of the trans-  
30. fer to the Attorney General's Office on a form provided by the  
31. Attorney General's Office. I'd ask for a favorable roll call.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there any discussion? If not...if not, Senator Coffey  
moves the adoption of Amendment No. 2 to House Bill 725. Those

1. in favor indicate by saying Aye. Those opposed. The Ayes have  
2. it. Amendment No. 2 is adopted. Any further amendments?

3. SECRETARY:

4. No further amendments.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. 3rd reading. Senator Rhoads, for what purpose do you arise?

7. SENATOR RHOADS:

8. A point of personal privilege.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. State your point.

11. SENATOR RHOADS:

12. By way of announcement, Mr. President, on page 2 of the  
13. Calendar, there are five bills dealing with the subject of re-  
14. apportionment. I've asked to be distributed on each member's  
15. desk an amendment to Senate Bill 49, which is a first attempt  
16. by the Reference Bureau to draw some legal descriptions for  
17. the fifty-nine Senatorial districts. In an effort to proceed  
18. in an orderly fashion, we've asked that this be distributed  
19. today so that people can have a chance to look at it. I've  
20. talked with Senator Rock, hopefully later in the week we'll  
21. have a chance to offer amendments to these various bills, have  
22. them sit over the weekend, and take some action on them early  
23. next week. But please don't throw that amendment way, it won't  
24. be voted on today, but we did want to distribute it so you all  
25. had a chance to look at it.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. I'm sure the membership is eternally grateful for your  
28. concern, Senator. Senator Bruce on 726. Read the bill, Mr.  
29. Secretary.

30. SECRETARY:

31. House Bill 726.

32. ( Secretary reads title of bill )

33. 2nd reading of the bill. No committee amendments.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Any amendments from the Floor?

3. SECRETARY:

4. Amendment No. 1 by Senator Bruce.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Bruce.

7. SENATOR BRUCE:

8. Thank you. This is my commitment to the committee, this  
9. bill originally had two annuitants added, it would add the one  
10. that we agreed to in committee, and the committee let it out  
11. with that understanding. I would now move its adoption.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Is there any discussion? Senator Berning.

14. SENATOR BERNING:

15. Well, Mr. President. Not on this amendment, but my...after  
16. the action on this, I'd like to request of the sponsor that  
17. either he hold it or agree to bring it back. Our amendment from the  
18. Reference Bureau is not ready.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Bruce indicates he's willing to bring it back.  
21. Senator Bruce moves the adoption of Amendment No. 1 to House  
22. Bill 726. Those in favor indicate by saying Aye. Those opposed.  
23. The Ayes have it. Amendment No. 1 is adopted. Any further  
24. amendments?

25. SECRETARY:

26. No further amendments.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. 3rd reading. Senate Bill 744, Senator Nash. Read the bill,  
29. Mr. Secretary.

30. SECRETARY:

31. House Bill 744.

32. (Secretary reads title of bill )

33. 2nd reading of the bill. The Committee on Executive offers one  
amendment.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Nash.

3. SENATOR NASH:

4. Mr. President, and Ladies and Gentlemen of the Senate. Amend-  
5. ment...Committee Amendment No. 1 was an amendment that was worked  
6. out between the Department of Registration and Education, the Governor's  
7. Office, and the House sponsor.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Is there any discussion? If not, Senator Nash moves the  
10. adoption of Amendment No. 1 to House Bill 744. Those in favor  
11. indicate by saying Aye. Those opposed. The Ayes have it.  
12. Amendment No. 1 is adopted. Any further amendments?

13. SECRETARY:

14. No further amendments. But the amendment...the bill had been  
15. rereferred to Insurance and Licensed Activities, and it is their...

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. And that was a committee amendment?

18. SECRETARY:

19. Right.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. Any amendments from the Floor?

22. SECRETARY:

23. No Floor amendments.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. 3rd reading. Senator Netsch.

26. SENATOR NETSCH:

27. There is a Floor amendment. It's marked Bloom-Netsch or  
28. Netsch-Bloom. It's been distributed, and I've turned it in...it  
29. was turned in up there.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Is there leave to take Senate Bill 744 back to the Order  
32. of 2nd reading? Leave is granted. On the Order of 2nd reading,  
33. House Bill 744. Further amendments?

1. SECRETARY:

2. Amendment No. 2 offered by Senators Bloom and Netsch.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. Senator Bloom.

5. SENATOR BLOOM:

6. Thank you, Mr. President, and fellow Senators. What the  
7. amendment does, is basically embody the minority report and  
8. recommendation from the Sunset Committee Report. The State  
9. should require individuals and organizations that conduct pro-  
10. fessional boxing matches to obtain a permit for the event. But  
11. the primary purpose of regulation here should be to protect  
12. the safety of the professional boxer, and that is the thrust of  
13. this amendment. I'd be glad to answer any questions, and...  
14. otherwise seek its adoption.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Is there any discussion? Senator Netsch.

17. SENATOR NETSCH:

18. Thank you, Mr. President. If I might add and underscore  
19. what Senator Bloom has said. The report of the...the Sunset  
20. Commission, as I understand it, almost unanimously recommended  
21. that the State get out of the business of promoting and running  
22. boxing and other athletic events, as such, that the conditions  
23. that lead sixty-five years ago to the very detailed involvement  
24. of the State in really running a monopoly type activity, with  
25. respect to sporting...expositions...exhibitions was no longer justified. And  
26. so you had really, to begin with, a unanimous recommendation that  
27. the State cease that kind of activity as the Sunset Law would, in  
28. fact, bring about on October 1 of this year. Unfortunately, the  
29. amendment which was just adopted, the committee amendment, puts  
30. the State back in the business of promoting and otherwise being  
31. deeply involved in the exhibition itself, and that is exactly  
32. contrary to what the unanimous Sunset Commission recommended.  
33. It is true, however, that a minority...a minority of the commission  
felt very...in fact, I guess, really a majority of the commission

1. felt that there was a responsibility for the safety of the...  
2. those who are involved as contestants, the boxers specifically.  
3. And a minority of the commission, lead by Senator Bloom, and  
4. I believe, also Senator Gitz had strongly recommended that the  
5. State continue to impose some...requirements that related dir-  
6. ectly to the one question that the State does have a police  
7. power interest in, and that is the health and safety of those  
8. who are actual participants. Senator Bloom's and my amendment  
9. does, in fact, reflect that point of view. But I would point  
10. out again, that even the committee amendment that was just  
11. adopted is contrary to the unanimous recommendation of the Sunset  
12. Commission, that it is no longer justified for the State to be  
13. a promoter, regulator of the exhibition itself.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Nash.

16. SENATOR NASH:

17. Mr. President, and Ladies and Gentlemen of the Senate. It  
18. would have been nice if the sponsor of this amendment had talked  
19. to the sponsors of the bill, or the House sponsors. This is the  
20. first we hear of the Floor amendment, and I ask the sponsor of  
21. this amendment to withdraw it, and we'll...hold the bill on 2nd  
22. reading.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator D'Arco. Senator Bloom...

25. SENATOR D'ARCO:

26. Thank you...

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Wait...wait, Senator Bloom.

29. SENATOR BLOOM:

30. Your point is well-taken, Senator. I...I was unaware that  
31. you had not been talked with. If you'll hold it on 2nd, we can  
32. talk about it, and we won't take up the Body's time any further.  
33. Is that fair enough?

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2.       Take it out of the record. Senate Bill...House Bill 757,
3.       Senator DeAngelis. Read the bill, Mr. Secretary.
4.       SECRETARY:
5.       House Bill 757.
6.       ( Secretary reads title of bill )
7.       2nd reading of the bill. No committee amendments.
8.       PRESIDING OFFICER: (SENATOR SAVICKAS)
9.       Any amendments from the Floor?
10.       SECRETARY:
11.       No Floor amendments.
12.       PRESIDING OFFICER: (SENATOR SAVICKAS)
13.       3rd reading. House Bill 760, Senator DeAngelis. Read
14.       the bill, Mr. Secretary.
15.       SECRETARY:
16.       House Bill 760.
17.       ( Secretary reads title of bill )
18.       2nd reading of the bill. The Committee on Executive offers one
19.       amendment.
20.       PRESIDING OFFICER: (SENATOR SAVICKAS)
21.       Senator DeAngelis.
22.       SENATOR DeANGELIS:
23.       Thank you, Mr. President, and members of the Senate. Committee
24.       Amendment No. 1 is a technical amendment. It redefines non-public
25.       funds as funds which are not public funds, and redefines by law.
26.       I urge its adoption.
27.       PRESIDING OFFICER: (SENATOR SAVICKAS)
28.       Is there any discussion? If not, Senator DeAngelis moves
29.       the adoption of Amendment No. 1 to House Bill 760. Those in favor
30.       indicate by saying Aye. Those opposed. The Ayes have it. Amend-
31.       ment No. 1 is adopted.. Any further committee amendments?
32.       SECRETARY:
33.       No further committee amendments.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Any amendments from the Floor?

3. SECRETARY:

4. No Floor amendments.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. 3rd reading. House Bill 803, Senator Egan. Read the bill,

7. Mr. Secretary.

8. SECRETARY:

9. House Bill 803.

10. ( Secretary reads title of bill )

11. 2nd reading of the bill. No committee amendments.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Any amendments from the Floor?

14. SECRETARY:

15. No Floor amendments.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. 3rd reading. House Bill 811, Senator McLendon. Read the  
18. bill, Mr. Secretary.

19. SECRETARY:

20. House Bill 811.

21. ( Secretary reads title of bill )

22. 2nd reading of the bill. No committee amendments.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Any amendments from the Floor?

25. SECRETARY:

26. Amendment No. 1 offered by Senator Carroll.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Carroll.

29. SENATOR CARROLL:

30. Thank you, Mr. President, and Ladies and Gentlemen of the  
31. Senate. Amendment No. 1 would be the equivalent of...Senate  
32. Bill we did pass out dealing with limitation of hospital days.  
33. to fifteen days with an oversight review in case of an emergency.

1. And I would move adoption of Amendment No. 1.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there further discussion? If not, Senator Carroll moves  
4. the adoption of Amendment No. 1 to House Bill 811. Those in  
5. favor indicate by saying Aye. Those opposed. The Ayes have  
6. it...Senator Totten.

7. SENATOR TOTTEN:

8. Thank you, Mr. President. Would the sponsor yield to a  
9. question?

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. He indicates he will.

12. SENATOR TOTTEN:

13. Could you explain, precisely, what this amendment does to  
14. this bill, Senator Carroll, please.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Senator Carroll.

17. SENATOR CARROLL:

18. Yes, Senator Totten. As we briefly explained, I think every-  
19. body was aware of the topic, Amendment No. 1 would provide that  
20. in lieu of the pull the plug dollar limitation established by  
21. the Governor, we would limit it...limit stays in hospitals to  
22. a fifteen day, with a peer review of the utilization review  
23. process for those extreme cases that require longer stays. The  
24. purpose of the review is to put into the Department of Public  
25. Aid, Public Health, and the other State agencies, Bureau of the  
26. Budget, et all, the right to review these longer stays for  
27. cases of neonatal care, for burn units, for things of that nature  
28. that obviously require longer stays. But from the department's  
29. first estimates to us, it would appear as if we could save, based  
30. on '82 rates, a hundred and sixty-four million dollars of...of  
31. State tax money by asking for a modest limitation on the amount  
32. of time a person is in the hospital. We would also give the  
33. power to the State to review those people who stay less than

1. fifteen days. Now, right now, they use a utilization review  
2. process, whereby there are two nationally accepted standards,  
3. those hospitals that have moved to the newer standard find that  
4. they can...eliminate about one day's stay, that will be about  
5. twelve and a half percent of the seven hundred and eighty-one  
6. million we are now spending on hospital stays in Illinois.  
7. The purpose of this is, as I said, not to require them to pull  
8. the plug, but rather to say that, let them get paid for what  
9. they do, but to limit the amount of days people are in hospitals,  
10. and let them go to a lesser expensive, alternate form of  
11. medical treatment like in-home health care, or like a skilled  
12. nursing bed.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Totten.

15. SENATOR TOTTEN:

16. Did we pass a similar bill like this over to the House?

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Carroll.

19. SENATOR CARROLL:

20. Yes, we did and through some miraculous means, the House  
21. Assignment of Bills Committee didn't assign it until it was too  
22. late for it to be posted to be heard in a House committee. They  
23. had it for over two weeks, and for some strange reason, it appears  
24. as if the second floor did not want a hearing by the House, so  
25. the second floor, I am told, prevailed upon that committee not  
26. to assign it to a committee which we always do, regardless of  
27. sponsorship or topic, our Assignment of Bills Committee puts it  
28. out right away. They held it for over two weeks, so that by  
29. the time they assigned it to a committee, that committee had  
30. already met and could...it could not be posted for a hearing, they  
31. had already finished their activities.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Totten.

1. SENATOR TOTTEN:

2. The...Senator Carroll, the...the department indicates that  
3. although this is purported to be a cost containment measure, that  
4. they say this would actually cost the State between twenty-seven  
5. and thirty-seven million dollars, because they would be unable  
6. to implement several of the cost containment measures that they  
7. have proposed. How do you respond to that?

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Carroll.

10. SENATOR CARROLL:

11. I respond that your information is about ten days late.  
12. After they again met with Doctor Bob, as did I, they now agree  
13. that it is a cost savings. What they tried to say in that memo  
14. that you probably have a copy of, is that only five percent of  
15. those now on that type of medical assistance, would, in fact,  
16. stay over fifteen days. That is exactly contrary to their own  
17. figures, and the figures they gave us before they knew what  
18. questions we were asking. When they did not know where we were  
19. coming from, they gave us more honest answers, now all of the  
20. sudden they've come up with some figures which they now disavow,  
21. I might add, that, in fact, they...they felt it would cost money.  
22. Well, when they went over it again, that is not true, where they  
23. are coming from in that memo also, is yes, many of us feel this  
24. is an alternative to the program presented by the Governor. This  
25. is an alternative to a more costly program presented by the  
26. Governor. This is an alternative to pulling the plug on these  
27. kids who are born with birth defects, which is what the Governor  
28. was proposing. This is an alternative to pulling the plug on  
29. people in burn units and people with...cardiac care, on  
30. people with...who have any type of kidney dialysis needs. Yes,  
31. this is an alternative to pulling the plug, this is also an  
32. alternative to eliminating the Governor's idea of not giving  
33. canes or crutches to people. The Governor proposed that we do

1. not give those types of devices, canes, crutches, and bandages  
2. in order to get people out of hospitals or nursing homes. And  
3. he said that would save money. Well, if you talk to any provider,  
4. if you can't send them home with a cane you've got to keep them.  
5. And you've got to keep them in a bed, and you've got to keep  
6. them either in a nursing home bed or you've got to keep them in  
7. a hospital bed, that costs money. This is an alternative  
8. to all of that, and this will save substantial dollars, and even  
9. the department now, through the good offices of Doctor Bob,  
10. admits that that memo is inaccurate, that it will, in fact,  
11. save money. And, in fact, as of yesterday, they are looking  
12. to move towards this, so you'd better get updated information.  
13. They want to adopt our program.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Is there further discussion? Senator Totten.

16. SENATOR TOTTEN:

17. Well, I...I don't know unless Senator Schaffer has any further  
18. information than I do, but the language that's on page 7 of  
19. the bill, the department, I think, still feels is restrictive  
20. and would not provide for the cost containment that the sponsor  
21. of the amendment alludes to. And if...if that is the case, we  
22. may be embarking on a course that may cost us more than we're  
23. purporting to save. And this amendment ought...deserves a...a...  
24. some real scrutiny before we either defeat it or adopt it, and  
25. maybe it ought to be held.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Schaffer.

28. SENATOR SCHAFFER:

29. Mr. President, and members of the Senate. I...I just never  
30. fail to be inspired by Senator Carroll's ability to paint a  
31. picture the way he wants it painted. His ability is inspirational.  
32. It...it just amazes me, I guess, Doctor Bob did, in his own inim-  
33. itable way, give them about a half an inch on what it would do to the

1. cost containment measures of the department, although, frankly,  
2. cost containment measures by the Department of Public Aid in  
3. the past have usually come to naught. But I believe the  
4. department is now saying, yes, it might save a buck or two, but  
5. I think they're talking in the terms of five million dollars.  
6. Senator Totten, the problem, if I can cut away all the rhetoric  
7. is, the problem with this proposal is, it is being...touted as  
8. a major cost containment, or cost savings mechanism on public  
9. aid, which will make it unnecessary for us to address those  
10. real cuts that we have to address if we wish to balance the  
11. State budget. If I can, in my opinion, the end result of the  
12. adoption of this bill, is...amendment on this bill on passage,  
13. is to give justification to the membership, who don't really  
14. want to make those tough cuts, and very few of us do, that  
15. they can say, well, gosh I voted for the containment plan and  
16. now it turns out it didn't work, and gosh I guess we're bank-  
17. rupt. I personally have to view this, as the February 1982  
18. State Bankruptcy Act, and only because I think it will prevent  
19. us from taking the real hard look...we have to at public aid,  
20. to cut that budget down. Not by the way to decrease it, but  
21. only to increase...decrease the amount of the increase. But  
22. if we allow ourselves to be convinced we don't have to make  
23. real cuts, and this is what I think the purpose of this bill is,  
24. then we'll be back here next year, and even our mileage checks  
25. will bounce.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. If there's no further discussion Senator Carroll may close  
28. debate.

29. SENATOR CARROLL:

30. Senator Schaffer has a decent way, not a good way, of trying  
31. to obfuscate, and you can look up the dictionary definition of  
32. that, the true issues. Yes, this is an alternative, and we  
33. have said that loud and clear throughout all the debate on this.

1. And, yes, the Governor was afraid of having the House review a  
2. true better idea. But last night, the Department of Public  
3. Aid said maybe it is a good idea, and they sent over a program  
4. to me, obviously not to their side of the aisle, where they would  
5. like to pick up this concept. Now, they say it'll save some  
6. forty-eight, forty-six million dollars. Not the five they wrote  
7. to you two days ago, or two weeks ago. But now the new figures  
8. come out, because they realize where they're at. What you were  
9. talking about Senator Totten, is existing law, they're claiming  
10. that they should not pay for care they are giving, yet the law  
11. today requires that payment in order for them to get reimbursement  
12. from the Federal Government, they must meet that cost. And the  
13. way they do it, is by two years later under existing law, coming  
14. up with a reallocation of dollars. They pay what they came up  
15. short in the initial instance and pay it back two years later,  
16. but not under their four hundred dollar cap. Under their four  
17. hundred dollar cap, when the cash register reaches that amount  
18. they must cut off service, not be paid for it. And it's not  
19. only a problem at Michael Reese, and at the Univeristy of  
20. Chicago, and at County Hospital, it is also a problem at Saint  
21. Mary's in East St. Louis, it is also a problem in Wood River,  
22. it is also a problem at Saint John's here in Springfield, at  
23. Saint Francis in Peoria, at Proctor in Peoria, at Saint Mary's  
24. in Decatur, and on, and on, and on. Each one of those hospitals  
25. would be forced to stop giving service to the severely ill under  
26. the Governor's program, and what else is in that program, yes,  
27. we are saying give prescription drugs, not in this bill, but yes,  
28. it's our idea that if this passes there is sufficient money to  
29. give canes and crutches to those who need it. To give prescription  
30. drugs to those who need it. To not require a person who has  
31. a broken arm to be hospitalized, as the Governor's plan will,  
32. because there's no other way to treat them. So, you're going  
33. to spend three, four hundred dollars putting them in a hospital  
overnight, instead of spending thirty, or sixty dollars to treat

1. them in an emergency room. Those are the types of things that  
2. were in the Governor's plan, that I might add, they're running  
3. to back off of, but forgot to tell you. And in our proposal,  
4. we are saying, cut about an average day's stay, which the hospitals  
5. can and will do, and save the State enough money to keep us from  
6. going bankrupt, but to provide the services the people need, to  
7. not pull the plug on them, and to be realistic in our approach  
8. to public aid. And I urge adoption of Amendment No. 1.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Carroll moves the adoption of Amendment No. 1  
11. to House Bill 811. Those in favor indicate by saying Aye.  
12. Those opposed. The Ayes have it. Was there a request for a  
13. roll call? Those in favor will indicate by voting Aye. Those  
14. opposed will vote Nay. The voting is open. Have all voted who  
15. wish? Have all voted who wish? Have all voted who wish? Take  
16. the record. On that question, the Ayes are 26, the Nays are  
17. 30, 1 Voting Present. Amendment No. 1 to House Bill 811,  
18. having failed to receive a majority is declared lost. Senator  
19. Carroll, for what purpose do you arise?

20. SENATOR CARROLL:

21. Seek to verify the negative.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Carroll has requested a verification of the  
24. negative. Would all the Senators please be in their seats.  
25. Will the Secretary, please call the negative roll.

26. SECRETARY:

27. The following voted in the negative:

28. Becker, Berning, Bloom, Bowers, Coffey, Davidson, DeAngelis,  
29. Degnan, Etheredge, Friedland, Geo-Karis, Grotberg, Jeremiah Joyce,  
30. Keats, Kent, Mahar, Maitland, McMillan, Nimrod, Ozinga, Philip,  
31. Rhoads, Rupp, Schaffer, Simms, Sommer, Thomas, Totten, Walsh,  
32. and Weaver.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Carroll, do you question any of the Senators?

2. SENATOR CARROLL:

3. Senator Friedland.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Friedland is standing in the aisle.

6. SENATOR CARROLL:

7. Okay. Senator Philip.

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Philip. Is Senator Philip...standing in the aisle.

10. SENATOR CARROLL:

11. Senator Walsh come back yet? Oh, okay. Senator Weaver is  
12. back isn't he?

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator Weaver is in his seat.

15. SENATOR CARROLL:

16. How about Senator Becker.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Becker is in his seat.

19. SENATOR CARROLL:

20. Okay.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. On a verified roll call, the Ayes are 26, the Nays are 30,  
23. 1 Voting Present. Amendment No. 1 to House Bill 811, having  
24. failed to receive a majority vote is declared lost. Any further  
25. amendments?

26. SECRETARY:

27. Amendment No. 2 by Senator Totten.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. Senator Totten.

30.

(END OF REEL)

31.

32.

33.

1. SENATOR TOTTEN:

2. Thank you, Mr. President, Ladies and Gentlemen of  
3. the Senate. Amendment No.2 attempts to establish some  
4. cost containment perimeters for the department. The...  
5. material in Senate...in Senate Amendment No. 2 is similar  
6. to Senate Bill 748 that passed out of this Body and was  
7. defeated in committee. What it deals with is the lump  
8. sum payment problem where there is nothing in the law  
9. today that prevents a...recipient who may say, win the  
10. lottery or something like that, from going out and  
11. spending the money and still receiving aid. They would  
12. have to use the lump sum to...allocate against public  
13. aid...receipts. It establishes a copayment system, it  
14. establishes a monthly reporting system that...the department  
15. would like to do. The department estimates that there is  
16. considerable cost savings by adopting this amendment and  
17. it is similar to a bill that we did pass here by a rather  
18. big margin and I would solicit your favorable vote.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Is there any discussion? If not...Senator Nash.

21. SENATOR NASH:

22. Mr. President, Ladies and Gentlemen of the Senate.  
23. I rise in opposition to this amendment. This amendment  
24. was contained in Senate Bill 748 that received the nice  
25. hearing in the Committee on Public Health. It passed  
26. the Senate...it was...couldn't get out of the committee,  
27. the House committee across the...the Rotunda. Senator  
28. Totten's amendment received...all the proper attention  
29. on this side of the aisle and on their side of the aisle  
30. in...in this House and I urge for the defeat because the  
31. House isn't going to put on...pass it.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Hall.

34. SENATOR HALL:

1. Thank you, Mr. President, Ladies and Gentlemen of the  
2. Senate. Senator Totten...if the sponsor would yield for a  
3. question, please.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. He indicates he will.

6. SENATOR HALL:

7. Senator Totten, I notice that you're...what did you  
8. say about a public aid recipient could win...a lottery  
9. and still remain on public aid, is that...is that what you...  
10. is this the genesis of this, is this why you want to put  
11. that in?

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator...Senator Totten.

14. SENATOR TOTTEN:

15. Thank you, Mr. President. Present law says that any  
16. lump sum payment, whether it be an inheritance, lottery  
17. winning, no matter what it may be, there is no...there is...  
18. there is no way that that, under present law is reported.  
19. So that a person who may be receiving aid could receive  
20. a lump sum payment in any form, no matter what it may be.  
21. I used the lottery as an illustration...could go out and  
22. dissipate the receipts from that lump sum payment, whether  
23. it be a...a five thousand, fifty thousand or a hundred  
24. thousand and still receive...public aid. That's not the  
25. purpose of the public aid system, the public aid system  
26. is to help those who are truly needy. If a person  
27. receives money in this fashion, the money received would  
28. be allocated in lieu of...the...normal receipts than if  
29. that money was dissipated and a person was still on aid,  
30. they would go back on aid.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Hall.

33. SENATOR HALL:

1. You know, it...never ceases to amaze me, around here,  
2. how, that every time it looks like that there's going to  
3. be some way that a...a person on public aid. You know, you...you  
4. make it appear is that people on public aid should have dignity  
5. like everyone else. I don't know where that impression seems  
6. to expound around here, to use the term that a person on  
7. public aid might win a lottery and not report it, withdraw  
8. some aid, now that's pretty far fetched. I'd think for you  
9. to get up and use that as an example, you, could happen to...  
10. you, you might have illness, something may befall you and  
11. you may end up on public aid. There's nothing...there's  
12. great dignity, why should people be used in that manner.  
13. I think it's wrong and I think you're wrong in attempting  
14. to put an amendment on and using that as a term. This is  
15. a bad amendment and it should be defeated.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. Senator Carroll.

18. SENATOR CARROLL:

19. I think there's another point in here that Senator  
20. Totten may have alluded to. There was such commotion  
21. around here, Senator Totten, that I couldn't quite hear.  
22. This would provide for copayments as well, would it not?  
23. What copayment amounts would it provide for? Are there  
24. any limitations on what the department could ask for?  
25. I mean they could ask for a hundred dollar copayment  
26. under your bill, could they not?

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Totten.

29. SENATOR TOTTEN:

30. Mr. President, the amendment on Page 5 or Page 3 of  
31. the amendment provides that the Department of Public Aid  
32. may establish rules and regulations providing for a sliding  
33. scale copayment system as authorized by the U.S. Code.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Carroll.

3. SENATOR CARROLL:

4. So again, there's no limitation, there could be a  
5. hundred dollars or anything else that the department wants  
6. the recipient to pay as a copayment. And isn't this a  
7. bill that failed in the House?

8. PRESIDING OFFICER: (SENATOR SAVICKAS)

9. Senator Totten.

10. SENATOR TOTTEN:

11. First...first of all, it has to be reasonable as  
12. provided by the Federal Code, secondly the bill was defeated  
13. in committee.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Newhouse.

16. SENATOR NEWHOUSE:

17. Thank you, Mr. President. Mr. President, I think the  
18. Senators...the theory of this...amendment is unassailable.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Would you break up that conference in front of  
21. Senator Newhouse.

22. SENATOR NEWHOUSE:

23. The theory of this amendment is unassailable, I wouldn't  
24. want to assail the theory. I was off the Floor momentarily  
25. when that last vote was taken on...Amendment Number, I believe  
26. 9. Let me tell you what's happening. We're talking about  
27. the health care system now, folks, we're talking about  
28. the health care system. We're talking about the elderly  
29. and we're talking about children. The amendment we just voted  
30. down could result in a number of hospitals around this State  
31. closing their outpatient departments, period, outpatient  
32. departments which become the primary care source for many  
33. of the elderly and children around this State. If those

1. sources aren't available to these persons, the sickness rate  
2. is going to increase phenomenally. Right now, the State of  
3. Illinois has the highest infant morbidity rate, the second  
4. highest in this nation. Their incidents of illnesses among  
5. young children is as high in this State as it is in many  
6. of those Latin American countries that we send missionaries  
7. to because of their health care problems, that's what happening.  
8. Now, we've rejected a bill that...an amendment, rather, that  
9. would have aided that health care problem, that would have  
10. permitted the hospitals, at least to get over an adjustment  
11. period while they change whatever serious problems that they  
12. do have. They don't have that period now and it means that,  
13. for example, right in my district, and I want you downstate  
14. fellows to listen to this, I'm going to tell you what's going  
15. to happen in my district. In my district, Michael Reese  
16. Hospital is going to lose about twenty million dollars.  
17. They are going to immediately lay off about seven hundred  
18. people. They will probably be forced to close down their  
19. outpatient department. The University of Chicago will lose  
20. about fifteen million and will have to go through a similar  
21. process. Now, why do I select those two institutions, for  
22. two reasons. First for the terrible beating that they're  
23. going to take and for the dollars that are involved. Now,  
24. your smaller hospitals are going to suffer a loss in a  
25. smaller amount, but it doesn't take much to dislocate one  
26. of our smaller hospitals. For example, when Woodlawn Hospital  
27. loses three hundred and fifty thousand dollars, their whole  
28. balance sheet arrangement changes and they have to seriously  
29. figure how they're going to keep their doors open and some  
30. of your hospitals may be in exactly the same position. Now,  
31. we get to the copayments. What we are talking about is,  
32. people who right now, are buying dog food to

1. exist and who are looking in garbage cans, will have to, before  
2. they can get health care services, come out of their pockets  
3. with dollars that they don't have. Some elderly people, folks,  
4. are going to die. Health care problems are going to reach a  
5. pressure point, the emergency rooms of your hospitals are going  
6. to become the primary care source at three times and four times  
7. the cost in your outpatient departments. So be aware of what  
8. you're doing, 'cause that's precisely what we've just done  
9. with the rejection of this last amendment and if we adopt this  
10. present amendment, it'll aggravate a very serious problem.  
11. So I rise in opposition to this amendment and I should hope it's  
12. defeated resoundingly and that the last amendment will  
13. somehow surface again, so our health care system won't be  
14. completely disrupted. Thank you.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Is there further discussion? Senator Berning.

17. SENATOR BERNING:

18. Well, thank you, Mr. President. My question is to  
19. the last speaker. Senator, maybe we are looking at different  
20. printed material. Are you referring to the amendment to  
21. House Bill 811, which requires the reporting of lump sum  
22. income?

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Newhouse.

25. SENATOR NEWHOUSE:

26. If my understanding is correct, and I...the sponsor...  
27. answered this question, it does include copayments provisions.  
28. And I'm talking about the copayment provision, Senator. The  
29. sponsor is shaking his head, yes, it does include that.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Berning.

32. SENATOR BERNING:

33. Well, I...I'm impressed by much of what you say, Senator

1. Newhouse, but I...I've been a little bit at a loss to equate  
2. what you say to the matter under consideration. Certainly  
3. all of us, I hope, have compassion for those who are unable  
4. to take care of themselves. Of course, Senator, I...I think  
5. you will have to agree with me that a good many of our fellow  
6. citizens, if they had a little bit of encouragement as well  
7. as a little bit of forced self-reliance, they might be taking  
8. a different attitude toward where their rights and responsibilities  
9. end and your and my responsibilities to support them, begin.  
10. Unfortunately, there are many interwoven factors, I really  
11. don't know how we get at them, Senator, but infant mortality  
12. undoubtedly is tied to young persons' heavy indulgence in  
13. alcohol and drugs. We know that a teenager utilizing drugs  
14. and alcohol, even to a moderate degree, are going to have  
15. babies who are prone to health problems and perhaps even born  
16. with a serious health deficiency. All the money in the City  
17. of Chicago or the State of Illinois isn't going to prevent  
18. that. And my question, I guess, to you is, how do you  
19. and I attempt to protect the taxpayer's hard earned dollars  
20. while attempting to provide some help, but not necessarily  
21. providing all the help, for those people who have absolutely  
22. no sense of responsibility as evidenced by their own actions.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Newhouse.

25. SENATOR NEWHOUSE:

26. Senator, first of all, I...I have to take issue with  
27. the assumption that drug and alcohol abuse are the primary  
28. reasons for the high morbidity rate. The...I...I don't know  
29. if you have any evidence to show that that's true, I certainly  
30. don't. A good deal of malnutrition takes place and some other  
31. kinds of things. If...if you're asking where and how, what...  
32. if...if you...if the question is, how do we fit this within  
33. the fiscal situation, then I'd like to respond to that. Because  
34. the amendment that we just refused to adopt would have done

1. precisely what we're suggesting. That by the limitation  
2. on the hospital stays, the projection was that...that...a  
3. substantial number of dollars would be saved. Those dollar  
4. savings then would be used within the system to provide the  
5. care that we're talking about. That's why I hooked the two  
6. things together because they are related. Now, on the copayment  
7. matter, sure everyone ought to...ought to...ought to show some  
8. responsibility. But, Senator, when you start receiving  
9. the Social Security check and the rent amounts to three-quarters  
10. of what that check amounts to and you have to make some primary  
11. choices as to whether you are going to eat or go to the doctor  
12. or whether you can get transportation down to the doctor, those  
13. are very difficult choices and I would suggest to you that those  
14. people who are on Social Security, in most instances, have all...  
15. have paid a great debt to society, they've used their productive  
16. years as taxpayers and as producers. I think we owe them something  
17. a little extra. I think that if we can...if...we're not going to  
18. increase the Social Security, we're not going to have some other  
19. benefits accrued to them, so the choices they have to make are  
20. very serious ones, that's the point that I would make. I don't think  
21. there are...or rather my suggestion is that the discretionary  
22. funds simply don't exist and this is another source of having  
23. to make some kinds of choices of people who are by virtue  
24. of their age, ill, and they're going to get sicker.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. Senator Carroll, for the second time.

27. SENATOR CARROLL:

28. Yes, if everyone else has spoken first, let me just...  
29. excuse me. The reason I rise a second time, Mr. President, is  
30. that most of the initial discussion was on that provision  
31. which dealt with lump sum payments. Now that we've gotten  
32. into the real heart of the matter, as I think it is, the copayments,  
33. let me just explain a moment...more what, in fact, the department

1. is asking us to do. Instead of, once again, well thinking  
2. out a program, and I happen to be a believer in a form of  
3. copayment, they did not do so. It's not appropriate for  
4. us to say to a person on Social Security, who is diabetic,  
5. it is not appropriate for us to say to a person who is  
6. in cancer treatment therapy, chemotherapy or some other  
7. form, that the department may charge you any amount it  
8. desires for you to get that type of treatment. There  
9. are areas of abuse, in my opinion, no question about it,  
10. or a copayment plan where a person has to make those  
11. hard choices with where they will spend their check, is  
12. appropriate. But it is not appropriate to a person who  
13. is diabetic, to a person who is on chemotherapy or any  
14. of those others that are lumped into this one program,  
15. no exceptions. No matter what your state is, for an  
16. elderly person, living on a Social Security check with  
17. medical assistance, to take from that income in order to,  
18. each and every day, have a life sustaining treatment, you  
19. are denying them that access. I don't want to vote for  
20. that.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. If there's no further discussion, Senator Totten  
23. may close debate.

24. SENATOR TOTEN:

25. Thank you, Mr. President, Ladies and Gentlemen of the  
26. ...the Senate. I guess it never ceases to amaze us when  
27. we are looking at something that is really driving up the  
28. costs of this State and why it is driving up. What this  
29. amendment does, is very nominally get at some of those  
30. matters which are driving up costs. It in no way, attempts  
31. to eliminate aid to those who are truly needy and deserving.  
32. In fact, it probably does more to insure that those payments  
33. will continue in the future than any measure we've had before

1. us. For what it says, that in those specific cases, where  
2. a recipient may have additional income brought to him through  
3. some windfall in a...form of a lump sum payment that the  
4. Department of Public Aid and the State taxpayers need not  
5. keep them on public aid, that that is used. Isn't that  
6. what the system is all about, to keep those who are truly  
7. needy in...to have some means? All this does is provide  
8. the department with a way to recover that. In the case of  
9. copayments, all it does is deal with medical services, it  
10. requires reasonable ability to pay before the department  
11. can even go about implementing a copayment system, isn't  
12. that what the system is all about? The system is not for  
13. providing all things to all people at all times. This amend-  
14. ment insures that those who are truly needy will receive  
15. aid when they need it and those who may not need it, at  
16. times do not get it. And I would solicit your favorable  
17. support.

18. PRESIDING OFFICER: (SENATOR SAVICKAS)

19. The question is shall Amendment No. 2 be adopted.  
20. Those in favor will indicate by saying Aye. Those opposed  
21. Nay. The Nays have it, Amendment No. 2 is...there's been  
22. a request for a roll call. Those in favor of adopting  
23. Amendment No. 2 will vote Aye. Those opposed vote Nay.  
24. The voting is open. Have all voted who wish? Would you  
25. vote me No, Senator. Have all voted who wish? Have all  
26. voted who wish? Take the record. On that question the  
27. Ayes are 29, the Nays are 29, none Voting Present. Amend-  
28. ment No. 2 having failed to receive a majority is declared  
29. lost. Senator Totten, for what purpose do you arise?

30. SENATOR TOTTEN:

31. I...verify the negative, please.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Senator Totten has requested a verification. Will all  
34. the Senators be in their seats and will the Secretary read the

1. negative vote.
2. SECRETARY:
3.       The following voted in the negative: Berman, Bruce,
4. Buzbee, Carroll, Chew, Collins, D'Arco, Dawson, Degnan, Demuzio,
5. Donnewald, Egan, Gitz, Hall, Johns, Jeremiah Joyce, Jerome
6. Joyce, Marovitz, McLendon, Nash, Nedza, Nega, Netsch, Newhouse,
7. Sangmeister, Savickas, Taylor, Vadalabene, Mr. President.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9.       Is there any question of the negative vote? Hearing...
10. Senator Totten.
11. SENATOR TOTTEN:
12.       Senator Buzbee.
13. PRESIDING OFFICER: (SENATOR SAVICKAS)
14.       Is Senator Buzbee on the Floor? Senator Buzbee. Senator
15. Buzbee. Take his name from the roll.
16. SENATOR TOTTEN:
17.       Senator Sangmeister.
18. PRESIDING OFFICER: (SENATOR SAVICKAS)
19.       Senator Sangmeister is...right next to you, Senator.
20. SENATOR TOTTEN:
21.       Senator D'Arco.
22. PRESIDING OFFICER: (SENATOR SAVICKAS)
23.       Senator D'Arco is in his seat. Senator Egan is in his
24. seat.
25. SENATOR TOTTEN:
26.       ...That's it.
27. PRESIDING OFFICER: (SENATOR SAVICKAS)
28.       On a verification of the negative, there are 28 verified
29. votes. Senator Hall, for what purpose do you arise?
30. SENATOR HALL:
31.       Verification of the affirmative vote.
32. PRESIDING OFFICER: (SENATOR SAVICKAS)
33.       There's been a request by Senator Hall for a verification

1. of the affirmative votes. Will all the Senators be in their  
2. seats and will the Secretary read the affirmative votes.

3. SECRETARY:

4. The following voted in the affirmative: Becker, Berning,  
5. Bloom, Bowers, Coffey, Davidson, DeAngelis, Etheredge, Friedland,  
6. Geo-Karis, Grotberg...Keats, Kent...Lemke, Mahar, Maitland,  
7. McMillan, Nimrod, Ozinga, Philip, Rhoads, Rupp, Schaffer, Simms,  
8. Sommer, Thomas, Totten, Walsh and Weaver.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Hall.

11. SENATOR HALL:

12. Senator Rupp.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Is Senator Rupp...on the Podium.

15. SENATOR HALL:

16. Senator Simms.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Simms is in his seat. Are there further questions  
19. of the affirmative?

20. SENATOR HALL:

21. Senator McMillan...oh, here he is back...oh, over here.

22. Okay.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator McMillan has moved over to the right side of  
25. the aisle. On a verification, the Ayes are 29, the Nays are  
26. 28, none Voting Present. Amendment No. 2 to House Bill  
27. 811, having received the majority vote is declared adopted.  
28. Any further amendments?

29. SECRETARY:

30. No further amendments.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. For what purpose does Senator Degnan arise?

33. SENATOR DEGNAN:

1. Thank you, Mr. President, having voted on the prevailing  
2. side on Amendment No. 1 to House Bill 811, I move to reconsider  
3. the vote.

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. Senator Degnan has moved...having voted on the prevailing  
6. side, has moved to reconsider the vote by which Amendment No. 1  
7. to House Bill 811 has been adopted...was lost. Those in favor  
8. indicate by saying Aye. Those opposed. The Ayes have it, the  
9. motion to reconsider is...before us. We have reconsidered  
10. the vote...the Amendment No. 1 is presently before this Body,  
11. this is Senator Carroll's amendment. On Amendment No. 1,  
12. Senator Carroll. For what purpose does Senator Totten arise?

13. SENATOR TOTTON:

14. Question of the Chair, Mr...President. The...a board  
15. carried the prior amendment as Amendment No. 1.

16. PRESIDING OFFICER: (SENATOR SAVICKAS)

17. According to our electronic marvel, the board carried  
18. Amendment No. 2. Senator Totten.

19. SENATOR TOTTON:

20. Mr. President, I assume that Senator Carroll is now  
21. going to try and move to adopt his amendment. I would question  
22. the Chair as to the...whether his amendment is in order now  
23. that we have adopted Amendment No. 2.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Senator, can you tell me on what grounds you would base  
26. ...an amendment being out of order? Amendment is always in  
27. order..whether it's...whether it keeps the bill in its proper  
28. form is another question.

29. SENATOR TOTTON:

30. Yes, the question I have is...because we have now  
31. adopted Amendment No. 2, Amendment No. 1 as drafted, I  
32. believe is, cannot be put on because it would be technically  
33. ...incorrect, you could not amend it because of Amendment No. 2.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Yes, Senator...the Chair will rule that this amendment  
3. is in order. If you will read the amendment, it says that  
4. by deleting lines 1 and 2, and inserting in lieu thereof, the  
5. following and it strikes the enacting clause so what it  
6. will do is effectively eliminate Amendment No. 2, which  
7. is the bill at this point. So, Amendment No. 1, Senator  
8. Carroll's Amendment is in order and it's germane to the  
9. bill. On...on the amendment, Senator Carroll.

10. SENATOR CARROLL:

11. Can we have a little order, Mr. President.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Can we have some attention and some order here. Senators,  
14. would you break up your conferences on the Floor. Senator  
15. Rhoads, Senator Joyce, Senator Lemke. Senator Carroll.

16. SENATOR CARROLL:

17. Thank you, Mr. President. On Amendment No. 1, I do  
18. believe the membership should be fully informed of how  
19. they are voting. The amendment itself, and I...I honestly  
20. don't believe that some of the membership understand the  
21. entire concept. The amendment itself says, as a way of  
22. containing costs, let us create a system. If other states  
23. have done and other states have saved proportionately,  
24. exactly what the original department figures showed us,  
25. before they knew where we were coming from, Illinois could  
26. save by what is an overutilization of the system. Amendment  
27. No. 1 says that the State will create a review of the  
28. utilization in the hospitals committees' decisions. That  
29. they will review all decisions over fifteen days. That  
30. all decisions over fifteen days will have to be subject  
31. to an intense scrutiny, but not to automatically throw  
32. people out. Neonatal problems, chemotherapy type problems,  
33. gunshot wound type problems, those obviously have to stay

1. in a hospital setting for fifteen days and longer. But  
2. we have also said, in order to avoid a...and a...and a  
3. potential abuse below fifteen days, that this review can  
4. also look at all stays, those less as well, to make sure  
5. that a normal three day stay doesn't become five to make  
6. up the money. This will produce, according to the  
7. Department of Public Aid's original figures, before they  
8. figured out where we were coming from and I tend to  
9. trust those, a hundred and sixty-four million State  
10. dollars. I trust those because we also cross checked  
11. that with the other states...because we also cross  
12. checked those with the other states that are using  
13. this type of peer review and producing the exact  
14. same percentage of savings that the hundred and sixty-  
15. four million would equate to. Yes, we call this an  
16. alternative, a more sensible, sane, alternative to  
17. what the Governor has proposed. Yes, we passed this  
18. bill and, yes, the Governor kept the House from considering  
19. it because he was afraid they would pass it also because  
20. what is it an alternative to. Now we provide for some  
21. chiropractic treatment, that would not be allowed under  
22. his program and an orthopedic surgeon would probably  
23. be the alternative at probably four or five times the  
24. cost. Yes, we provide for pharmaceutical drugs, in  
25. an outpatient basis in our program as opposed to hospitalization  
26. at three, four, six and seven hundred dollars a day in order  
27. to get that same type of medication. Yes, we will hope to  
28. provide, for...for podiatry, for optometry, for other types  
29. of less expensive service and not require hospitalization  
30. and yes, we provide for emergency rooms, which is not within  
31. the Governor's program. These are less expensive alternatives,  
32. if you're a thinking person...to what the Governor is proposing  
33. because he is mandating that if a person has a broken arm,

1. they be hospitalized overnight in order to have that compensated  
2. and not have to pay out of their pocket, which they cannot  
3. afford to do. Yes, it is that alternative and much more important,  
4. in my opinion, it is not pulling the plug. And I say that again,  
5. the Governor's program was based on 1979 costs, at which four  
6. hundred dollars a day in a neonatal care situation may have  
7. worked, these are the kids born with birth defects, where  
8. the cost of treating them is running over four hundred  
9. dollars a day here at St. John's as well as Michael Reese  
10. and Children's Memorial and County Hospital. It is running  
11. as high as seven hundred and fifty-two dollars a day and  
12. he's saying no, treat them till one o'clock in the afternoon  
13. and pull the plug, there will be no more money. And where does  
14. that hold true, there's no adjustments in later years, like  
15. there is now to make up those cost differences, four hundred  
16. is it. And according to the Department of Public Aid, the  
17. costs have risen even under four hundred figure to at least  
18. five twenty today. And yet he is saying, we will only pay  
19. four hundred, then either pull the plug or find a property  
20. tax increase at home to pay for those services. I think  
21. that's again a way of being either inhumane or sticking  
22. it to the taxpayer at home in his property taxes. In either  
23. case, this General Assembly should go on record, that we  
24. are willing to pay the cost, if we can contain some of it  
25. for actually treating people for taking care of those with  
26. renal dialysis, for taking care of those children born with birth  
27. defects, for taking care of gunshot wound cases and not  
28. saying when the cash register hits four hundred, let the  
29. guy die. That's what's in the Governor's proposal and this  
30. is, yes, a reasonable and realistic alternative that has  
31. worked, has worked in this country and can work here in  
32. Illinois to save substantial dollars and do so in a realistic  
33. way and I urge support.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Schaffer.

3. SENATOR SCHAFFER:

4. Well, we are getting into discussing the issue. As  
5. I understand the figures that were given to Senator Carroll,  
6. and the figures he is now quoting, I...I really have to point  
7. out that I think we're talking about comparing apples and  
8. watermelons and bananas. As I understand it, the department's figures  
9. are based on a fifteen day...the original figures, I think  
10. they just say, what happens if we got everybody out of the  
11. hospital within fifteen days and the department gave them  
12. a range. And now, we have a proposal and the department has  
13. taken a look at the proposal and said, basically, hey, we're  
14. already doing that, we aren't...letting people stay in  
15. hospitals longer than they're supposed to, we're not letting  
16. people stay in hospitals that should be in nursing homes.  
17. And they're, you know, I think in honesty they admit that  
18. perhaps if they tighten the wheel down much harder than  
19. they have up to this point and probably much harder than  
20. you and I would have tolerated up to this point because  
21. up until now, I don't think the wolf was at the door. Maybe  
22. they can save ten million dollars if they really spin the  
23. wheel down with this proposal. They don't save a hundred  
24. and sixty-four million. I really don't have any objection  
25. to the idea of tightening down overutilization or improper  
26. utilization of hospitals, but I think the department already  
27. through their rules and regs has enough authority to do  
28. that job in spades. The fallacy of the bill and the fallacy  
29. of the argument is, that this is a cure-all for our financial  
30. problems in the Public Aid budget and it is not. What  
31. the Governor is saying with his alternative and, by the way,  
32. I have to say, Senator Carroll, I think your thought that  
33. the Governor has absolute control over the House of Representatives

1. is one that I do not concur in, I just don't think he  
2. quite has that much influence there. But what the Governor's  
3. proposal is saying is four hundred dollar a day ceiling for...for  
4. regular care. In other words, what he is saying is, we can't  
5. afford to send you to the Cadillac hospitals anymore, you'll  
6. have to go to the Chevy hospitals along with all the rest of  
7. the people. Now, I understand that impacts on some hospitals  
8. and I also understand where those hospitals are, and I under-  
9. stand that most of them are teaching hospitals and that's  
10. why their costs are so high. And maybe...maybe there should  
11. be some other way that those hospitals should be subsidized  
12. other than through public aid because of their teaching costs.  
13. And I understand that Cook County Hospital has some unbelievable  
14. costs compared to other hospitals and maybe something ought to  
15. be done about that. I think if it were up to the Legislature  
16. there probably would be. But the simple fact is, and I guess  
17. we're all going to do what we want to do here, but please  
18. don't anybody think that this is really going to save a hundred  
19. and sixty-four million and that that somehow gets you off the  
20. hook for voting for the other cuts that are going to be  
21. proposed as we move through the budget process. 'Cause the  
22. bottom line doesn't matter, if you take twenty million dollars  
23. away from a hospital with this proposal or that proposal, the  
24. bottom line is in February if those checks don't go to the hospital  
25. in total or if those checks get there and they bounce, everything  
26. else really just is insignificant. What we're talking about is  
27. balancing the State budget. I think the Governor's plan, with  
28. modifications, certainly I don't expect anyone to accept it,  
29. carte blanche, will put us in a posture where next year, when  
30. all of us are running around our districts, campaigning in  
31. the primary, that we won't have to be explaining why all the  
32. newspapers are saying that the State is bankrupt and that the  
33. hospitals in our districts aren't getting paid a nickel. We

1. have some hard decisions to make. I have to conclude that this  
2. is a smoke screen to keep us from making those hard decisions  
3. and to keep us from making the cuts, which we have to make, unless  
4. we are willing to increase taxes and I haven't seen much enthusiasm  
5. for that. I think the amendment ought to be defeated, I think  
6. we ought to move forward with a real cost containment program  
7. and...I think we all ought to be interested in the State being  
8. solvent.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senators, I'd like to bring...your attention, that we are  
11. using the timer, the debate has been extremely long on each  
12. issue here and also that the Channel 3 News requests permission  
13. to film. Is leave granted? Leave is granted. Senator Newhouse.  
14. Senator Grotberg.

15. SENATOR GROTBORG:

16. Well, thank you, Mr. President. I rise to offer the  
17. middle ground in hoping to...encourage everyone again to turn  
18. down Senator Carroll's amendment. Now, I understand, Senator  
19. Carroll, that you are deeply in love with this amendment and  
20. you're emotionally involved in it. I think the director was  
21. emotionally involved in his four hundred dollar a day cap.  
22. But last week after our hearing in...in the Appropriations  
23. Committee, I urged the director to go back and find middle  
24. ground. And he found some middle ground and yesterday I got  
25. it and I'm sorry, Senator Carroll, it was just last night  
26. that I was able to present it to you, but it truly gets at  
27. the problem, Ladies and Gentlemen of the Senate. Mr. President,  
28. hospitals are people, hospital boards make decisions and doctors  
29. make decisions, we need another layer deciding on midnight, June  
30. the 23rd whether I'm going to go into my sixteenth day. I don't  
31. need a State bureaucracy to okay the next day in case...my fever  
32. rises just before my discharge. Those kinds of things are past  
33. ...preaching, they're meddling. Hospitals do have that innate

1. ability to run themselves. The new middle ground then, Ladies  
2. and Gentlemen of the Senate, and I will be offering this amend-  
3. ment on everything I can find to see how the people feel about  
4. it, simply says that...hospital by hospital, we will take the  
5. average length of stay of the last year and ask them to drop  
6. it one day in...in the year...FY '82. Thereby allowing them  
7. to make the decision on cost containment as we have charged  
8. them to do by so many Statutes. This would, in fact, in  
9. Illinois, in FY '80, for instance, of two hundred and...two  
10. million, three hundred and eighty-five thousand hospital  
11. days for an average length of 8.3. We would give any given  
12. hospital...

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Senator, would you bring your remarks to a conclusion.

15. SENATOR GROTEBERG:

16. ...one at a time. I will try, but I have heard a  
17. lot of gas on this subject and...if you'll allow me to finish,  
18. it'll just take another minute. This is the most sensible  
19. approach that I have seen or I would not be sponsoring it.  
20. Hospitals have saved my life time after time and I intend  
21. to make sure that they save other lives, at their discretion,  
22. not at the discretion of the Legislature or the Department of  
23. Public Aid. They can charge all they want to, Senator Carroll,  
24. but at the end of the year and by quarterly evaluation, must  
25. show progress toward reducing the average length of stay of  
26. public aid patients in their hospital by one day and it would  
27. net forty-three million dollars in savings or twelve percent  
28. of three hundred and fifty-five million. And I submit for those  
29. reasons, and...those alone, let's keep the vehicle alive, but  
30. turn down Senator Carroll's amendment because the dichotomy  
31. can go on forever, we still need middle ground and we have  
32. found it. I'll be glad to take suggestions on this one, Senator  
33. Carroll.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Bowers.

3. SENATOR BOWERS:

4. A parliamentary inquiry. We're on now, Amendment No. 1,  
5. is that correct? And Amendment No. 2 has been adopted?

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Yes:

8. SENATOR BOWERS:

9. What will be the status of the bill if we...if the vote  
10. is to reconsider and Amendment No. 1 is adopted? What's the  
11. status of Amendment No. 2 at that point?

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. At that point, I would...imagine that Engrossing...Enrolling  
14. and Engrossing would determine if there's any conflict in it  
15. and where it's at. I...Amendment No. 2 has been adopted, Amend-  
16. ment No. 1 now is...being reconsidered. It will...if it is  
17. adopted, it will go on after Amendment No. 2. Senator Bowers.

18. SENATOR BOWERS:

19. Then I have an inquiry, I suppose either of the Chair  
20. or Senator Carroll. Is there language, and I understood that  
21. there may be, language in Amendment No. 1 that will, in effect,  
22. repeal Amendment No. 2 and if it goes on later...I...I'm just  
23. curious as to what happens. And then, I would like to know,  
24. whether or not, assuming that I'm correct that if Amendment  
25. No. 2 does drop off, can Amendment No. 2 then be reoffered  
26. by...by Senator Totten. I...I think we ought to know the  
27. status of the bill if this amendment goes on, that's all.

28. PRESIDING OFFICER: (SENATOR SAVICKAS)

29. There is nothing in the bill, I...that repeals Amendment  
30. No. 2, nothing in Amendment No. 1. We will not know the status  
31. of both amendments till Enrolling and Engrossing...get a look  
32. at it and work it out.

33. SENATOR BOWERS:

34. All right, then...then assuming Amendment No. 1 goes

1. on, the message to the House will read that we have adopted  
2. Amendment No. 1 and Amendment No. 2, assuming the bill passes,  
3. is that correct?

4. PRESIDING OFFICER: (SENATOR SAVICKAS)

5. It will be...the message will read that we adopted Amendment  
6. No. 2, we reconsidered Amendment No. 1 and Amendment No. 1 may  
7. be adopted...

8. SENATOR BOWERS:

9. Well...will...will the message say that Amendment No. 2  
10. is adopted? That's the only question I have.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. Yes. Is there further discussion? If not, Senator...  
13. Senator Buzbee.

14. SENATOR BUZBEE:

15. In...in a short retort to Senator Grotberg. As you very  
16. well know, Senator, I don't know where you got to, the plan that  
17. you just described, we have been talking about with Doctor  
18. Mandeville, in fact, we have a meeting tomorrow morning in  
19. his office to do that in conjunction with the Carroll approach,  
20. it will be a dual savings. So I don't see why you're opposed to  
21. his...to his approach because we have been talking about your  
22. plan along with the Carroll approach as a compromise, we have  
23. a meeting with Doctor Mandeville again tomorrow morning to  
24. discuss that one more time. So I think you ought to vote for  
25. this and we can vote for yours later.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Senator Carroll may close debate.

28. SENATOR CARROLL:

29. Thank you, Mr. President, Ladies and Gentlemen of the  
30. Senate. Let me just say, also to Senator Grotberg et'all, this  
31. is the year..what you discussed is the plan I offered to Doctor  
32. Bob at our meeting last week that the four appropriations  
33. people had with him, as what the effect of my amendment, would,

1. in fact, do. In language that even strengthens that effect  
2. is even all the more better and I think we should look at that  
3. very closely 'cause I said to you that the total effect of  
4. this should take us from 8.3 days to somewhere around 7 days  
5. and that would save substantial dollars and that's what I'm  
6. in favor of, if you'll recall, that's what I offered. And  
7. merely in...in response to Senator Schaffer, we're not talking  
8. about Cadillac's, you're not even giving them crutches so that  
9. they can walk home. I would ask for adoption of Amendment No. 1.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Senator Carroll moves the adoption of Amendment No. 1  
12. to House Bill 811. Those in favor indicate by saying Aye. Those  
13. opposed. The Ayes have it. A roll call has been requested.  
14. Those in favor will vote Aye. Those opposed will vote Nay.  
15. The voting is open. Have all voted who wish? Have all voted  
16. who wish? Have all voted who wish? Take the record. On that  
17. question the Ayes are 30, the Nays are 28, none Voting Present.  
18. Amendment No. 1 to House Bill 811, having received the majority  
19. is declared adopted. Any further amendments?

20. SECRETARY:

21. No further amendments.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. 3rd reading. Channel 17 has requested permission to  
24. film. Is leave granted? Leave is granted. Senator Rupp and  
25. Senator Davidson have some special guests here that they'd  
26. like to introduce to you. So if we can have your attention  
27. for a few minutes. Senator Davidson.

28. SENATOR DAVIDSON:

29. Mr. President and members of the Senate. It is my pleasure  
30. to present to you the lady who is Miss Congeniality for Illinois,  
31. but more importantly Miss Congeniality for the National Miss  
32. Teenager DeDe Butts from Springfield, Illinois. Many of you  
33. know her as the daughter of Gaylord Hall, the Deputy Director  
34. of Labor. DeDe.

1. DE DE HALL:

2. (Remarks given by DeDe Hall)

3. SENATOR DAVIDSON:

4. DeDe, on behalf of myself and all the members of the  
5. Senate, Senate Resolution 242, I'd like to present to you  
6. on behalf of the Senate congratulating you on both your  
7. title as Miss Illinois Congeniality as well as Miss National  
8. Congeniality.

9. SENATOR RUPP:

10. Thank you, Mr. President. I have a young lady, a Sherry  
11. Smith and you'll never guess where she's from, Decatur, Illinois.  
12. We are real proud of Sherry, she has been selected as Miss  
13. Illinois National Teenager, 1981. Sherry graduated from Eisen-  
14. hower High School and all she had was an A average and she  
15. ranked twelfth in her class of two hundred and seventy-seven.  
16. Usually I see Sherry every Sunday, that's in church, and I  
17. think this is another aspect of this young lady that you should  
18. appreciate, I know I do. She is in church every Sunday, she's  
19. in the choir and actually my wife and I, you know, we just  
20. had two boys. But if we had had a girl and she turned out  
21. like Sherry, we would be real proud parents. Sherry. I...I  
22. do that in...every Sunday in church too, so it makes it all right.

23. SHERRY SMITH:

24. (Remarks given by Sherry Smith)

25. SENATOR RUPP:

26. Good luck Sherry. Thank you, Mr. President.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Senator Rock.

29. SENATOR ROCK:

30. Thank you, Mr. President. While we're...momentary  
31. lull here, I just want to refresh the recollection of the member-  
32. ship, you have until noon to file any protests or...or...removal  
33. petition from the Agreed Bill List. I've spoken with Senator

1. Weaver and it seems a better course of action, rather than  
2. break up the flow and read the Agreed Bills at noon, we  
3. will do that as the last order at about two-thirty. But  
4. you have until noon to file whatever you wish to file with  
5. respect to that list.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. House Bill 813, Senator...Senator Nash, for what  
8. purpose do you arise?

9. SENATOR NASH:

10. Mr. President, Ladies and Gentlemen of the Senate.  
11. While we have a lull, for purposes of an announcement.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. No, Senator, we're not at that order at this point.  
14. Senator Berman, 813, read the bill, Mr. Secretary.

15. SECRETARY:

16. House Bill 813.

17. (Secretary reads title of bill)

18. 2nd reading of the bill. No committee amendments.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Any amendments from the Floor?

21. SECRETARY:

22. Amendment No. 1 by Senator Berman.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Senator Berman.

25. SENATOR BERMAN:

26. Thank you, Mr. President. This amendment was discussed  
27. in committee. What it does is to change the process for eligibility  
28. for persons over age sixty-five. This amendment requires an  
29. election within four months after the date of entry of the  
30. service regarding this Pension Code. I move the adoption of  
31. Amendment No. 1.

32. PRESIDING OFFICER: (SENATOR SAVICKAS)

33. Is there any discussion? If not, Senator Berman moves

1. the adoption of Amendment No. 1 to House Bill 813. Those  
2. in favor indicate by saying Aye. Those opposed. The Ayes  
3. have it, Amendment No. 1 is adopted. Any further amendments?

4. SECRETARY:

5. No further amendments.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. 3rd reading. House Bill 821, Senator Bloom. House Bill  
8. 823, Senator Bruce. Read the bill, Mr. Secretary.

9. SECRETARY:

10. House Bill 823.

11. (Secretary reads title of bill)

12. 2nd reading of the bill. No committee amendments.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Any amendments from the Floor?

15. SECRETARY:

16. Amendment No. 1 by Senator Bruce.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Bruce.

19. SENATOR BRUCE:

20. Thank you, Mr. President. This is an amendment that  
21. was agreed to in the committee. It states that the bill is  
22. only going to apply to checks. And...after...printed  
23. after the effective date of the act, it states that it does  
24. not apply to temporary checks, it clears up two of the major  
25. problems that the committee had and I would move the adoption  
26. of Amendment No. 1.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there any discussion? If not, Senator Bruce moves  
29. the adoption of Amendment No. 1 to House Bill 823. Those  
30. in favor indicate by saying Aye. Those opposed. The Ayes  
31. have it, Amendment No. 1 is adopted. Any further amendments?

32. SECRETARY:

33. No further amendments.

34. PRESIDING OFFICER: (SENATOR SAVICKAS)

HB 835  
2nd Reading

1. 3rd reading. House Bill 835, Senator Vadalabene. Read
2. the bill, Mr. Secretary.
3. SECRETARY:
4. House Bill 835.
5. (Secretary reads title of bill)
6. 2nd reading of the bill. No committee amendments.
7. PRESIDING OFFICER: (SENATOR SAVICKAS)
8. Any amendments from the Floor?
9. SECRETARY:
10. Amendment No. 1 by Senator Vadalabene.
11. PRESIDING OFFICER: (SENATOR SAVICKAS)
12. Senator Vadalabene.
13. SENATOR VADALABENE:
14. Yes, thank you, Mr. President and members of the Senate.
15. Amendment No. 1 to House Bill 835 is a typographical error that
16. should have said, "this section should be removed" and in lieu
17. of that put "section 27." And I move for its adoption.
18. PRESIDING OFFICER: (SENATOR SAVICKAS)
19. Is there any discussion? If not, Senator Vadalabene
20. moves the adoption of Amendment No. 1 to House Bill 835.
21. Those in favor indicate by saying Aye. Those opposed. The
22. Ayes have it, Amendment No. 1 is adopted. Any further amendments?
23. SECRETARY:
24. No further amendments.
25. PRESIDING OFFICER: (SENATOR SAVICKAS)
26. 3rd reading. House Bill 851, Senator Marovitz. Read
27. the bill, Mr. Secretary. Will the doorman in the Gallery please
28. inform the people that they're not allowed to take pictures
29. in the Chambers.
30. SECRETARY:
31. House Bill 851.
32. (Secretary reads title of bill)
33. 2nd reading of the bill. No committee amendments.

H. B. 874  
2nd reading

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. Any amendments from the Floor?
3. SECRETARY:
4. No Floor amendments.
5. PRESIDING OFFICER: (SENATOR SAVICKAS)
6. 3rd reading. House Bill 858, Senator Taylor. Read
7. the bill, Mr. Secretary.
8. SECRETARY:
9. House Bill 858.
10. (Secretary reads title of bill)
11. 2nd reading of the bill. The Committee on Elementary and
12. Secondary Education offers one amendment.
13. PRESIDING OFFICER: (SENATOR SAVICKAS)
14. Senator Berman.
15. SENATOR BERMAN:
16. Thank you, Mr. President. This committee amendment
17. struck language on Page 11, lines 10 through 13, which would
18. have shifted money outside of the school district to which it
19. was entitled. Move the adoption of Committee Amendment No. 1.
20. PRESIDING OFFICER: (SENATOR SAVICKAS)
21. Is there any discussion? If not, Senator Berman moves
22. the adoption of Amendment No. 1 to House Bill 830...858. Those
23. in favor indicate by saying Aye. Those opposed. The Ayes have
24. it, Amendment No. 1 is adopted. Any further amendments?
25. SECRETARY:
26. No further committee amendments.
27. PRESIDING OFFICER: (SENATOR SAVICKAS)
28. Any amendments from the Floor?
29. SECRETARY:
30. No Floor amendments.
31. PRESIDING OFFICER: (SENATOR SAVICKAS)
32. 3rd reading. House Bill 874, Senator Berman. Read the
33. bill, Mr. Secretary.

1. SECRETARY:

2. House Bill 874.

3. (Secretary reads title of bill)

4. 2nd reading of the bill. The Committee on Elementary and  
5. Secondary Education offers one amendment.

6. PRESIDING OFFICER: (SENATOR SAVICKAS)

7. Senator Berman.

8. SENATOR BERMAN:

9. I believe that this amendment...is...is to be Tabled  
10. and there's a Floor amendment to replace it. I move to Table...  
11. Committee Amendment No. 1.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

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

17. SECRETARY:

18. Senator Berman, they're not...they're not related. You  
19. might want to look at it. Amendment No. 2 by Senator Berman.

20. SENATOR BERMAN:

21. Let's...that's the only Floor amendment? All right.  
22. The Floor amendment sets forth the language upon which handicapped  
23. children would be...determined...protected regarding the denial  
24. of promotion, graduation or diploma based upon the student's  
25. handicapping condition. I move the adoption of Floor Amendment  
26. No...2.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there any discussion? If not, Senator Berman moves  
29. the adoption of Amendment No. 2 to House Bill 874. Those in  
30. favor indicate by saying Aye. Those opposed. The Ayes have  
31. it, Amendment No. 2 is adopted. Any further amendments?

32. SECRETARY:

33. No further amendments.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)
2. 3rd reading. House Bill 894, Senator Johns. Read the
3. bill, Mr. Secretary.
4. SECRETARY:
5. House Bill 894.
6. (Secretary reads title of bill)
7. 2nd reading of the bill. No committee amendments.
8. PRESIDING OFFICER: (SENATOR SAVICKAS)
9. Any amendments from the Floor?
10. SECRETARY:
11. Amendment No. 1 by Senator Johns.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Senator Johns.
14. SENATOR JOHNS:
15. This bill passed out of committee unanimously based
16. upon my...promise to put a cap on the interest. I...Senator
17. Bowers asked me specifically. It now...as all fire protection
18. districts, has the same amendment. I agreed to that. Senator
19. Chew remembers very well to that agreement. And I move for
20. the adoption of this amendment.
21. PRESIDING OFFICER: (SENATOR SAVICKAS)
22. Is there any discussion? If not, Senator Johns moves
23. the adoption of Amendment No. 1 to House Bill 894. Those
24. in favor indicate by saying Aye. Those opposed. The Ayes
25. have it. Amendment No. 1 is adopted. Any further amendments?
26. SECRETARY:
27. No further amendments.
28. PRESIDING OFFICER: (SENATOR SAVICKAS)
29. 3rd reading. House Bill 933, Senator Egan. House Bill
30. 961, Senator Joyce. Read the bill, Mr. Secretary.
- 31.
- 32.
33. END OF REEL.

1. SECRETARY:
2. House Bill 961.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDING OFFICER: (SENATOR SAVICKAS)
6. Any amendments from the Floor?
7. SECRETARY:
8. No Floor amendments.
9. PRESIDING OFFICER: (SENATOR SAVICKAS)
10. 3rd reading. House Bill 972, Senator Carroll. Read
11. the bill, Mr. Secretary.
12. SECRETARY:
13. House Bill 972.
14. (Secretary reads title of bill)
15. 2nd reading of the bill. The Committee on Executive offers
16. one amendment.
17. PRESIDING OFFICER: (SENATOR SAVICKAS)
18. Senator Carroll.
19. SENATOR CARROLL:
20. Thank you, Mr. President and Ladies and Gentlemen of the
21. Senate. This amendment reduces the increase to one dollar
22. so we can adjust it in a future amendment in order to determine
23. what the actual increases have been. I would move adoption
24. of Amendment No. 1.
25. PRESIDING OFFICER: (SENATOR SAVICKAS)
26. Further discussion? If not, Senator Carroll moves the
27. adoption of Amendment No. 1 to House Bill 972. Those in favor
28. indicate by saying Aye. Those opposed. The Ayes have it.
29. Amendment No. 1 is adopted. Any further committee amendments?
30. SECRETARY:
31. No further committee amendments.
32. PRESIDING OFFICER: (SENATOR SAVICKAS)
33. Any amendments from the Floor?

1. SECRETARY:

2. No Floor amendments.

3. PRESIDING OFFICER: (SENATOR SAVICKAS)

4. 3rd reading. House Bill 975, Senator Marovitz. Read  
5. the bill, Mr. Secretary.

6. SECRETARY:

7. House Bill 975.

8. (Secretary reads title of bill)

9. 2nd reading of the bill. No committee amendments.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Any amendments from the Floor?

12. SECRETARY:

13. Amendment No. 1, by Senator Lemke.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. Senator Lemke.

16. SENATOR LEMKE:

17. What this bill does is, amends the School Code to take  
18. the Americanizations Program out of the...the adult educa-  
19. tion section and have it put in place to follow bilingual  
20. education. We passed the bill out. It didn't get out of  
21. committee because of the...the rules over there, you have  
22. to have so many votes and I...I think it's a good amendment  
23. and I think...we should adopt it.

24. PRESIDING OFFICER: (SENATOR SAVICKAS)

25. Is there any discussion? Senator Marovitz.

26. SENATOR MAROVITZ:

27. I'd like...another explanation of what the amendment  
28. does. I haven't seen it, I haven't been shown it. Was this  
29. ...was this a bill that didn't get out of committee?

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. Senator Lemke.

32. SENATOR LEMKE:

33. No, this was a Senate Bill that we passed out 57 to nothing,

1. I think, and sent it over to the House and it...didn't get  
2. out of the House committee because of their rules, which says  
3. there has to be...I think there's nineteen members and you  
4. have to have ten members voting for the bill and it didn't  
5. have enough members. All this does is, does the same thing  
6. that Senate...that we passed as far as Americanization. Makes  
7. it follow bilingual education. I think it's important that  
8. we tell the people that we have...we have bilingual programs,  
9. but we also have Americanization programs also. And the  
10. money's there it doesn't create any new money. And I think it's  
11. a good bill.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Is there any discussion? If not, Senator Lemke moves  
14. the adoption of Amendment No. 1 to House Bill 975. Those in  
15. favor indicate by saying Aye. Those...those opposed. The  
16. Ayes have it. Amendment No. 1 is adopted. Any further amend-  
17. ments?

18. SECRETARY:

19. No further amendments.

20. PRESIDING OFFICER: (SENATOR SAVICKAS)

21. 3rd reading. Any...3rd reading. House Bill 980, Senator  
22. Gitz. Read the bill, Mr. Secretary.

23. SECRETARY:

24. House Bill 980.

25. (Secretary reads title of bill)

26. 2nd reading of the bill. No committee amendments.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Any amendments from the Floor?

29. SECRETARY:

30. Amendment No. 1, by Senator Gitz.

31. PRESIDING OFFICER: (SENATOR SAVICKAS)

32. Senator Gitz.

33. SENATOR GITZ:

HB 985  
2nd Reading

1. Thank you, Mr. President and members of the Senate. It  
2. was announced in committee when this bill was released that it was  
3. going to be changed and amended. This bill, with the House  
4. sponsor,...Representative Sandquist's approval, will become  
5. an Act to amend the Sunset Commission's composition. Today  
6. there are two ex officio members of this commission and they  
7. are the Chairman of the Economic and Fiscal Commission and  
8. they are the Bureau of the Budget Director. Now, this  
9. commission would be enlarged to have five members of the  
10. Senate, five members of the House and the present five  
11. public members would remain unchanged. I believe it is  
12. important to have a committee which has direct legislative  
13. input and I think that, frankly, our deliberations would  
14. work better if there were more Senators and more Representatives  
15. involved in the process. In addition, while I was the House...  
16. the Senate sponsor of the House Bill that created Sunset,  
17. we have been somewhat disappointed in the fact that there  
18. has not been, as we originally intended, the participation  
19. that we thought would be helpful from the Budget Director.  
20. And so this would eliminate the ex officio members and I  
21. think it would improve the overall composition and performance  
22. of the Sunset Commission.

23. PRESIDING OFFICER: (SENATOR SAVICKAS)

24. Is there any discussion? If not, Senator Gitz moves the  
25. adoption of Amendment No. 1 to House Bill 980. Those in  
26. favor indicate by saying Aye. Those opposed. The Ayes have  
27. it. Amendment No. 1 is adopted. Any further amendments?

28. SECRETARY:

29. No further amendments.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. 3rd reading. House Bill 985, Senator...Senator Rock.  
32. Read the bill, Mr. Secretary.

33. SECRETARY:

1. House Bill 985.

2. (Secretary reads title of bill)

3. 2nd reading of the bill. The Committee on Judiciary I offers  
4. two amendments.

5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Senator Rock.

7. SENATOR ROCK:

8. Thank you, Mr. President and Ladies and Gentlemen of the  
9. Senate. Committee Amendment No. 1 is a technical amendment to  
10. clarify that a full affidavit will be required...with respect  
11. to a court order...of the agency on contribution fees and  
12. compensation only when the...when the fees and so forth, with  
13. respect to the prospective adoptee, exceed thirty-five hundred  
14. dollars. I know of no objection. I would move its adoption.

15. PRESIDING OFFICER: (SENATOR SAVICKAS)

16. Is there any discussion? If not, Senator Rock moves the  
17. adoption of Amendment No. 1 to House Bill 985. Those in favor  
18. indicate by saying Aye. Those opposed. The Ayes have it.  
19. Amendment No. 1 is adopted. Any further amendments?

20. SECRETARY:

21. Committee Amendment No. 2.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. Senator Rock.

24. SENATOR ROCK:

25. Thank you, Mr. President and Ladies and Gentlemen of the  
26. Senate. Amendment No. 2 is also...has some technical aspect,  
27. but it makes two substantive changes. It clarifies that the  
28. finding of unfitness of the natural parent that...twelve month  
29. period of time applies to a failure of the parent to visit,  
30. communicate with or maintain contact...with the child and  
31. secondarily, permits the court to consider the efforts of a  
32. social servants...service agency, but, frankly, it does not.  
33. It...it is a change in the law. It no longer requires a

1. showing that such efforts on behalf of the...Social Service  
2. Agency were diligent. Again, I know of no objection. The  
3. amendment was offered at the request of the Department of  
4. Children and Family Services and I would move its adoption.  
5. PRESIDING OFFICER: (SENATOR SAVICKAS)

6. Is there any discussion? Senator Berman. If not,  
7. Senator Rock moves the adoption of House Bill...of Amend-  
8. ment No. 2 to House Bill 985. Those in favor indicate by  
9. saying Aye. Those opposed. The Ayes have it. Amendment  
10. No. 2 is adopted. Any further committee amendments?

11. SECRETARY:

12. No further committee amendments.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Any amendments from the Floor?

15. SECRETARY:

16. Amendment No. 3, by Senator Marovitz.

17. PRESIDING OFFICER: (SENATOR SAVICKAS)

18. Senator Marovitz.

19. SENATOR MAROVITZ:

20. Thank you, very much, Mr. President and Ladies and  
21. Gentlemen of the Senate. Amendment No. 3 deals with the  
22. competency of either the parent or the child in the adoption  
23. process and who may testify regarding that. And it adds two  
24. qualified clinical psychologists or one of each to the already  
25. listed...two qualified physicians. I would ask for adoption  
26. of Amendment No. 3 to House Bill 985.

27. PRESIDING OFFICER: (SENATOR SAVICKAS)

28. Is there any discussion? If not, Senator Marovitz  
29. moves the adoption of Amendment No. 3 to House Bill 985.  
30. Those in favor indicate by saying Aye. Those opposed. The  
31. Ayes have it. Amendment No. 3 is adopted. Any further amend-  
32. ments?

33. SECRETARY:

HB 1016  
2nd Reading

1. No further amendments.
2. PRESIDING OFFICER: (SENATOR SAVICKAS)
3. 3rd reading. House Bill 988, Senator Keats. House
4. Bill 991, Senator Degnan. House Bill 996, Senator Carroll.
5. House Bill 1006, Senator Geo-Karis. I'm sorry, I didn't
6. see Senator Carroll on the Floor there. Senator Carroll
7. on 996. Read the bill, Mr. Secretary.
8. SECRETARY:
9. House Bill 996.
10. (Secretary reads title of bill)
11. 2nd reading of the bill. No committee amendments.
12. PRESIDING OFFICER: (SENATOR SAVICKAS)
13. Any amendments from the Floor?
14. SECRETARY:
15. No Floor amendments.
16. PRESIDING OFFICER: (SENATOR SAVICKAS)
17. 3rd reading. House Bill 1006, Senator Geo-Karis. Read
18. the bill, Mr. Secretary.
19. SECRETARY:
20. House Bill 1006.
21. (Secretary reads title of bill)
22. 2nd reading of the bill. No committee amendments.
23. PRESIDING OFFICER: (SENATOR SAVICKAS)
24. Any amendments from the Floor?
25. SECRETARY:
26. No Floor amendments.
27. PRESIDING OFFICER: (SENATOR SAVICKAS)
28. 3rd reading. House Bill 1016, Senator Egan. Read the
29. bill, Mr. Secretary.
30. SECRETARY:
31. House Bill 1016.
32. (Secretary reads title of bill)
33. 2nd reading of the bill. The Committee on Judiciary II offers
34. one amendment.

1. PRESIDING OFFICER: (SENATOR SAVICKAS)

2. Senator Egan.

3. SENATOR EGAN:

4. Yes, Mr. President and members of the Senate, Amendment  
5. No. 1...the Committee Amendment No. 1 revises...definitions  
6. and standards requested by the Dangerous Drugs Commission  
7. at...at no objection to anyone. It expands the forfeiture  
8. provisions where the arresting officers obtain money or  
9. things of value which were involved in the drug sale and  
10. establishes a rebuttable presumption that the money or...  
11. or things of value are forfeitable. This amendment had  
12. no objection, Mr. President, and I move its adoption.

13. PRESIDING OFFICER: (SENATOR SAVICKAS)

14. Is there any discussion? If not, Senator Egan moves  
15. the adoption of Committee Amendment No. 1 to House Bill  
16. 1016. Those in favor indicate by saying Aye. Those opposed.  
17. The Ayes have it. Amendment No. 1 is adopted. Any further  
18. committee amendments?

19. SECRETARY:

20. No further committee amendments.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Any amendments from the Floor?

23. SECRETARY:

24. No Floor amendments.

25. PRESIDING OFFICER: (SENATOR SAVICKAS)

26. 3rd reading. House Bill 1019, Senator Bloom. House  
27. Bill 1020, Senator Vadalabene. Read the bill, Mr. Secretary.

28. SECRETARY:

29. House Bill 1020.

30. (Secretary reads title of bill)

31. 2nd reading of the bill. The Committee on Local Govern-  
32. ment offers one amendment.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. Senator Vadalabene.

2. SENATOR VADALABENE:

3. Yes, thank you, Mr. President and members of the Senate.  
4. Committee Amendment No. 1 to House Bill 1020...the amendment  
5. is an attempt to safeguard the Bonding Council's rating of  
6. the area. House Bill 1020...

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Senator, just a minute. For what purpose does Senator  
9. Rock arise?

10. SENATOR ROCK:

11. What...what bill are we on? Oh, alright.

12. PRESIDING OFFICER: (SENATOR SAVICKAS)

13. Senator Vadalabene. There was...the board wasn't correct.

14. SENATOR VADALABENE:

15. Okay. The amendment is an attempt to safeguard the  
16. Bonding Council's rating of the area. House Bill 1020, as  
17. amended, provides that such territory seeking disconnection  
18. shall not constitute more than one and one half percent of  
19. the special service areas total equalized assessed valuation  
20. and I move for the adoption of this amendment.

21. PRESIDING OFFICER: (SENATOR SAVICKAS)

22. Is there any discussion? If not, Senator Vadalabene  
23. moves the adoption of Amendment No. 1 to House Bill 1020.  
24. Those in favor indicate by saying Aye. Those opposed. The  
25. Ayes have it. Amendment No. 1 is adopted. Any further amend-  
26. ments?

27. SECRETARY:

28. No further committee amendments.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Any amendments from the Floor?

31. SECRETARY:

32. No Floor amendments.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

HB 1029  
2nd Reading

1. 3rd reading. House Bill 1022, Senator Demuzio. Read  
2. the bill, Mr. Secretary.

3. SECRETARY:

4. House Bill 1022.

5. (Secretary reads title of bill)

6. 2nd reading of the bill. No committee amendments.

7. PRESIDING OFFICER: (SENATOR SAVICKAS)

8. Any amendments from the Floor?

9. SECRETARY:

10. No Floor amendments.

11. PRESIDING OFFICER: (SENATOR SAVICKAS)

12. 3rd reading. House Bill 1029, Senator Rock. Read the  
13. bill, Mr. Secretary.

14. SECRETARY:

15. House Bill 1029.

16. (Secretary reads title of bill)

17. 2nd reading of the bill. The Committee on Judiciary I  
18. offers one amendment.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Senator Rock.

21. SENATOR ROCK:

22. Thank you, Mr. President and Ladies and Gentlemen of the  
23. Senate. Committee Amendment No. 1 to House Bill 1029, which  
24. deals in substance with the doctrine of res ipsa loquitur,  
25. suggests...it's a...it's a technical change...to the extent  
26. that the bill was worded in the negative. There was, in fact,  
27. a double negative and the members of the committee...rightfully  
28. thought that the statement ought to be in the positive and  
29. all it says is, that proof of an unusual, unexpected, or un-  
30. toward medical result, which ordinarily does not occur in  
31. the absence of negligence, will suffice in the application  
32. of the doctrine. I know of no objection. The committee felt  
33. this was a better way to state it. I happen to agree and I

*HB 1043  
2nd Reading*

1. would move the adoption of Committee Amendment No. 1.

2. PRESIDING OFFICER: (SENATOR SAVICKAS)

3. Is there any discussion? If not, Senator Rock moves  
4. the adoption of Amendment No. 1 to House Bill 1029. Those  
5. in favor indicate by saying Aye. Those opposed. The Ayes  
6. have it. Amendment No. 1 is adopted. Any further committee  
7. amendments?

8. SECRETARY:

9. No further committee amendments.

10. PRESIDING OFFICER: (SENATOR SAVICKAS)

11. Any amendments from the Floor?

12. SECRETARY:

13. No Floor amendments.

14. PRESIDING OFFICER: (SENATOR SAVICKAS)

15. 3rd reading. House Bill 1033, Senator McLendon. Read the  
16. bill, Mr. Secretary...House Bill 1043, Senator Marovitz. Read  
17. the bill, Mr. Secretary. For what purpose does Senator  
18. McLendon arise?

19. SENATOR MCLENDON:

20. Yes,...Mr. President, I'm asking that 1033 be held on  
21. 2nd reading.

22. PRESIDING OFFICER: (SENATOR SAVICKAS)

23. It will be held. House Bill 1043, Senator Marovitz.  
24. Read the bill, Mr. Secretary.

25. SECRETARY:

26. House Bill 1043.

27. (Secretary reads title of bill)

28. 2nd reading of the bill. No committee amendments.

29. PRESIDING OFFICER: (SENATOR SAVICKAS)

30. Any amendments from the Floor?

31. SECRETARY:

32. No Floor amendments.

33. PRESIDING OFFICER: (SENATOR SAVICKAS)

1. 3rd reading. House Bill 1048, Senator McMillan. Senator  
2. McMillan. House Bill 1049, Senator Berman. Read the bill,  
3. Mr. Secretary.

4. SECRETARY:

5. House Bill 1049.

6. (Secretary reads title of bill)

7. 2nd reading of the bill. The Committee on Executive offers  
8. one amendment.

9. PRESIDING OFFICER: (SENATOR SAVICKAS)

10. Senator Berman.

11. SENATOR BERMAN:

12. The...committee amendment, Mr. President,...adopts...  
13. the language that was in...House Bills 480 and 481 that  
14. was passed out by the Senate earlier. Move the adoption  
15. of Committee Amendment No. 1.

16. PRESIDENT:

17. Senator Berman has moved the adoption of Committee Amend-  
18. ment No. 1 to House Bill 1049. Any discussion? If not, all  
19. in favor signify by saying Aye. All opposed. The Ayes have  
20. it. The amendment is adopted. Further amendments?

21. SECRETARY:

22. No further committee amendments.

23. PRESIDENT:

24. Any amendments from the Floor?

25. SECRETARY:

26. Amendment No. 2, by Senator Berman.

27. PRESIDENT:

28. Senator Berman.

29. SENATOR BERMAN:

30. Thank you, Mr. President. Amendment No. 2...deleted  
31. language that the Department of Revenue objected to. The words  
32. were, "whenever practicable." Nobody seemed to know what  
33. those words meant and I agreed with the department. That's

1. what Amendment No. 2 does is delete those words. Adopt Amend-  
2. ment No. 2.

3. PRESIDENT:

4. Senator Berman moves the adoption of Amendment No. 2 to  
5. House Bill 1049. Any discussion? If not, all in favor signify  
6. by saying Aye. All opposed. The Ayes have it. The amend-  
7. ment is adopted. Further amendments?

8. SECRETARY:

9. No further amendments.

10. PRESIDENT:

11. 3rd reading. 1071, Senator Berman. On the Order of  
12. Senate Bills 2nd reading, House Bill 1071. Read the bill,  
13. Mr. Secretary.

14. SECRETARY:

15. House Bill 1071.

16. (Secretary reads title of bill)

17. 2nd reading of the bill. The Committee on Elementary and  
18. Secondary Education offers one amendment.

19. PRESIDENT:

20. Senator Berman.

21. SENATOR BERMAN:

22. This is only...the only committee amendment, am I correct?  
23. Alright. This amendment...was offered in committee and adopted  
24. by Senator...Sangmeister. It extends the date...the...the days  
25. for the backdoor referenda from ten days filing requirement to  
26. thirty days. Move the adoption of Committee Amendment No. 1.

27. PRESIDENT:

28. Senator Berman has moved the adoption of Committee Amend-  
29. ment No. 1 to House Bill 1071. Any discussion? If not, all  
30. in favor signify by saying Aye. All opposed. The Ayes have  
31. it. The amendment is adopted. Further amendments?

32. SECRETARY:

33. No further committee amendments.

1. PRESIDENT:

2. Any amendments from the Floor?

3. SECRETARY:

4. Amendment No. 2, by Senator Maitland.

5. PRESIDENT:

6. Senator Maitland. Senator Berman, are you familiar with  
7. this amendment? No. There he is. Okay. Floor Amendment No.  
8. 2, offered by Senator Maitland. Senator Maitland.

9. SENATOR MAITLAND:

10. Thank you, Mr. President and Ladies and Gentlemen of the  
11. Senate. Ironic as it might be, I was just out discussing  
12. with some of the teachers this amendment, but this does put  
13. ...put an amendment in the bill and...would require...the...  
14. the raising of these rates only with the approval of the  
15. voters in that school district. I would move for its adoption.

16. PRESIDENT:

17. Senator Maitland has moved the adoption of Amendment No.  
18. 2 to House Bill 1071. Any discussion? Senator Berman.

19. SENATOR BERMAN:

20. If I could have the attention of the Floor for a moment,  
21. I rise in opposition to Amendment No. 2. Let me give you a  
22. little bit of background. This is the bill that would allow  
23. unit districts to increase their local tax rates in certain  
24. categories up to the level of the combined rates that...pre-  
25. vail in the high school districts and the elementary districts.  
26. The bill, as it was approved by committee, does not have a  
27. front door referendum. Some of the tax rates would...increases  
28. that would be approved by the board would require a backdoor  
29. referendum. Senator Maitland's amendment would impose a front  
30. door amendment...a front door referendum for the increase of  
31. any of these rates. I would suggest to you and I ask that  
32. you defeat Amendment No. 2, because the adoption of this amend-  
33. ment negates the bill. The school districts could, at the

1. present time, increase their rates...with referendum. So,  
2. that the amendment really doesn't add anything that the  
3. present law doesn't already provide. I would suggest to  
4. you in order to address this question the way it should  
5. be in the proper legislative...perspective that Amendment 2  
6. be defeated and you debate on 3rd reading whether you want  
7. to allow the local school boards to increase their tax rates.  
8. The...adoption of this amendment would, in effect, kill the  
9. bill. The...this amendment was adopted two weeks ago in  
10. committee and last week at our meeting it was taken off  
11. because it, in effect, nullifies the bill. As sponsor of the  
12. bill, I would suggest that the merits of this...amendment  
13. will, in fact, be debated on 3rd reading. I ask that it  
14. be defeated.

15. PRESIDENT:

16. Further discussion? Senator Geo-Karis.

17. SENATOR GEO-KARIS:

18. May I...will the sponsor yield for some questions?

19. PRESIDENT:

20. The sponsor of the amendment indicates he will yield.

21. SENATOR GEO-KARIS:

22. Under the present bill, though, without this amendment,  
23. I think, if I recall correctly, this is the bill, 1071, which  
24. says that the school districts can raise their rates without  
25. any referendum...any referendum to the really applicable  
26. money situations. Isn't that so?

27. PRESIDENT:

28. Senator Maitland.

29. SENATOR GEO-KARIS:

30. Berman.

31. PRESIDENT:

32. It's Senator Maitland's amendment.

33. SENATOR GEO-KARIS:

1. No, I mean, I'm asking...Senator Berman is the sponsor  
2. of the bill.

3. PRESIDENT:

4. We...we are addressing Amendment No. 2.

5. SENATOR GEO-KARIS:

6. Alright. I'll address my comments. Under the...the  
7. proposed amendment, Senator Maitland, if I understand it  
8. correctly, your amendment tries to give the people a right  
9. to decide as to whether or not they should have certain  
10. increases and...and in order to correct the present bill,  
11. which, obviously, does not give the right to the people to  
12. decide on these increases, not even with a backdoor referendum,  
13. and the real important issue of great money...expenditures.  
14. Is that correct?

15. PRESIDENT:

16. Senator...Senator Maitland.

17. SENATOR MAITLAND:

18. Yes.

19. SENATOR GEO-KARIS:

20. Mr. President and Ladies and...

21. PRESIDENT:

22. Senator Geo-Karis.

23. SENATOR GEO-KARIS:

24. ...I don't know how other people feel, but as much as  
25. we'd like to help education, and God knows I voted for...  
26. a good education budget, I can tell you the people in my  
27. district would be very incensed if they had a bill that did  
28. not give them a right to act as to how much is to be spent  
29. and, therefore, I speak in favor of the amendment.

30. PRESIDENT:

31. Further discussion? Senator Berman.

32. SENATOR BERMAN:

33. ...Senator Geo-Karis,...Senator Geo-Karis, I don't think,

1. and I apologize for rising a second time,...the question that  
2. you asked I don't think was totally correct in the answer.  
3. The answer to your question was not...yes that they have no  
4. right to vote. On the education tax rates and on the building  
5. ...operation, building and a maintenance fund. There are  
6. backdoor referendum provided so that if this bill passes with-  
7. out this amendment, the people do have a right for the two  
8. largest funds, namely Education and the Building Fund, for  
9. backdoor referenda. This...the amendment would add a front  
10. door referendum requirement, but I...but I want you to under-  
11. stand that there is the right of referendum, backdoor, to the  
12. two largest funds that are addressed in this bill.

13. PRESIDENT:

14. Senator Geo-Karis.

15. SENATOR GEO-KARIS:

16. Would the sponsor, who just spoke, answer a question?

17. PRESIDENT:

18. Indicates he will yield, Senator Geo-Karis.

19. SENATOR GEO-KARIS:

20. How many other funds are involved besides those two?

21. PRESIDENT:

22. Senator Berman.

23. SENATOR BERMAN:

24. Four others, Capital Fund, Transportation, Summer School,  
25. and...Fire Prevention and Safety.

26. PRESIDENT:

27. Senator Geo-Karis.

28. SENATOR GEO-KARIS:

29. Mr. President and Ladies and Gentlemen of the...of the  
30. Senate. I still speak in favor of Mr....Senator Maitland's  
31. amendment.

32. PRESIDENT:

33. Alright. Any further discussion? Senator Maitland, do

1. you wish to close?

2. SENATOR MAITLAND:

3. Yes, Sir. Thank you, Mr. President. First of all,  
4. this amendment...the front door referendum does not totally  
5. ...totally abolish all of the provisos in the bill. For  
6. example,...with the...legislation with the amendment on or  
7. off...transportation...can go to forty cents anyway. So,...  
8. so, it doesn't totally negate the whole intent of the bill.  
9. There are a number...there are a number of House members  
10. who voted for this bill in the Illinois House some weeks  
11. ago who didn't know what they were voting for. And let  
12. me tell you, they would do anything in the world to get  
13. that vote back. This is a very, very critical issue here  
14. today, it seems to me. We are at a period in our history  
15. when we're trying to build up confidence within our constituency  
16. for education. And this is going to be a tax increase  
17. without a referendum put upon those people. Make no mistake  
18. about it. The administrators, the school board association,  
19. all of those groups are down here supporting, strongly, this  
20. attempt and I think it's very, very serious. If the rate  
21. increase is necessary, it seems to me the people...the voters  
22. in that district have a right to say so and finally, what  
23. about all of those school districts who over the years have  
24. successfully passed referendums to raise tax rates? They've  
25. done it, Ladies and Gentlemen. They've done it because  
26. they've gone out and they've worked hard to sell that referendum.  
27. And now you're telling me they wouldn't have had to do that.  
28. You ask a superintendent about this legislation, why he wants  
29. it. Why doesn't he go to the people for a referendum? You  
30. know what he says? He says because the people won't support  
31. it. Isn't that what's...we're all about? What right does  
32. the General Assembly have to mandate this? I don't think  
33. we have any. I urge an Aye vote on Amendment No. 2.

1. PRESIDENT:

2. The question is, the adoption of Amendment No. 2 to House  
3. Bill 1071. Those in favor of the amendment will vote Aye.  
4. Those opposed will vote Nay. The voting is open. Have all  
5. voted who wish? Have all voted who wish? Have all voted who  
6. wish? Have all voted who wish? Have all voted who wish? Take  
7. the record. On that question, the Ayes are 29, the Nays are  
8. 29. Amendment No. 2 fails. Alright. Senator Maitland, for  
9. what purpose do you arise?

10. SENATOR MAITLAND:

11. ...verification of the negatives.

12. PRESIDENT:

13. Alright. Will the members please be in their seats. Will  
14. the members please be in their seats. Will our visitors please  
15. vacate the Floor. Senator Maitland has requested a verification  
16. of the negative roll call. Mr. Secretary,...read the negative  
17. vote.

18. SECRETARY:

19. The following voted in the negative: Berman, Bruce,  
20. Buzbee, Carroll, Chew, Collins, D'Arco, Dawson, Degnan, Demuzio,  
21. Donnewald, Egan, Gitz, Hall, Johns, Jeremiah Joyce, Lemke,  
22. Marovitz, McLendon...or yes...McLendon, Nash, Nedza, Nega,  
23. Netsch, Newhouse, Sangmeister, Savickas, Taylor, Vadalabene,  
24. Mr. President.

25. PRESIDENT:

26. Yes. Senator Maitland.

27. SENATOR MAITLAND:

28. Senator Dawson.

29. PRESIDENT:

30. Is Senator Dawson on the Floor? Is Senator Dawson on the  
31. Floor? There he is.

32. SENATOR MAITLAND:

33. Senator Donnewald.

1. PRESIDENT:
2. Is Senator Donnewald on the Floor?
3. SENATOR MAITLAND:
4. Donnewald.
5. PRESIDENT:
6. Is Senator Donnewald on the Floor? Strike his name,
7. Mr. Secretary.
8. SENATOR MAITLAND:
9. Senator Marovitz.
10. PRESIDENT:
11. Senator Marovitz is on the Floor. Center aisle.
12. Alright. Senator...
13. SENATOR MAITLAND:
14. Nash.
15. PRESIDENT:
16. Senator Nash is in...in...alright. Senator Berman for
17. what purpose do you arise?
18. SENATOR BERMAN:
19. Verification of the...negative...of the affirmative.
20. PRESIDENT:
21. Alright. Senator Berman has requested a verification
22. of the affirmative vote. Will the members please be in their
23. seats. Will our guests, again, please vacate the Floor.
24. Read the affirmative vote, Mr. Secretary.
25. SECRETARY:
26. The following voted in the affirmative: Becker, Berning,
27. Bloom, Bowers, Coffey, Davidson, DeAngelis, Etheredge, Fried-
28. land, Geo-Karis, Grotberg, Jerome Joyce, Keats, Kent, Mahar,
29. Maitland, McMillan, Nimrod, Ozinga, Philip, Rhoads, Rupp,
30. Schaffer, Simms, Sommer, Thomas, Totten, Walsh, Weaver.
31. PRESIDENT:
32. Senator Berman.
33. SENATOR BERMAN:

HB 1073  
2nd Reading

1. Jerome Joyce.
2. PRESIDENT:
3. Is Senator Joyce on the Floor? Is Senator Joyce on the
4. Floor? Strike his name, Mr. Secretary.
5. SENATOR BERMAN:
6. Senator Rupp.
7. PRESIDENT:
8. Is Senator Rupp on the Floor? Senator Rupp. Is Senator
9. Rupp on the Floor? Strike his name, Mr. Secretary.
10. SENATOR BERMAN:
11. Senator Keats.
12. PRESIDENT:
13. Is Senator Keats on the Floor? Is Senator Keats on the
14. Floor? Strike his name, Mr. Secretary.
15. SENATOR BERMAN:
16. That's enough.
17. PRESIDENT:
18. Alright. The roll has been verified. On that question,
19. ...on that question, the Ayes are 26, the Nays are 28. Amend-
20. ment No. 2 fails. Further amendments?
21. SECRETARY:
22. No further amendments.
23. PRESIDENT:
24. 3rd reading. 1073, Senator Lemke. On the Order of
25. House Bills 2nd reading, House Bill 1073. Read the bill,
26. Mr. Secretary.
27. SECRETARY:
28. House Bill 1073.
29. (Secretary reads title of bill)
30. 2nd reading of the bill. No committee amendments.
31. PRESIDENT:
32. Any amendments from the Floor?
33. SECRETARY:

HB 1141  
2nd Reading

1. No Floor amendments.
2. PRESIDENT:
3. 3rd reading. 1081, Senator Schaffer. 82. 1098, Senator
4. Rhoads. On the Order of House Bills 2nd reading, House Bill
5. 1098. Read the bill, Mr. Secretary.
6. SECRETARY:
7. House Bill 1098.
8. (Secretary reads title of bill)
9. 2nd reading of the bill. No committee amendments.
10. PRESIDENT:
11. Any amendments from the Floor?
12. SECRETARY:
13. No Floor amendments.
14. PRESIDENT:
15. 3rd reading. 1041, Senator Lemke. 1141, I beg your
16. pardon. On the Order of House Bills 2nd reading, House Bill
17. 1141. Read the bill, Mr. Secretary.
18. SECRETARY:
19. House Bill 1141.
20. (Secretary reads title of bill)
21. 2nd reading of the bill. No committee amendments.
22. PRESIDENT:
23. Any amendments from the Floor?
24. SECRETARY:
25. No Floor amendments.
26. PRESIDENT:
27. 3rd reading. 1144, Senator Egan. On the Order of House
28. Bills 2nd reading, House Bill 1144. Read the bill, Mr. Secre-
29. tary.
30. SECRETARY:
31. House Bill 1144.
32. (Secretary reads title of bill)
33. 2nd reading of the bill. The Committee on Executive offers
34. one amendment.

1. PRESIDENT:

2. Senator Egan.

3. SENATOR EGAN:

4. Yes, Mr. President and members of the Senate, Amendment  
5. No. 1 is a clarifying amendment to grant...the extension of  
6. time of up to sixty days for the filing of the required audits  
7. and...it's an agreed amendment, no...no objection and I  
8. move its adoption.

9. PRESIDENT:

10. Senator Egan moves the adoption of Committee Amendment  
11. No. 1 to House Bill 1144. Any discussion? If not, all in  
12. favor signify by saying Aye. All opposed. The Ayes have  
13. it. The amendment is adopted. Are there further amendments?

14. SECRETARY:

15. No further committee amendments.

16. PRESIDENT:

17. Any amendments from the Floor?

18. SECRETARY:

19. No Floor amendments.

20. PRESIDENT:

21. 3rd reading. 1145. On the Order of House Bills 2nd  
22. reading, House Bill 1145. Read the bill, Mr. Secretary.

23. SECRETARY:

24. House Bill 1145.

25. (Secretary reads title of bill)

26. 2nd reading of the bill. No committee amendments.

27. PRESIDENT:

28. Any amendments from the Floor?

29. SECRETARY:

30. No Floor amendments.

31. PRESIDENT:

32. 3rd reading. On the Order of House Bills 2nd reading,  
33. the top of page 35, House Bill 1146. Read the bill, Mr.  
34. Secretary.

1. SECRETARY:
2. House Bill 1146.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDENT:
6. Any amendments from the Floor?
7. SECRETARY:
8. No Floor amendments.
9. PRESIDENT:
10. 3rd reading. 1150, Senator McLendon. On the Order of
11. House Bills 2nd reading, House Bill 1150. Read the bill, Mr.
12. Secretary.
13. SECRETARY:
14. House Bill 1150.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. The Committee on Judiciary I offers
17. one amendment.
18. PRESIDENT:
19. Senator McLendon.
20. SENATOR MCLENDON:
21. Yes,...Mr. President and members of the Senate, this
22. amendment simply protects the rights of disabled persons who
23. are unable to get to court by providing the right to obtain
24. the appointment of counsel either at the hearing or by report
25. to the court prior to the hearing. The amendment also pro-
26. vides that the summons will inform the respondent of the
27. right to request counsel. I know of no objection and move
28. that the amendment be adopted.
29. PRESIDENT:
30. Senator McLendon has moved the adoption of Amendment No.
31. 1 to House Bill 1150. Any discussion? If not, all in favor
32. signify by saying Aye. All opposed. The Ayes have it. The
33. amendment is adopted. Further amendments?

1. SECRETARY:
2.       No further committee amendments.
3. PRESIDENT:
4.       Any amendments from the Floor?
5. SECRETARY:
6.       No Floor amendments.
7. PRESIDENT:
8.       3rd reading. 1160, Senator McMillan. Is Senator
9. McMillan on the Floor? Okay. 1166, Senator Buzbee. On the
10. Order of House Bills 2nd reading, House Bill 1166. Read the
11. bill, Mr. Secretary.
12. SECRETARY:
13.       House Bill 1166.
14.               (Secretary reads title of bill)
15. 2nd reading of the bill. No committee amendments.
16. PRESIDENT:
17.       Any amendments from the Floor?
18. SECRETARY:
19.       No Floor amendments.
20. PRESIDENT:
21.       3rd reading. 1168, Senator Marovitz. On the Order of
22. House Bills 2nd reading, House Bill 1168. Read the bill, Mr.
23. Secretary.
24. SECRETARY:
25.       House Bill 1168.
26.               (Secretary reads title of bill)
27. 2nd reading of the bill. The Committee on Judiciary II...or
28. Judiciary I offers two amendments.
29. PRESIDENT:
30.       Committee Amendment No. 1, Senator Marovitz.
31. SENATOR MAROVITZ:
32.       Thank you, very much, Mr. President and Ladies and Gentle-
33. men of the Senate. Committee Amendment No. 1 provides that

1. notices of meetings where the Condominium Association will  
2. meet shall be posted...in the entrance ways, elevators, or  
3. other conspicuous places in the condominium so those who  
4. will now be entitled to be at those meetings will be notified  
5. that the meetings do exist. I would ask for adoption of Com-  
6. mittee Amendment No. 1 to House Bill 1168.

7. PRESIDENT:

8. Senator Marovitz has moved the adoption of Committee  
9. Amendment No. 1 to House Bill 1168. Any discussion? If not,  
10. all in favor signify by saying Aye. All opposed. The Ayes  
11. have it. The amendment is adopted. Further amendments?

12. SECRETARY:

13. Committee Amendment No. 2.

14. PRESIDENT:

15. Senator Marovitz.

16. SENATOR MAROVITZ:

17. Thank you, very much, Mr. President and Ladies and Gentle-  
18. men of the Senate. Committee Amendment No. 1 creates the  
19. Condominium High-rise Fire Commission to study the incidents  
20. of fires in high-rises in the...State of Illinois. I'd ask  
21. for adoption of Committee Amendment No. 2 to...House Bill 1168.

22. PRESIDENT:

23. Senator Marovitz has moved the adoption of Amendment No....  
24. Committee Amendment No. 2 to House Bill 1168. Any...any dis-  
25. cussion? If not, all in favor signify by saying Aye. All  
26. opposed. The Ayes have it. The amendment is adopted. Further  
27. amendments?

28. SECRETARY:

29. No further committee amendments.

30. PRESIDENT:

31. Any amendments from the Floor?

32. SECRETARY:

33. No Floor amendments.

1. PRESIDENT:

2. 3rd reading. 1234, Senator Lemke. On the Order of  
3. House Bills 2nd reading, House Bill 1234. Read the bill,  
4. Mr. Secretary.

5. SECRETARY:

6. House Bill 1234.

7. (Secretary reads title of bill)

8. 2nd reading of the bill. No committee amendments.

9. PRESIDENT:

10. Any amendments from the Floor?

11. SECRETARY:

12. Amendment No. 1, by Senator Lemke.

13. PRESIDENT:

14. Senator Lemke.

15. SENATOR LEMKE:

16. What this bill does is include mobile homes under the  
17. Mechanics Lien Act. The House sponsor said that it would  
18. apply the same as single family dwellings. I guess there's  
19. a problem developing where they have these mobile units and  
20. mobile parks and they can't attach liens. I think it's a  
21. good bill. I ask for its adoption.

22. PRESIDENT:

23. Alright. Senator Lemke has moved the adoption of Amend-  
24. ment No. 1 to House Bill 1234. Is there any discussion? If  
25. not, all in favor signify by saying Aye. All opposed. The  
26. Ayes have it. The amendment is adopted. Further amendments?

27. SECRETARY:

28. No further amendments.

29. PRESIDENT:

30. 3rd reading. 1236, Senator Berman. On the Order of  
31. House Bills 2nd reading, House Bill 1236. Read the bill, Mr.  
32. Secretary.

33. SECRETARY:

1. House Bill 1236.

2. (Secretary reads title of bill)

3. 2nd reading of the bill. The Committee on Elementary and  
4. Secondary Education offers one amendment.

5. PRESIDENT:

6. Senator Berman.

7. SENATOR BERMAN:

8. Thank you. Committee Amendment No. 1 changes the date...  
9. of the Adult Education Act from July 1, '81 to October 1,  
10. 1982. Move the adoption of Committee Amendment No. 1.

11. PRESIDENT:

12. Senator Berman has moved the adoption of Committee Amend-  
13. ment No. 1 to House Bill 1236. Any discussion? If not, all  
14. in favor signify by saying Aye. All opposed. The Ayes have  
15. it. The amendment is adopted. Are there further amendments?

16. SECRETARY:

17. No further committee amendments.

18. PRESIDENT:

19. Any amendments from the Floor?

20. SECRETARY:

21. No Floor amendments.

22. PRESIDENT:

23. 3rd reading. 1246, Senator Egan. On the Order of House  
24. Bills 2nd reading, House Bill 1246. Read the bill, Mr. Secre-  
25. tary.

26. SECRETARY:

27. House Bill 1246.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. No committee amendments.

30. PRESIDENT:

31. Any amendments from the Floor?

32. SECRETARY:

33. No Floor amendments.

1. PRESIDENT:

2. 3rd reading. 1253, Senator Netsch. 1273, Senator  
3. Davidson. On the Order of House Bills 2nd reading, House  
4. Bill 1273. Read the bill, Mr. Secretary.

5. SECRETARY:

6. House Bill 1273.

7. (Secretary reads title of bill)

8. 2nd reading of the bill. The Committee on Elementary and  
9. Secondary Education offers two amendments.

10. PRESIDENT:

11. Senator Davidson, Amendment No. 1.

12. SENATOR DAVIDSON:

13. Move the adoption of Committee Amendment No. 1. It  
14. puts an effective date, July 1, 1981.

15. PRESIDENT:

16. Senator Davidson has moved the adoption of Committee  
17. Amendment No. 1 to House Bill 1273. Any discussion? If not,  
18. all in favor signify by saying Aye. All opposed. The Ayes  
19. have it. The amendment is adopted. Are there further amend-  
20. ments?

21. SECRETARY:

22. Committee Amendment No. 2.

23. PRESIDENT:

24. Senator Davidson.

25. SENATOR DAVIDSON:

26. Committee Amendment No. 2...it clarifies the language  
27. on the proration distribution part. It was a request to  
28. clarify the language. I move the adoption of...Committee  
29. Amendment No. 2.

30. PRESIDENT:

31. Senator Davidson has moved the adoption of Committee Amend-  
32. ment No. 2 to House Bill 1273. Any discussion? If not, all  
33. in favor signify by saying Aye. All opposed. The Ayes have

1. it. The amendment is adopted. Are there further amendments?

2. SECRETARY:

3. No further committee amendments.

4. PRESIDENT:

5. Any amendments from the Floor?

6. SECRETARY:

7. No Floor amendments.

8. PRESIDENT:

9. 3rd reading. Senator Sangmeister. On the Order of  
10. House Bills 2nd reading, House Bill 1291. Read the bill,  
11. Mr. Secretary.

12. SECRETARY:

13. House Bill 1291.

14. (Secretary reads title of bill)

15. 2nd reading of the bill. The Committee on Judiciary I offers  
16. one amendment.

17. PRESIDENT:

18. Senator Sangmeister.

19. SENATOR SANGMEISTER:

20. Mr. President and members of the Senate, Committee Amend-  
21. ment No. 1 changes the time from presentation of the check  
22. the second time through from two days to seven days. Move  
23. for its adoption.

24. PRESIDENT:

25. Senator Sangmeister moves the adoption of Committee Amend-  
26. ment No. 1 to House Bill 1291. Any discussion? If not, all  
27. in favor signify by saying Aye. All opposed. The Ayes have  
28. it. The amendment is adopted. Are there further amendments?

29. SECRETARY:

30. No further committee amendments.

31. PRESIDENT:

32. Any amendments from the Floor?

33. SECRETARY:

1. No Floor amendments.

2. PRESIDENT:

3. 3rd reading. The top of page 36. On the Order of House  
4. Bills 2nd reading, House Bill 1297, Senator Berman. Read the  
5. bill, Mr. Secretary.

6. SECRETARY:

7. House Bill 1297.

8. (Secretary reads title of bill)

9. 2nd reading of the bill. The Committee on Elementary and  
10. Secondary Education offers one amendment.

11. PRESIDENT:

12. Senator Berman.

13. SENATOR BERMAN:

14. I move...Amendment No. 1, adopted in committee, added...  
15. the word,...or school psychologists to House Bill 1297. I  
16. move the adoption of Committee Amendment No. 1.

17. PRESIDENT:

18. Senator Berman moves the adoption of Committee Amendment  
19. No. 1 to House Bill 1297. Any discussion? If not, all in  
20. favor signify by saying Aye. All opposed. The Ayes have it.  
21. The amendment is adopted. Are there further amendments?

22. SECRETARY:

23. No further committee amendments.

24. PRESIDENT:

25. Any amendments from the Floor?

26. SECRETARY:

27. Amendment No. 2, by Senator Berman.

28. PRESIDENT:

29. Senator Berman.

30. SENATOR BERMAN:

31. Thank you. Amendment No. 2 strikes the word "teachers"  
32. and keeps only the school psychologists in the bill, which  
33. was the original purpose of the bill. I move the adoption

HB 1301  
HB 1314  
2nd Reading

1. of...of Amendment No. 2.

2. PRESIDENT:

3. Senator Berman has moved the adoption of Amendment No.  
4. 2 to House Bill 1297. Any discussion? If not, all in favor  
5. signify by saying Aye. All opposed. The Ayes have it. The  
6. amendment is adopted. Are there further amendments?

7. SECRETARY:

8. No further amendments.

9. PRESIDENT:

10. 3rd reading. 1301, Senator Berman. On the Order of  
11. House Bills 2nd reading, House Bill 1301. Read the bill,  
12. Mr. Secretary.

13. SECRETARY:

14. House Bill 1301.

15. (Secretary reads title of bill)

16. 2nd reading of the bill. No committee amendments.

17. PRESIDENT:

18. Any amendments from the Floor?

19. SECRETARY:

20. No Floor amendments.

21. PRESIDENT:

22. 3rd reading. 1314, Senator Walsh. On the Order of House  
23. Bills 2nd reading, House Bill 1314. Read the bill, Mr. Secre-  
24. tary.

25. SECRETARY:

26. House Bill 1314.

27. (Secretary reads title of bill)

28. 2nd reading of the bill. No committee amendments.

29. PRESIDENT:

30. Any amendments from the Floor?

31. SECRETARY:

32. No Floor amendments.

33. PRESIDENT:

1. 3rd reading. 1339, Senator Lemke. On...on the Order of
2. House Bills 2nd reading, House Bill 1339. Read the bill, Mr.
3. Secretary.
4. SECRETARY:
5. House Bill 1339.
6. (Secretary reads title of bill)
7. 2nd reading of the bill. No committee amendments.
8. PRESIDENT:
9. Any amendments from the Floor?
10. SECRETARY:
11. No Floor amendments.
12. PRESIDENT:
13. 3rd reading. 1353, Senator Davidson. Is Senator David-
14. son on the Floor? 1364, Senator Schaffer. 1365. Senator
15. Carroll. On the Order of House Bills 2nd reading, House Bill
16. 1365. Read the bill, Mr. Secretary.
17. SECRETARY:
18. House Bill 1365.
19. (Secretary reads title of bill)
20. 2nd reading of the bill. No committee amendments.
21. PRESIDENT:
22. Any amendments from the Floor?
23. SECRETARY:
24. No Floor amendments.
25. PRESIDENT:
26. 3rd reading. 1367, Senator Berman. On the Order of
27. House Bills 2nd reading, House Bill 1367. Read the bill,
28. Mr. Secretary.
29. SECRETARY:
30. House Bill 1367.
31. (Secretary reads title of bill)
32. 2nd reading of the bill. The Committee on Insurance offers
33. one amendment.

1. PRESIDENT:

2. Senator Berman.

3. SENATOR BERMAN:

4. Yes,...Committee Amendment No. 1...struck the provisions  
5. regarding apprenticeship. Move the adoption of Committee Amend-  
6. ment No. 1.

7. PRESIDENT:

8. Senator Berman has moved the adoption of Committee Amend-  
9. ment No. 1 to House Bill 1367. Any discussion? If not, all  
10. in favor signify by saying Aye. All opposed. The Ayes have  
11. it. The amendment is adopted. Further amendments?

12. SECRETARY:

13. No further committee amendments.

14. PRESIDENT:

15. Any amendments from the Floor?

16. SECRETARY:

17. No Floor amendments.

18. PRESIDENT:

19. 3rd reading. The Chair would point out that the hour of  
20. noon has now passed. Well, that was the deadline to file  
21. things with respect to the Agreed Bill List. So, I will  
22. suggest to the Secretary that he accept no further documentation.

23. 1371, Senator Egan. On the Order of House Bills 2nd reading,  
24. House Bill 1371. Read the bill, Mr. Secretary.

25. SECRETARY:

26. House Bill 1371.

27. (Secretary reads title of bill)

28. 2nd reading of the bill. The Committee on Executive offers  
29. one amendment.

30. PRESIDENT:

31. Senator Egan.

32. SENATOR EGAN:

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

1. Committee Amendment No. 1 allows that alcoholic liquor to  
2. be sold at retail in buildings owned by the forest preserve  
3. districts with a population of less than three million would  
4. cover, I think,...the...the one county that requested in  
5. was through Senator Philip...principally DuPage and...it  
6. is...an agreed amendment. Mr. President, I move its adoption.

7. PRESIDENT:

8. Senator Egan moves the adoption of Committee Amendment  
9. No. 1 to House Bill 1371. Any discussion? If not, all in  
10. favor signify by saying Aye. All opposed. The Ayes have it.  
11. The amendment is adopted. Further amendments?

12. SECRETARY:

13. No further committee amendments.

14. PRESIDENT:

15. Any amendments from the Floor?

16. SECRETARY:

17. No Floor amendments.

18. PRESIDENT:

19. 3rd reading. 1394, Senator Bruce. On the Order of House  
20. Bills 2nd reading, House Bill 1394. Read the bill, Mr. Secre-  
21. tary.

22. SECRETARY:

23. House Bill 1394.

24. (Secretary reads title of bill)

25. 2nd reading of the bill. No committee amendments.

26. PRESIDENT:

27. Any amendments from the Floor?

28. SECRETARY:

29. No Floor amendments.

30. PRESIDENT:

31. 3rd reading. 1399. On the Order of House Bills 2nd  
32. reading, House Bill 1399. Read the bill, Mr. Secretary.

33. SECRETARY:

1. House Bill 1399.

2. (Secretary reads title of bill)

3. 2nd reading of the bill. No committee amendments.

4. PRESIDENT:

5. Any amendments from the Floor?

6. SECRETARY:

7. Amendment No. 1, offered by Senator Walsh.

8. PRESIDENT:

9. Senator Walsh.

10. SENATOR WALSH:

11. Mr. President and members of the Senate,...Amendment No. 1  
12. is an amendment which was suggested by the Department of  
13. Rehabilitation Services and really is technical in nature.  
14. I know of no objection and move its adoption.

15. PRESIDENT:

16. Senator Walsh has moved the adoption of Amendment No. 1  
17. to House Bill 1399. Any discussion? If not, all in favor  
18. signify by saying Aye. All opposed. The Ayes have it. The  
19. amendment is adopted. Are there further amendments?

20. SECRETARY:

21. No further amendments.

22. PRESIDENT:

23. 3rd reading. 1407, Senator McLendon. Is Senator McLendon  
24. on the Floor? On the Order of House Bills 2nd reading, House  
25. Bill 1407. Read the bill, Mr. Secretary.

26. SECRETARY:

27. House Bill 1407.

28. (Secretary reads title of bill)

29. 2nd reading of the bill. No committee amendments.

30. PRESIDENT:

31. Any amendments from the Floor?

32. SECRETARY:

33. No Floor amendments.

1. PRESIDENT:

2. 3rd reading. On the Order of House Bills 2nd reading,  
3. bottom of page 36, House Bill 1414. Read the bill, Mr.  
4. Secretary.

5. SECRETARY:

6. House Bill 1414.

7. (Secretary reads title of bill)

8. 2nd reading of the bill. No committee amendments.

9. PRESIDENT:

10. Any amendments from the Floor?

11. SECRETARY:

12. Amendment No. 1, offered by Senator Weaver.

13. PRESIDENT:

14. Senator Weaver. Senator Bowers, can I...thank you.

15. SENATOR WEAVER:

16. Thank you, Mr. President. This is the amendment agreed  
17. to in the Revenue Committee. The amendment provides that the  
18. tax collected shall be distributed...within thirty days after  
19. the due date and at thirty day intervals. I move adoption.

20. PRESIDENT:

21. Alright. Senator Weaver has moved the adoption of Amend-  
22. ment No. 1 to House Bill 1414. Any discussion? If not, all  
23. in favor signify by saying Aye. All opposed. The Ayes have  
24. it. The amendment is adopted. Are there further amendments?

25. SECRETARY:

26. No further amendments.

27. PRESIDENT:

28. 3rd reading. On the Order of House Bills 2nd reading,  
29. the top of page 37, House Bill 1415. Read the bill, Mr.  
30. Secretary.

31. SECRETARY:

32. House Bill 1415.

33. (Secretary reads title of bill)

1. 2nd reading of the bill. No committee amendments.
2. PRESIDENT:
3. Any amendments from the Floor?
4. SECRETARY:
5. No Floor amendments.
6. PRESIDENT:
7. 3rd reading. 1417, Senator Taylor. On the Order of
8. House Bills 2nd reading, House Bill 1417. Read the bill,
9. Mr. Secretary.
10. SECRETARY:
11. House Bill 1417.
12. (Secretary reads title of bill)
13. 2nd reading of the bill. No committee amendments.
14. PRESIDENT:
15. Any amendments from the Floor?
16. SECRETARY:
17. No Floor amendments.
18. PRESIDENT:
19. 3rd reading. 1419, Senator Marovitz. On the Order of
20. House Bills 2nd reading, House Bill 1419. Read the bill,
21. Mr. Secretary.
22. SECRETARY:
23. House Bill 1419.
24. (Secretary reads title of bill)
25. 2nd reading of the bill. No committee amendments.
26. PRESIDENT:
27. Any amendments from the Floor?
28. SECRETARY:
29. No Floor amendments.
30. PRESIDENT:
31. 3rd reading. 1420. Is Senator Bloom on the Floor? Is
32. Senator Bloom on the Floor? 1420. On the Order of House Bills
33. 2nd reading, House Bill 1420. Read the bill, Mr. Secretary.

HB 1435  
2nd Reading  
6-17-81

1. SECRETARY:
2. House Bill 1420.
3. (Secretary reads title of bill)
4. 2nd reading of the bill. No committee amendments.
5. PRESIDENT:
6. Any amendments from the Floor?
7. SECRETARY:
8. No Floor amendments.
9. PRESIDENT:
10. 3rd reading. 1421, Senator Taylor. On the Order of
11. House Bills 2nd reading, House Bill 1421. Read the bill, Mr.
12. Secretary.
13. SECRETARY:
14. House Bill 1421.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. No committee amendments.
17. PRESIDENT:
18. Any amendments from the Floor?
19. SECRETARY:
20. No Floor amendments.
21. PRESIDENT:
22. 3rd reading. 1435, Senator Savickas. On the Order of
23. House Bills 2nd reading, House Bill 1435. Read the bill, Mr.
24. Secretary.
25. SECRETARY:
26. House Bill 1435.
27. (Secretary reads title of bill)
28. 2nd reading of the bill. The Committee on Revenue offers
29. one amendment.
30. PRESIDENT:
31. Senator Savickas.
32. SENATOR SAVICKAS:
33. Yes,...Mr. President and members of the Senate, the amendment

1. is a technical one. It...conforms to what the Fed...has planned  
2. to do. They originally...planned to...let banking facilities  
3. begin this proposal October 1st, they moved it back to  
4. December and the amendment so reflects their...movement.

5. PRESIDENT:

6. Senator Savickas has moved the adoption of Committee  
7. Amendment No. 1 to House Bill 1435. Any discussion? If  
8. not, all in favor signify by saying Aye. All opposed. The  
9. Ayes have it. The amendment is adopted. Further amendments?

10. SECRETARY:

11. No further committee amendments.

12. PRESIDENT:

13. Any amendments from the Floor?

14. SECRETARY:

15. Amendment No. 2, offered by Senator Totten.

16. PRESIDENT:

17. Is Senator Totten on the Floor? Is Senator Totten on  
18. the Floor? Senator Weaver.

19. SENATOR WEAVER:

20. I wonder if we could...get permission to bring this bill  
21. back? Senator Totten is off the Floor and I know he has an  
22. amendment for it.

23. PRESIDENT:

24. Alright. Senator Totten is...back with us. Amendment No.  
25. 2 to House Bill 1435. Senator Totten.

26. SENATOR TOTTEN:

27. Thank you,...Mr. President and Ladies and Gentlemen of the  
28. Senate. Amendment No. 2...makes Senate Bill 1435...or House  
29. Bill 1435...a much better bill. The bill provides a transaction  
30. tax which will provide some receipts for the State. The amend-  
31. ment provides a place for those receipts to go. What it does  
32. is index the...exemption on the Illinois Income Tax by the...  
33. rate of inflation. And...this is a tax relief measure, which

1. this Body has approved in the past, and...it is a tax relief  
2. measure that corrects the inequity...that exists in our system  
3. that provides...that that thousand dollar exemption, which  
4. was a tax advantage when we imposed it in 1969 and which has  
5. eroded to less than five hundred dollars now, will be corrected.  
6. Here we have a bill that provides for revenues in the future  
7. and this amendment will provide a place to disperse those  
8. revenues in the form of tax relief. Be happy to answer any  
9. questions on the amendment. Otherwise, I would solicit your  
10. favorable vote...to index the personal exemption.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is there discussion? Senator Netsch.

13. SENATOR NETSCH:

14. Thank you, Mr. President. I hope everyone is listening  
15. to...what Senator Totten is on the verge of doing again. The...  
16. it is true that this Body did pass the indexing bill, but I  
17. think, and if I'm not mistaken, it was primarily your own  
18. party that did it to you in the House, Senator Totten. I  
19. believe that the indexing bill is effectively dead over there.  
20. I...opposed it when it was here and I oppose it again and it  
21. seems to me that if...if we needed any more reason...what's  
22. happened to the budget and a number of other matters just in  
23. the few weeks since this bill left the Senate...is cause  
24. enough to continue to oppose it. But let me make two main  
25. arguments...in opposition. One, is that, while I don't  
26. have my notes here, my recollection is that this bill is going  
27. to cost us thirty-nine to some...about thirty to thirty-nine  
28. million dollars in revenue in Fiscal Year '82. That is more  
29. than we can absorb at this stage of the game. Secondly, on  
30. the merits, while indexing is on...is superficially a very  
31. attractive idea, it has been pointed out time and again by  
32. those who study the impact of...fiscal matters that it is  
33. most important where you have a graduated...

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Netsch, if you would...Senator Netsch...if...if  
3. we could have some order. Senator...if we can clear off all  
4. these conferences...if we can take some of our conferences  
5. off the Floor, if...the Sergeant-at-Arms would clear some of  
6. these aisles we'll get down to the business of the Senate.  
7. Senator Netsch.

8. SENATOR NETSCH:

9. Thank you. If I may go back to that point. It has been  
10. pointed out time and again by those who are generally sympathetic  
11. with the concept of indexing that where it is most important  
12. is where you have graduated, and particularly steeply graduated,  
13. tax rates. At the Federal level economically...and fiscally  
14. from both the...from the taxpayers' point of view it makes  
15. a great deal of sense. Whether or not it can be afforded is  
16. something else again. But at...in the State of Illinois where  
17. we have a flat rate income tax to begin with, it is not nearly  
18. as defensible, even on philosophical grounds. When you add  
19. to that the fact that it will cost us revenue which we can  
20. ill afford in Fiscal Year '82, it seems to me that it is an  
21. idea whose time ought not yet to have come.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? Senator DeAngelis.

24. SENATOR DEANGELIS:

25. Thank you, Mr. President and members of the Senate. A  
26. question of the sponsor.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Indicates he will yield. Senator DeAngelis.

29. SENATOR DEANGELIS:

30. Senator Totten, don't you have possibly another place to  
31. take your amendment and put it onto?

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Would you repeat your question, Senator DeAngelis? If we can...

1. SENATOR DEANGELIS:

2. Yes. Senator Totten, is there anyplace else you could  
3. possibly put your amendment on?

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Totten.

6. SENATOR TOTTEN:

7. Well, if there...if there is and...I...I can't find it  
8. right now. But this seemed to be the...most...available bill  
9. to put it on and one that is going to provide new revenue  
10. and makes more sense to put it on than any other one.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator DeAngelis.

13. SENATOR DEANGELIS:

14. Well, Senator Totten, you are a strong advocate of supply-  
15. side economics. You are jeopardizing a supply-side concept  
16. that, I think, is acceptable to the General Assembly and  
17. putting on an amendment that might, in fact, kill the bill.  
18. I would urge you to think a little bit about that because the...  
19. the legislation itself is extremely good for keeping economic  
20. resources and monies in the State of Illinois and you're going  
21. to jeopardize it by your amendment.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? Senator Carroll.

24. SENATOR CARROLL:

25. Yes, I think just to show that sometimes we attempt to be  
26. fair, in fact, all the times we attempt to be legitimate, we  
27. are concerned with the revenues and spending side of State  
28. Government and I believe the Governor and Doctor Bob have  
29. convinced us that we just can't afford indexing this time.  
30. He obviously convinced the House Revenue Committee of that  
31. and I do believe that the impact of indexing this year because  
32. of the recession and what that does to our tax income,, how  
33. we are some nine to ten months behind the effects of that, I

1. think would be very devastating to the health of the economy  
2. ...the fiscal condition of the State of Illinois and do great  
3. disservice to our bond ratings and everything else and I  
4. think it would be a very poor idea right now.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Further discussion? Senator Rock.

7. SENATOR ROCK:

8. Thank you, Mr. President and Ladies and Gentlemen of the  
9. Senate. I, too, rise in opposition to Amendment No. 2. As  
10. was pointed out...when I opposed the original bill, the cost  
11. to the State is roughly forty million dollars, which would  
12. average out to two dollars or less per taxpayer. The State  
13. simply cannot afford this kind of relief at this time and  
14. I sincerely object to the attempt to put an amendment on  
15. this bill. This bill concerns itself with international  
16. banking facilities. It will be a great boon to the city that  
17. I represent in terms of the financial community. It will,  
18. after the next fiscal year, probably result in increased revenue  
19. to the State of Illinois and will make Chicago second to  
20. no one. The State of New York has already passed a bill  
21. similar to House Bill 1435. We had better get our act to-  
22. gether and...and make Chicago the kind of financial community  
23. that we can be proud of. I urge the defeat...summary defeat  
24. of Amendment No. 2.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Further discussion? Senator Berning.

27.

28. END OF REEL

29.

30.

31.

32.

33.

1. SENATOR BERNING:

2. Thank you, Mr. President, and members of the Senate. I  
3. rise in support of the amendment. Point out to you fellow  
4. Senators, that we are constantly being confronted with plausible  
5. arguments to increase tax spending for one laudable purpose or  
6. another, yes, even including additional pension benefits, but  
7. we seldom keep in mind the little taxpayer back home. It might  
8. only be two dollars, Mr. President, but two dollars is a lot of  
9. money when you have to dig deeper to find it. Mr. President,  
10. and members of the Senate, I think we ought to again enact this  
11. amendment so as to show the folks back home that we are sympathetic  
12. with their plight.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Further discussion? Further discussion? Senator Totten  
15. may close.

16. SENATOR TOTTEN:

17. Well, thank you, Mr. President, and Ladies and Gentlemen of  
18. the Senate. It makes...it's apparently...I think to put this  
19. amendment on this bill makes more sense, maybe than what we did  
20. in the first place. House Bill 1435 is going to raise additional  
21. revenues. If we allow the State to keep spending those revenues  
22. in all the fashions that we have, we're going to have the constant  
23. cost pushes on our budget. The tax indexing amendment, as  
24. related to House Bill 1435, which is going to produce revenues,  
25. will produce an area to disburse those revenues back to the tax-  
26. payers through the form of tax indexing. I think this Body time  
27. and time again, I know the House has, has agreed that tax indexing  
28. is an eminently fair way to correct an unjust tax. And so, it  
29. would appear that the wisest place to do this...this tax indexing  
30. proposal, is to do it on a proposal that's going to raise revenue.  
31. And I think it's more than apropos that this bill has been  
32. selected. And I would appreciate your favorable vote on Amend-  
33. ment No. 2.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The question is on the adoption of Amendment No. 2 to  
3. House Bill 1435. Those in favor say Aye. Those opposed Nay.  
4. Senator Totten. Senator Totten requests a roll call. Those in  
5. favor will vote Aye. Those opposed will vote Nay. The voting  
6. is open. Have all voted who wish? Have all voted who wish?  
7. Take the record. On that question, the Ayes are 27, the Nays  
8. are 26. Amendment No. 2 is adopted. For what purpose does  
9. Senator Savickas arise?

10. SENATOR SAVICKAS:

11. Verification of the affirmative vote.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Will the members please be in their seats. Will the  
14. members please be in their seats. Senator Savickas has requested  
15. a verification of those who voted in the affirmative. Will the  
16. Secretary, please call those who voted in the affirmative, and  
17. when your name is called, pursuant to rule, will you please  
18. respond.

19. SECRETARY:

20. The following voted in the affirmative:

21. Berning, Coffey, Davidson, Degnan, Demuzio, Etheredge,  
22. Friedland, Geo-Karis, Grotberg, Jeremiah Joyce, Jerome Joyce,  
23. Keats, Kent, Lemke, Mahar, Maitland, McMillan, Nimrod, Ozinga,  
24. Philip, Rhoads, Rupp, Schaffer, Simms, Sommer, Thomas, Totten.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Savickas, do you question the presence of any  
27. member?

28. SENATOR SAVICKAS:

29. Yes, I question the presence of Senator Philip.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Senator Philip on the Floor? Senator Philip. Strike his  
32. name.

33. SENATOR SAVICKAS:

1. Senator Weaver.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Weaver did not vote in the affirmative.

4. SENATOR SAVICKAS:

5. I'm sorry, I...Senator Joyce, Jerome Joyce.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Jerome Joyce. Senator Jerome Joyce on the Floor? Jerome  
8. Joyce? Strike his name.

9. SENATOR SAVICKAS:

10. Senator Demuzio.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is Senator Demuzio on the Floor? Senator Demuzio? Strike  
13. his name.

14. SENATOR SAVICKAS:

15. That's all we have.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. What...on a verified roll call...for what purpose does Senator  
18. Totten arise? Senator Totten.

19. SENATOR TOTTEN:

20. I verify the negative.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. All right, Senator Totten has requested a verification of  
23. those who voted in the negative. Will the Secretary please  
24. call the roll.

25. SECRETARY:

26. The following voted in the negative:

27. Berman, Bruce, Buzbee, Carroll, Chew, Collins, D'Arco, Dawson,  
28. Egan, Hall, Johns, Marovitz, McLendon, Nash, Nedza, Nega, Netsch,  
29. Newhouse, Sangmeister, Savickas, Taylor, Vadalabene, Walsh, Weaver,  
30. Mr. President.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator Totten, do you question the presence of any member  
33. who voted in the negative?

1. SENATOR TOTTEN:

2. Senator Vadalabene.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Vadalabene on the Floor? Senator Vadalabene? Strike  
5. his name. Any other Senator?

6. SENATOR TOTTEN:

7. Senator Chew.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Chew is in his seat. I'm sorry, Senator Chew is in  
10. Senator Nedza's seat. Senator Totten, further...

11. SENATOR TOTTEN:

12. No further.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. For what purpose does Senator Philip arise?

15. SENATOR PHILIP:

16. Thank you, Mr. President, and Ladies and Gentlemen of the  
17. Senate. How am I recorded?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. You are not recorded, you were absent during the verification.  
20. We have...have...you have returned to the Floor...

21. SENATOR PHILIP:

22. I...I'd like to be recorded as voting Aye.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. The Chair will recognize the presence of Senator Philip who  
25. was recorded as Aye, has returned to the Floor. He will be re-  
26. turned to the roll call. Add Senator Philip back to the roll call.  
27. The Chair also notes the presence of Senator Vadalabene, who  
28. has returned to the Floor, and he will be added back to the roll  
29. call. I would point out to the membership, that that is a ruling  
30. that we have made in the past that when a verification is still open,  
31. you may be added if you, in fact, were recorded on the original  
32. roll call. On a verified roll call, there are 25 Ayes, 26 Nays.  
33. The motion to adopt Amendment No. 2 is lost. Further amendments?

1. SECRETARY:
2.       No further amendments.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4.       3rd reading. 1438, Senator...Senator Rock. 1440, Senator
5. Simms. Read the bill, Mr. Secretary, please.
6. SECRETARY:
7.       House Bill 1440.
8.               ( Secretary reads title of bill )
9.       2nd reading of the bill. No committee amendments.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11.       Are there amendments from the Floor?
12. SECRETARY:
13.       No Floor amendments.
14. PRESIDING OFFICER:(SENATOR BRUCE)
15.       3rd reading. House Bill 1445, Senator DeAngelis. Senator
16. DeAngelis. Read the bill, Mr. Secretary.
17. SECRETARY:
18.       House Bill 1445.
19.               ( Secretary reads title of bill )
20.       2nd reading of the bill. No committee amendments.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22.       Are there amendments from the Floor?
23. SECRETARY:
24.       No Floor amendments.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26.       3rd reading. House Bill 1447, Senator DeAngelis. Read the
27. bill, Mr. Secretary, please.
28. SECRETARY:
29.       House Bill 1447.
30.               ( Secretary reads title of bill )
31.       2nd reading of the bill. The Committee on Elementary and Second-
32. ary Education offers two amendments.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator DeAngelis, on Amendment No. 1.

2. SENATOR DeANGELIS:

3. Amendment No. 1 puts in the exception for school districts  
4. subject to thirteen...to Article XXXIV-A. Chicago cannot by  
5. law have an unbalanced budget for two years.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. All right, the motion is to adopt Amendment No. 1. Discussion  
8. of the motion? All in favor say Aye. Opposed Nay. The Ayes  
9. have it. Amendment No. 1 is adopted. Further committee amend-  
10. ments?

11. SECRETARY:

12. Committee Amendment No. 2.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator DeAngelis.

15. SENATOR DeANGELIS:

16. Committee Amendment No. 2 also provides for changes in  
17. accounting systems, statements of fares, audit reports, compliance  
18. questionnaire.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. The motion is to adopt Amendment No. 2. Discussion of the  
21. motion? All in favor say Aye. Opposed Nay. The Ayes have it.  
22. Amendment No. 2 is adopted. Further committee amendments?

23. SECRETARY:

24. No further committee amendments.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Are there amendments from the Floor?

27. SECRETARY:

28. Amendment No. 3 offered by Senator DeAngelis.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator DeAngelis.

31. SENATOR DeANGELIS:

32. Floor Amendment No....Amendment No. 3, which is a Floor  
33. amendment, puts back in the deletion that occurred in the bill

1. regarding the publishing of salaries paid to certificated and non-  
2. certificated personnel.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. The motion is to adopt. Discussion? Senator Berman.

5. SENATOR BERMAN:

6. Would the sponsor explain the amendment a little bit more?

7. I didn't hear it.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator DeAngelis.

10. SENATOR DeANGELIS:

11. Yes, in the original bill, we excluded salaries paid to  
12. certificated and non-certificated personnel in terms of publica-  
13. tion. And we're putting that back in again with Floor Amendment  
14. No. 1...Amendment No. 3, but Floor amendment.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Berman.

17. SENATOR BERMAN:

18. Why are we putting it back in?

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator DeAngelis. DeAngelis.

21. SENATOR DeANGELIS:-

22. Senator Berman, I did not mean to take it out in the first  
23. place.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Berman.

26. SENATOR BERMAN:

27. Well, I handled the bill in committee, I thought that was  
28. all the amendments that were going to be on it. Could you just  
29. hold this on 2nd until I have a chance to look at the amendment,  
30. I haven't seen it, and I'd like to be able to evaluate it. It  
31. may have merit but I can't tell.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator DeAngelis. Senator DeAngelis.

1. SENATOR DeANGELIS:

2. Well, Senator Berman, you did handle two bills for me in  
3. committee, but this was not one of them.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. Senator Berman.

6. SENATOR BERMAN:

7. Under this amendment, what are we going to have to do, publish  
8. what every person that...that's employed by the Chicago Board  
9. of Education gets paid, is that the purpose of the amendment?

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Senator DeAngelis.

12. SENATOR DeANGELIS:

13. I would think so, except that what we're doing, is allowing  
14. the practice that existed before to continue to exist.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Berman.

17. SENATOR DeANGELIS:

18. We're not increasing the practice.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Berman.

21. SENATOR BERMAN:

22. Well, I'm not...I'm not aware, where we publish for public  
23. knowledge the salaries of every employee of the Chicago Board  
24. of Education. That's...that's news to me. Could you educate  
25. me a little?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator DeAngelis.

28. SENATOR DeANGELIS:

29. Well, Senator Berman, I'm...I'm not aware of whether you do  
30. or you don't, what I'm saying is, that I am keeping in what already  
31. existed, and if you weren't doing it before, you won't have to  
32. do it now.

33. PRESIDING OFFICER: (SENATOR BRUCE)

H. B. 1451  
2nd reading

1. Further discussion? Senator Berman.

2. SENATOR BERMAN:

3. Well, if...with the commitment that if I look at it..if you'll  
4. bring it back, we can redebate it..let it go on and I'll take a  
5. look at it.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. All right, motion is to adopt. All in favor say Aye. Opposed  
8. Nay. The Ayes have it. Amendment No. 3 is adopted. Further  
9. amendments?

10. SECRETARY:

11. No further amendments.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. 3rd reading. 1449, Senator Newhouse. Read the bill, Mr.  
14. Secretary, please.

15. SECRETARY:

16. House Bill 1449.

17. ( Secretary reads title of bill )

18. 2nd reading of the bill. No committee amendments.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Are there amendments from the Floor?

21. SECRETARY:

22. No Floor amendments.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. 3rd reading. 1451, Senator DeAngelis. Read the bill, Mr.  
25. Secretary, please.

26. SECRETARY:

27. House Bill 1451.

28. ( Secretary reads title of bill )

29. 2nd reading of the bill. The Committee on Elementary and Secondary  
30. Education offers one amendment.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. Senator DeAngelis on Amendment No. 1.

33. SENATOR DeANGELIS:

1. Thank you, Mr. President, and members of the Senate. Committee  
2. Amendment No. 1 relates to the bill. The bill forces the segregation  
3. of accounts to the Chicago Board of Education. What  
4. this does, it allows the Chicago Board to use the interest earned  
5. on the capital project accounts for any lawful purpose.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. The motion is to adopt. All in favor say Aye. Opposed Nay.  
8. The Ayes have it. Amendment No. 1 is adopted. Further amendments?

9. SECRETARY:

10. No further committee amendments.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Are there amendments from the Floor?

13. SECRETARY:

14. No Floor amendments.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. 3rd reading. 1487, Senator Sangmeister. Read the bill,  
17. Mr. Secretary, please.

18. SECRETARY:

19. House Bill 1487.

20. ( Secretary reads title of bill )

21. 2nd reading of the bill. No committee amendments.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Are there amendments from the Floor?

24. SECRETARY:

25. Amendment No. 1 by Senator Sangmeister.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Sangmeister.

28. SENATOR SANGMEISTER:

29. Yes, Amendment No. 1 merely changes the effective date for  
30. the distribution of these funds, from August of '82 to...I mean  
31. July of '82, to January of 1983. That's Amendment No. 1.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. The motion is to adopt Amendment No. 1. Discussion of the

1. motion? All in favor say Aye. Opposed Nay. The Ayes have it.  
2. Amendment No. 1 is adopted. Further amendments?

3. SECRETARY:

4. Amendment No. 2 by Senator Bloom.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Bloom. Senator Sangmeister...no. Senator Bloom.

7. SENATOR BLOOM:

8. Thank you, Mr. President, and fellow Senators. This amendment  
9. was drawn up by the Bureau of the Budget. Now, I...I sponsored  
10. the legislation creating this program, and we had some concern  
11. that there ought to be some kind of a cap on it, otherwise it  
12. would get out of control. Senator Sangmeister has agreed to  
13. accept the amendment, and basically it's a proration amendment  
14. not unlike Section 18-8 of the School Code. I'd urge its adoption.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. The motion is to adopt Amendment No. 2. Discussion of the  
17. motion? All in favor say Aye. Opposed Nay. The Ayes have it.  
18. Amendment No. 2 is adopted. Further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. 3rd reading. 1503, Senator Bowers. Read the bill, Mr.  
23. Secretary, please.

24. SECRETARY:

25. House Bill 1503.

26. ( Secretary reads title of bill )

27. 2nd reading of the bill. No committee amendments.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Are there amendments from the Floor?

30. SECRETARY:

31. No Floor amendments.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. 3rd reading. 1505, Senator McMillan. 150...no. 1535,

1. Senator Egan. Read the bill, Mr. Secretary, please.

2. SECRETARY:

3. House Bill 1535.

4. ( Secretary reads title of bill )

5. 2nd reading of the bill. No committee amendments.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Are there amendments from the Floor?

8. SECRETARY:

9. No Floor amendments.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. 3rd reading. 1570, Senator Hall. Read the bill, Mr.  
12. Secretary, please.

13. SECRETARY:

14. House Bill 1570.

15. ( Secretary reads title of bill )

16. 2nd reading of the bill. No committee amendments.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Are there amendments from the Floor?

19. SECRETARY:

20. No Floor amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. 3rd reading. 1591, Senator Demuzio. Read the bill, Mr.  
23. Secretary, please.

24. SECRETARY:

25. House Bill 1591.

26. ( Secretary reads title of bill )

27. 2nd reading of the bill. No committee amendments.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Are there amendments from the Floor?

30. SECRETARY:

31. Amendment No. 1 offered by Senator Grotberg.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Grotberg, you have an amendment on 1591, Coal and

1. Energy Development Bond Act. Senator Demuzio is the sponsor.

2. SENATOR GROTEBERG:

3. Thank you, Mr. President. This is Amendment No. 1? This  
4. is an amendment to the Coal Development Bond Act, that describes  
5. alternative...development of alternative forms of energy. My  
6. personal interest is in the grantsmanship revolving around hydro-  
7. electric, this defines that plus some other things. I've agreed  
8. with the sponsor, and Senator Buzbee and Demuzio, it's an agreed  
9. amendment. I move the adoption.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. The motion is to adopt. Discussion? All in favor say Aye.  
12. Opposed Nay. The Ayes have it. Amendment No. 1 is adopted.  
13. Further amendments?

14. SECRETARY:

15. No further amendments.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. 3rd reading. 15...1608, Senator Nedza. 1609, Senator  
18. Marovitz. Read the bill, Mr. Secretary, please.

19. SECRETARY:

20. House Bill 1609.

21. ( Secretary reads title of bill )

22. 2nd reading of the bill. The Committee on Local Government offers  
23. one amendment.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. Senator Marovitz on Amendment No. 1.

26. SENATOR MAROVITZ:

27. Thank you, very much, Mr. President, and Ladies and Gentlemen  
28. of the Senate. Amendment No. 1...Committee Amendment No. 1 to  
29. House Bill 1609 brings this bill, which overhauls the filing fees  
30. for the courts in Cook County into compliance with other fee  
31. bills that we have passed, so that they will be all in compliance,  
32. and there will not be any discrepancies. I would ask adoption  
33. of Committee Amendment No. 1 to House Bill 1609.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The motion is to adopt. Discussion of the motion? All  
3. in favor say Aye. Opposed Nay. The Ayes have it. Amendment  
4. No. 1 is adopted. Further committee amendments?

5. SECRETARY:

6. No further committee amendments.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Are there amendments from the Floor?

9. SECRETARY:

10. Amendment No. 2 by Senator Marovitz.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Marovitz.

13. SENATOR MAROVITZ:

14. Thank you, very much, Mr. President, and Ladies and Gentlemen  
15. of the Senate. Amendment No. 2 is a technical amendment, only  
16. changing a reference to lines. I would ask for adoption of  
17. Amendment No. 2 to House Bill 1609.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. The motion is to adopt. All in favor say Aye. Opposed Nay...  
20. Senator Berning.

21. SENATOR BERNING:

22. Thank you, Mr. President. A question of the sponsor. Ac-  
23. cording to my notes, there was a technical error in Committee No...  
24. in Amendment No. 1, does Amendment No. 2 correct that, is that  
25. what you're doing?

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Marovitz.

28. SENATOR MAROVITZ:

29. That is correct. That is corrected by Amendment No. 2.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. All right, further discussion? On the motion to adopt, all  
32. in favor say Aye. Opposed Nay. The Ayes have it. Amendment No.  
33. 2 is adopted. Further amendments?

HB 1619  
2nd reading  
6-17-81

1. SECRETARY:

2. No further amendments.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. 3rd reading. 1614, Senator Gitz. Read the bill, Mr.  
5. Secretary, please. May we have some order, please. If we would  
6. take our conferences off the Floor. Mr. Secretary, please.

7. SECRETARY:

8. House Bill 1614.

9. ( Secretary reads title of bill )

10. 2nd reading of the bill. No committee amendments.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Are there amendments from the Floor?

13. SECRETARY:

14. No Floor amendments.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. 3rd reading. 1619, Senator Carroll. Read the bill, Mr.  
17. Secretary, please.

18. SECRETARY:

19. House Bill 1619.

20. ( Secretary reads title of bill )

21. 2nd reading of the bill. The Committee on Public Health, Welfare,  
22. and Corrections offers two amendments.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. All right, for what purpose does Senator Gitz arise, before  
25. we get to the amendment? Senator Gitz, did you have...

26. SENATOR GITZ:

27. Yes, I just wanted to indicate for the record, Mr. President,  
28. that 1614 may be subject to a call back for an amendment.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. All right. Senator Carroll on Amendment No. 1 to 1619.

31. SENATOR CARROLL:

32. Thank you, Mr. President, and Ladies and Gentlemen of the  
33. Senate. Amendment No. 1 is to clarify the intent of the bill, and

1. that is to provide a funding mechanism for these shelters for  
2. domestic violence, and that...the monies will be spent in the  
3. county where the shelter is. There's a second amendment to  
4. further clarify some other technical problems. I would move  
5. adoption of Amendment No. 1.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. The motion is to adopt Amendment No. 1. Discussion of the  
8. motion? All in favor say Aye. Opposed Nay. The Ayes have it.  
9. Amendment No. 1 is adopted. Further amendments?

10. SECRETARY:

11. Amendment...Committee Amendment No. 2.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Carroll.

14. SENATOR CARROLL:

15. Thank you, Mr. President, and Ladies and Gentlemen of the  
16. Senate. This is to state that the programs may be operated by  
17. either community based organizations or units of local government.  
18. I would move adoption of Amendment No. 2.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. The motion is to adopt. Discussion of the motion? All in  
21. favor say Aye. Opposed Nay. The Ayes have it. Amendment No. 2  
22. is adopted. Further committee amendments?

23. SECRETARY:

24. No further committee amendments.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Are there amendments from the Floor?

27. SECRETARY:

28. No Floor amendments.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. 3rd reading. 1620, Senator Schaffer. Senator Schaffer.  
31. 1632, Senator Maitland. Read the bill, Mr. Secretary, please.

32. SECRETARY:

33. House Bill 1632.

HB 1661  
and reading

1. ( Secretary reads title of bill )
2. 2nd reading of the bill. No committee amendments.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Are there amendments from the Floor?
5. SECRETARY:
6. Amendment No. 1 offered by Senator Maitland.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Senator Maitland on Amendment No. 1.
9. SENATOR MAITLAND:
10. Thank you, Mr. President. Amendment No. 1 simply is technical
11. in nature, in that the...the draft did not repeal the old Act,
12. and this...this amendment does repeal the old Act.
13. PRESIDING OFFICER: (SENATOR BRUCE)
14. The motion is to adopt Amendment No. 1. Discussion of the
15. motion? All in favor say Aye. Opposed Nay. The Ayes have it.
16. Amendment No. 1 is adopted. Further amendments?
17. SECRETARY:
18. No further amendments.
19. PRESIDING OFFICER: (SENATOR BRUCE)
20. 3rd reading. 1652, Senator Simms. Read the bill, Mr.
21. Secretary, please.
22. SECRETARY:
23. House Bill 1652.
24. ( Secretary reads title of bill )
25. 2nd reading of the bill. No committee amendments.
26. PRESIDING OFFICER: (SENATOR BRUCE)
27. Are there amendments from the Floor?
28. SECRETARY:
29. No Floor amendments.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. 3rd reading. House Bill 1661, Senator Newhouse. Senator
32. Newhouse. 1661. Read the bill, Mr. Secretary, please.
33. SECRETARY:

1. House Bill 1661.

2. ( Secretary reads title of bill )

3. 2nd reading of the bill. The Committee on Local Government offers  
4. one amendment.

5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Senator Newhouse to explain Amendment No. 1. Senator  
7. Newhouse moves the adoption of Amendment No. 1. Discussion of  
8. the motion? All in favor...there is a question, Senator. Do  
9. you want to take it out of the record? Whatever you want to  
10. do. All right, Senator Rock.

11. SENATOR ROCK:

12. Thank you, Mr. President. The only question I had was,  
13. if the amendment is identical or substantially identical to  
14. that which was offered to the Senate Bill?

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Senator Newhouse.

17. SENATOR NEWHOUSE:

18. Senator, the amendment that...that I understand has been  
19. offered has been cleared with the...with the City of...of...the  
20. authorities of the City of Park Forest. I'm not sure about  
21. Oak Park, and I'd be glad to discuss it with you.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Rock.

24. SENATOR ROCK:

25. Well, I...I don't purport to speak for the people in Park  
26. Forest, but if...my question again is, is the amendment the  
27. same or substantially identical to the one that was offered to  
28. the Senate Bill which you also sponsored?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Newhouse.

31. SENATOR NEWHOUSE:

32. Yes, it is.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Rock. Further discussion? Senator DeAngelis.

2. SENATOR DeANGELIS:

3. Senator Newhouse, I...I think I ought to clear the record  
4. for you. The amendment is not the same as the one that was on  
5. the Senate Bill. It was...the amendment is the one that is  
6. acceptable to Park Forest, and from what I understand...are we  
7. talking about the committee amendment now?

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Yes, it's Committee Amendment No. 1. Senator DeAngelis.

10. SENATOR DeANGELIS:

11. And it has been changed from the amendment that was on the  
12. Senate Bill that went out of here, that there was some confusion  
13. about.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator...further discussion of the motion? Senator  
16. Newhouse.

17. SENATOR NEWHOUSE:

18. Just to clear the record, Mr...Mr. President, and others.  
19. What we have tried to do, we have taken the amendments from the  
20. Real Estate Board, presumably having made the proper clearances.  
21. I'll either hold it, or do whatever you like to make...so that  
22. everyone will be clear on what's going on. I don't want...any-  
23. one to be unclear about what's happening.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. All right. The sponsor wishes to proceed, is there discussion  
26. of the motion? All in favor say Aye. Opposed Nay. The Ayes  
27. have it. Amendment No. 1 is adopted. Further amendments?

28. SECRETARY:

29. No further committee amendments.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Are there amendments from the Floor?

32. SECRETARY:

33. No Floor amendments.

HB 1789  
2nd Reading

- 1. PRESIDING OFFICER: (SENATOR BRUCE)
- 2. 3rd reading. 1682, Senator Maitland. Senator Maitland on
- 3. the Floor? Do you want to...read the bill, Mr. Secretary, please.
- 4. SECRETARY:
- 5. House Bill 1682.
- 6. ( Secretary reads title of bill )
- 7. 2nd reading of the bill. No committee amendments.
- 8. PRESIDING OFFICER: (SENATOR BRUCE)
- 9. Are there amendments from the Floor?
- 10. SECRETARY:
- 11. No Floor amendments.
- 12. PRESIDING OFFICER: (SENATOR BRUCE)
- 13. 3rd reading. 1789, Senator Newhouse. Senator, I couldn't
- 14. see your signal. Yes or no? Read the bill, Mr. Secretary, please.
- 15. SECRETARY:
- 16. House Bill 1789.
- 17. ( Secretary reads title of bill )
- 18. 2nd reading of the bill. The Committee on Public Health, Welfare,
- 19. and Corrections offers one amendment.
- 20. PRESIDING OFFICER: (SENATOR BRUCE)
- 21. Senator Newhouse on Amendment No. 1. Senator Newhouse moves
- 22. the adoption of Committee Amendment No. 1. Discussion of the
- 23. motion? All in favor say Aye. Opposed Nay. The Ayes have it.
- 24. Committee Amendment No. 1 is adopted. Are there further
- 25. committee amendments?
- 26. SECRETARY:
- 27. No further committee amendments.
- 28. PRESIDING OFFICER: (SENATOR BRUCE)
- 29. Are there amendments from the Floor?
- 30. SECRETARY:
- 31. Amendment No. 2 by Senator Nimrod.
- 32. PRESIDING OFFICER: (SENATOR BRUCE)
- 33. Senator Nimrod on Amendment No. 2.

HB 1797  
2nd Reading

1. SENATOR NIMROD:

2. Thank you, Mr. President. This amendment would provide  
3. that in the case where this particular bill would, in fact,  
4. require more than one member on an ambulance, and in fact, if  
5. that decreased a number of hours that the ambulance would function,  
6. then it would not prevail. But, this was cleared, and it was  
7. discussed with Senator Newhouse, and I think it's in conformity  
8. with most of them that had any concern about it. I don't know  
9. of any objection to it. And would ask for a favorable adoption  
10. of this amendment.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. The motion is to adopt. Is there discussion of the motion?  
13. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment  
14. No. 2 is adopted. Further committee...further Floor amendments?

15. SECRETARY:

16. No further amendments.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. 3rd reading. 1797, Senator Schaffer. Read the bill, Mr.  
19. Secretary, please.

20. SECRETARY:

21. House Bill 1797.

22. ( Secretary reads title of bill )

23. 2nd reading of the bill. The Committee on Executive offers  
24. one amendment.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Senator Schaffer on Amendment No. 1. Senator Schaffer  
27. moves the adoption of Committee Amendment No. 1. Is there  
28. discussion of the motion? All in favor say Aye. Opposed Nay.  
29. The Ayes have it. Committee Amendment No. 1 is adopted. Are  
30. there further committee amendments?

31. SECRETARY:

32. No further committee amendments.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Are there amendments from the Floor?

2. SECRETARY:

3. No Floor amendments.

4. PRESIDING OFFICER: (SENATOR BRUCE)

5. 3rd reading. 1838, Senator Keats. Read the bill, Mr.  
6. Secretary, please.

7. SECRETARY:

8. House Bill 1838.

9. ( Secretary reads title of bill )

10. 2nd reading of the bill. The Committee on Executive offers one  
11. amendment.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Keats on Committee Amendment No. 1.

14. SENATOR KEATS:

15. What committee amendment? There ain't no committee amendments.

16. SECRETARY:

17. It's on the bill.

18. SENATOR KEATS:

19. Could I please see it? I mean, I handled the bill in committee  
20. and I don't remember any committee amendment.

21. SECRETARY:

22. Demuzio's.

23. SENATOR KEATS:

24. Oh, yeah, it's nothing. Yeah, I would move that we...we  
25. do it. It changes a couple of words.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. The motion is to adopt Amendment No. 1. Is there discussion?  
28. All in favor say Aye. Opposed Nay. The Ayes have it. Amendment  
29. No. 1 is adopted. Further committee amendments?

30. SECRETARY:

31. No further committee amendments.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Are there amendments from the Floor?

1. SECRETARY:
2. No Floor amendments.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. 3rd reading. 1842, Senator Bowers. Read the bill, Mr.
5. Secretary, please.
6. SECRETARY:
7. House Bill 1842.
8. ( Secretary reads title of bill )
9. 2nd reading of the bill. No committee amendments.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. Are there amendments from the Floor?
12. SECRETARY:
13. Amendment No. 1 offered by Senator Nedza.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. Senator Nedza on Amendment No. 1.
16. SENATOR NEDZA:
17. Thank you, Mr. President, and members of the Senate. The
18. amendment makes no change from the existing law, but the amend-
19. ment does make explicit, the Comptroller's rol with regards to
20. delinquent filings of annual reports. I move its adoption.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. Motion to adopt. Discussion of the motion? All in favor
23. say Aye. Opposed Nay. The Ayes have it. Amendment No. 1 is
24. adopted. Further amendments?
25. SECRETARY:
26. No further amendments.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. 3rd reading. We will now return back to the beginning of
29. House Bills 2nd reading on page 27 of your Calendar. We will
30. go back to where we began this morning. On page 27 of your
31. Calendar, House Bills 2nd reading, is House Bill 46, Senator
32. Walsh. Read the bill, Mr. Secretary, please.
33. SECRETARY:

1. House Bill 46.
2. ( Secretary reads title of bill )
3. 2nd reading of the bill. No committee amendments.
4. PRESIDING OFFICER: (SENATOR BRUCE)
5. Are there amendments from the Floor?
6. SECRETARY:
7. Amendment No. 1 offered by Senator Walsh.
8. PRESIDING OFFICER: (SENATOR BRUCE)
9. Senator Walsh on Amendment No. 1.
10. SENATOR WALSH:
11. Mr. President, and members of the Senate. This amendment
12. was discussed in committee, and would provide that the...the
13. amount of fees that are ordered by the court could not be taken
14. out of the bond which was posted by a relative or other person
15. on behalf of the defendant. I move the adoption of Amendment
16. No. 1.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. The motion is to adopt Amendment No. 1. Discussion of the
19. motion? All in favor say Aye. Opposed Nay. The Ayes have it.
20. Amendment No. 1 is adopted. Are there further amendments?
21. SECRETARY:
22. Amendment No. 2 by Senator Etheredge.
23. PRESIDING OFFICER: (SENATOR BRUCE)
24. Senator Etheredge on Amendment No. 2.
25. SENATOR ETHEREDGE:
26. Mr. President, and Ladies and Gentlemen of the Senate.
27. Amendment...Amendment No. 2 would reduce the number of preemp-
28. tory challenges in jury selection in the case of...in the case
29. of felonies from ten to six, and in other instances from five
30. to three. If the amendment sounds familiar, it's because its
31. content is the same as Senate Bill 868 which passed out of the
32. Senate on the Agreed Bill List but was lost in the shuffle over
33. in the House.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there discussion? Is there discussion? Senator Walsh.

3. SENATOR WALSH:

4. Just to indicate, that for myself, and on behalf of Senator  
5. Weaver, we are in support of Amendment No. 2.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. The motion is to adopt. All in favor say Aye. Opposed Nay.  
8. The Ayes have it. Amendment No. 2 is adopted. Further amendments?

9. SECRETARY:

10. No further amendments.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. 3rd reading. House Bill 69, Senator Jerome Joyce. House  
13. Bill 76, Senator Nega. Senator Nega. House Bill 142, Senator  
14. Berman. House Bill 143, Senator Chew. Read the bill, Mr.  
15. Secretary, please. For what purpose does Senator Lemke arise?  
16. Senator Nega is the sponsor, Senator. Well, wait a minute.  
17. Senator Lemke, who is the sponsor of 76?

18. SENATOR LEMKE:

19. We substituted, I'm the sponsor.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. And Senator Nega, is that correct? Okay, all right, so  
22. why don't we...all right, is there leave to return to 76, the  
23. Chair was not aware of the switch, and Senator Nega didn't  
24. give me a sign. So, we'll...leave to go back to 76? 76, Mr.  
25. Secretary, please.

26. SECRETARY:

27. House Bill 76.

28. ( Secretary reads title of bill )

29. 2nd reading of the bill. No committee amendments.

30. PRESIDING OFFICER: (SENATOR BRUCE)

31. Are there amendments from the Floor?

32. SECRETARY:

33. No Floor amendments.

HB 143  
2nd Reading

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. 3rd reading. 143. Read the bill, Mr. Secretary, please.

3. SECRETARY:

4. House Bill 143.

5. ( Secretary reads title of bill )

6. 2nd reading of the bill. No committee amendments.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Are there amendments from the Floor?

9. SECRETARY:

10. Amendment No. 1 by Senator Carroll.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Carroll, you have an amendment to 143, driving under  
13. the influence.

14. SENATOR CARROLL:

15. Is this the...the per se. You want to hold this, or...

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Senator Chew.

18. SENATOR CHEW:

19. No, Senator, I know you talked to me about the amendment,  
20. you gave it to me in committee, and I asked that no amendment be  
21. accepted on the bill. I am...I was not aware that you were going  
22. to pursue this on the Floor.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Carroll.

25. SENATOR CARROLL:

26. Senator Chew, no, I think you will recall that we admitted in  
27. the committee that there was a mistake in the amendment, and it  
28. dealt with two parts. But then I talked to you about this amend-  
29. ment for the Floor which just deals with the per se portion, not  
30. with the two tests. And then you said it would be..that you, in fact,  
31. agreed with us, and that we would be offering this on the Floor.  
32. If...if you...if you...if the bill is on 2nd I'll proceed to  
33. explain the amendment. I don't think you had any problem with it.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Chew.

3. SENATOR CHEW:

4. Senator, I would have a problem with any amendment at this  
5. stage, because the Secretary of State does not want the bill amended,  
6. at all. The per se law, I subsequently found, that even the fifty-  
7. five mile an hour law, we abide by here, is also a per se law.  
8. And if you'd be kind enough not to pursue this amendment, I'd  
9. certainly appreciate it, and if you pursue it, and I certainly  
10. don't want to resist you, or your efforts because we work too  
11. closely together. But I would have to resist the amendment. If  
12. you would withdraw it, I'd certainly appreciate it.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Carroll.

15. SENATOR CARROLL:

16. No, Senator Chew, and if we are at odds, we are at odds, what-  
17. ever happens, happens. The Secretary of State, I'm sure, mis-  
18. informed you, or misinterpreted, there is a substantial difference,  
19. and that's why we suggested this in committee, and why I'm pur-  
20. suing it on the Floor. Let me explain the difference. The way  
21. this bill was drafted, were a piece of equipment, a piece of  
22. technical equipment, faulty or not, and even these can be faulty,  
23. were it to produce a number, that is a conclusive presumption,  
24. a conclusive presumption that can never be challenged. And that  
25. is a substantial change from existing law, and I think improper.  
26. There is no piece of scientific equipment that is that accurate  
27. all the time. And in the fifty-five speed limit or any other  
28. law, there is appropriately a presumption, but it is not conclu-  
29. sive. If a radar machine says that you are going over the posted  
30. speed limit, you have the right, and the courts have recognized  
31. that, to challenge the accuracy of the equipment. And on occasion  
32. when the equipment is even admitted faulty, then you are pre-  
33. sumed not to have speeded...to have sped, if, in fact, the equipment  
was faulty. That presumption, when a policeman gives you a

1. ticket for going over the speed limit, that is not a presumption  
2. of guilt. The policeman testifies based on the equipment, what  
3. the equipment said, and it's up to the trier of the facts to be-  
4. lieve the equipment or to believe the testimony and that you  
5. can challenge the equipment. The way this is now drafted, how-  
6. ever, says, no, once that machine has produced a reading, that's  
7. the end of the case, you can never challenge the reading, you  
8. can never challenge the operator, you can never challenge  
9. the machine. We didn't realize that in the other bill, because  
10. there's a second section that repeats some stuff, but at the very  
11. beginning of the bill, they create, in the very first section they  
12. refer to, the crime of having blown that number on a machine.  
13. And that makes it a conclusive presumption, we do...we do not do  
14. that in death penalty cases, in Class X cases, but here they're  
15. offering it for the first time in Illinois law as a conclusive  
16. presumption, not challengeable in these cases. I think that's  
17. the wrong way to go, I think we should have very strict penalties,  
18. I think we should have very severe enforcement. But there should  
19. always be the right to take a piece of scientific evidence and  
20. say it's faulty, and this amendment would allow for that...type  
21. of challenge.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Further discussion? Senator Coffey.

24. SENATOR COFFEY:

25. Mr. President, and members of the Senate. I think this  
26. amendment actually guts the bill, and makes the bill a nothing  
27. bill. And I would ask the Republican side of the aisle to  
28. oppose this amendment, and leave the bill in its present form,  
29. in a way that it will do the job, and...and take care of the  
30. DWI's like we intended for it to. And I'd ask for a No vote on  
31. this amendment.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Further discussion? Senator Rock.

1. SENATOR ROCK:

2. Thank you, Mr. President, and Ladies and Gentlemen of the  
3. Senate. I rise in support of the amendment, and I would point  
4. out to the members on this Chamber on either side of the aisle,  
5. that, I think, Senator Coffey has misrepresented what the  
6. fact is. What it says in Section 11-501 at page 13, it says  
7. driving while under the influence of alcohol, other drug or  
8. a combination thereof, and that's the heading of the section.  
9. The part that Senator Carroll is trying to delete would est-  
10. ablish conclusively, that the...if the alcohol concentration  
11. in such person's blood or breath is 0.10, or more, based on  
12. the definition of blood and breath units in Section 11-501  
13. that what...it's a substantial change in the current law. Right  
14. now there is a rebuttable presumption, and you are, as...in a...  
15. as a matter of fact innocent until proved guilty even if you  
16. blow the machine, but you have to overcome that presumption.  
17. Now, there are approximately eleven hundred Breathalyzer tests  
18. a month in the County of Cook, and to establish this as a  
19. conclusive presumption with no chance, I'm surprised the American  
20. Civil Liberties Union and Senator Netsch, and her friends aren't  
21. crying out for justice. This establishes conclusively that, if  
22. in fact, you blow the machine, as you are required to do under  
23. this bill, and it pops at .10 and over, you're...you're dead  
24. in the water, you have no defense. And I have seen in my limited  
25. experience as the chief prosecutor in the Chicago Traffic Court  
26. on behalf of the State's Attorney of Cook County, I have seen  
27. instances where either the machine didn't register correctly  
28. or there was, in fact, a very heavy reading on the Breathalyzer  
29. for some other...whether medical or chemical reason. This says  
30. you're presumed, you're conclusively presumed guilty. And I don't  
31. think even the Secretary of State, as much as this means to him,  
32. wanted to do that. I object, frankly, to the fact that these  
33. bills were not put in the Judiciary Committee and given the scrutiny

1. of those who understand the legal technicalities. But this  
2. is much, much more than a legal technicality, this says you  
3. have to blow the machine, if it comes up .10 or over, you are  
4. concluded to be guilty. And I think we ought to reject that.  
5. PRESIDING OFFICER: (SENATOR BRUCE)

6. Further discussion? Senator Bowers.

7. SENATOR BOWERS:

8. Excuse me, Mr. President. Senator Chew, would you have any  
9. objection to holding this for ten minutes. Our side of the aisle  
10. seems to have some disagreement as to whether or not this is a  
11. conclusive presumption. Quite frankly, if it is a conclusive  
12. presumption, I totally agree with Senator Carroll. I don't  
13. think we ought to write that into the law. We have some staff  
14. that indicates that they don't really see that it is a conclusive  
15. presumption, and frankly, we're not quite sure on this side of  
16. the aisle. And if you wouldn't mind holding it for ten minutes,  
17. I'm sure the Chair would give you leave to get back to it.  
18. That's my request.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Chew.

21. SENATOR CHEW:

22. Senator, I'll hold it for Carroll, myself, you, and anybody  
23. else, even Senator Rock, for us all to get together and work  
24. out whatever the problems are, and let's solve them. I have no  
25. problems with that.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Senator Chew, you want to take it out of the record for  
28. awhile?

29. SENATOR CHEW:

30. We can take it out of the record, and we can all get together  
31. as it has been suggested, and work out for the benefit of justice.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. All right, the sponsor has taken it out of the record. Is

1. there leave? Leave is granted. Take it out of the record.  
2. 161, Senator Nash. Read the bill, Mr. Secretary, please.

3. SECRETARY:

4. House Bill 161.

5. ( Secretary reads title of bill )

6. 2nd reading of the bill. No committee amendments.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Are there amendments from the Floor?

9. SECRETARY:

10. Amendment No. 1 by Senator Grotberg.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Senator Grotberg on Amendment No. 1.

13. SENATOR GROTEBERG:

14. Thank you, Mr. President, fellow Senators. Amendment No. 1,  
15. and we're now talking about the Commission on Health Assistance  
16. Programs, a commission that hasn't done anything, is not about  
17. to do anything, and still wants a hundred thousand dollars,  
18. the bill extends the reporting date for a year and the life  
19. of them. Mine puts it back so that it all drops dead as of...  
20. August 31st, 1981, giving them time to file the report, and  
21. quietly close the door. I move the adoption.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. The motion is to adopt Amendment No. 1. Discussion?

24. Senator Nash.

25. SENATOR NASH:

26. Mr. President, and Ladies and Gentlemen of the Senate. I  
27. rise in opposition to this amendment. The commission was organized  
28. December 1980, we've got to give them time to do the job that it  
29. wants to do, and it's not enough time, that's why we're asking  
30. for the extension to October 1, 1982.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. On the motion to adopt...Senator Rock.

33. SENATOR ROCK:

1. Well, my understanding is that the bill was put in to accom-  
2. plish or effect an extention. And Senator Grotberg's now pro-  
3. posed amendment, just nullifies even the existence for the bill.  
4. My question to you, Sir, is what...what's the matter with this  
5. commission? We have so many others, what's the matter with this  
6. one?

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Senator Grotberg.

9. SENATOR GROTBORG:

10. I've tried on several, Mr. President. Some of our commissions  
11. need some sunset, and this is one of the commissions that I feel  
12. has outlived its usefulness the day it was created, and would  
13. seek the support of the Body in helping me understand...that.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? The motion is to adopt. All in favor  
16. say Aye. Opposed Nay. The opinion of the Chair, the Nays have  
17. it. The amendment is lost. Further amendments?

18. SECRETARY:

19. Amendment No. 2 by Senator Nash.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Nash.

22. SENATOR NASH:

23. Mr. President, and Ladies and Gentlemen of the Senate. Amend-  
24. ment No. 2 changes the composition of the Special Events Commission  
25. to make it equal representation between the two political parties.  
26. Presently the commission is made up of three members from the  
27. majority party in the Senate, and three from the majority party in  
28. the House, and two from the minority party from each House. What  
29. it does, it changes it to make it three from each political party  
30. appointed by the President of the Senate, the Minority Leader,  
31. and the Speaker, and the Minority Leader of the House. And four  
32. public members appointed, one by each legislative leader, and four  
33. by the Governor. I move for its adoption.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. The motion is to adopt. Discussion? Discussion? Senator  
3. Netsch.

4. SENATOR NETSCH:

5. Thank you. Before we increase the size of the commission, I  
6. thought...I was trying to listen to that earlier discussion, but  
7. I'm still not clear in my own mind what this commission does. I  
8. swear I've never heard of it before.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Nash.

11. SENATOR NASH:

12. Senator Netsch, it's the Special Events Commission, it does  
13. not increase the size of the commission, it has no appropriation,  
14. it's a legislative commission. It was created in 1969, all  
15. we're doing is making equal numbers of member from each side  
16. of the aisle, which it doesn't have equal representation.

17. SENATOR NETSCH:

18. What...what does it do?

19. SENATOR NASH:

20. It...it...

21. SENATOR NETSCH:

22. That it needs to be so bi-partisan.

23. SENATOR NASH:

24. It deals with special events in the State of Illinois.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. Further discussion? Senator Netsch.

27. SENATOR NETSCH:

28. You mean like my birthday, or something of that sort?

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. Senator Nash.

31. SENATOR NASH:

32. If that's a special event, then this commission would deal  
33. with it.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Netsch. Any further discussion? Senator Keats.

3. SENATOR KEATS:

4. I just rise to basically second what Senator Netsch is saying.  
5. I'm a member of this commission, and you want to know...you guys  
6. may think the commission is worthless, but you don't know it, I'm  
7. on the commission, and I know it's worthless. I'm mean, I cannot  
8. figure out...and nothing personal to the sponsor, but we ought to  
9. just abolish these stupid things. I'm on this commission, they  
10. do nothing of value whatsoever, why fool with the membership, let's  
11. just get rid of it.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Senator Bowers.

14. SENATOR BOWERS:

15. Yes, in my freshman year down here, I was on that commission,  
16. and let me tell you about the first meeting. We had a hundred  
17. and fifty thousand dollars left over, and we had a staff and we  
18. had all these...all these expenses, and we were going to live  
19. off the interest. And I figured it up, and said, gee, the interest  
20. is going to be twelve thousand dollars, you're spending about  
21. fourteen on staff and so what are you going to spend for the  
22. benefit? One of them leaned back and said you're going to be a  
23. good member of this commission, Frankly, I agree with Senator  
24. Keats, there is no reason in the world for this commission to  
25. continue, it's a leftover from the...from the Bicentennial or  
26. the Centennial celebration, and I think we ought to abolish it.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Senator Nash may close.

29. SENATOR NASH:

30. Mr. President, and Ladies and Gentlemen of the Senate...

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. I'm sorry, Senator...Senator Nash hold it. Senator Grotberg.

33. SENATOR GROTBORG:

1. Thank you, Mr. President. I want to come to Senator Nash's  
2. rescue now, because us old show business people, Senator Nash and  
3. I, have something in common on this commission, which is about  
4. to be activated. Nobody knows better than the Governor of Illinois,  
5. that this has been a nothing commission, but he's about to activate  
6. it, and go full bore to bring the arts...and...and...enhance the  
7. lives of...of Illinois people with this...Events Commission and  
8. do a much better job, that was his personal commitment to me, I  
9. stand here representing our distinguished Governor, and his  
10. commitment to resurrect this thing from the ashes, to make a full  
11. bore process out of it, and do something. Otherwise, he'll be  
12. the first one to say too...but I think he just discovered the  
13. commission, I really do, and we got a lot more to show him. But  
14. this...this one that Jim Thompson is for, if that helps it or  
15. ...or I don't know. But let's try to get this one extended, and  
16. do the best we can, because that's his personal commitment to  
17. me on this commission.

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Further discussion? Senator Nash may close. Oh, Senator Collins.

20. SENATOR COLLINS:

21. Yes, a question of the sponsor, please?

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Indicates he will yield.

24. SENATOR COLLINS:

25. You said that there were no appropriations involved with this  
26. commission, at all? It operates without money?

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Nash. Senator Nash.

29. SENATOR NASH:

30. Senator Collins, the commission, like it was stated earlier,  
31. hasn't had a meeting in the past two years. It does not extend  
32. the date of the commission. We're trying to revive the commission,  
33. all we're doing is changing the composition of the commission with

1. this amendment.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. Senator Collins.

4. SENATOR COLLINS:

5. You still didn't answer my question. Will there be an ap-  
6. propriation for this commission, because most legislative commissions  
7. operates with some kind of budget?

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator...Senator Nash.

10. SENATOR NASH:

11. Well, if we can put it on one of the Christmas Trees, it  
12. will probably be a small appropriation, because as of right now,  
13. there is no appropriations.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Further discussion? Senator Collins.

16. SENATOR COLLINS:

17. Yes, Senator Grotberg came to his defense and said this was  
18. something that the Governor wanted, and he...he made reference to  
19. him being a old show guy, and I just wanted to know was this commission  
20. being reactivated to put on shows for the Governor, or what? I  
21. think we have a lot of shows already going on free, and we don't  
22. need anymore shows, I don't think, Senator Grotberg. And unless  
23. you can tell me whether or not there is an appropriation, and what  
24. is the Governor's intentions for this commission, I say...I join  
25. with those who say we should just wipe it out.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Further discussion? Senator Keats.

28. SENATOR KEATS:

29. I...I apologize for rising a second time, but Senator Collins  
30. you just hit it, I just remembered. This is the one that they're  
31. going to tack on the appropriation for the trip to Europe and  
32. the trip to California. Perhaps Senator Nash could explain it,  
33. this is the rumor going around about that California trip and the

1. ...the Europe trip, talking about movies or something like that.  
2. This is the pork barrel one on it, it just finally hit me, Senator  
3. Collins hit it right on the head, there's no appropriation today,  
4. but boy there's going to be a lu lu coming through shortly.  
5. So, I would be very careful and get this one killed while we  
6. can.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion? Senator Bowers.

9. SENATOR BOWERS:

10. Well, I just wanted to alert Senator Collins to the fact  
11. that, at least, when I was on the commission they had a hundred  
12. and fifty thousand dollars left over from...from the Centennial  
13. celebration, and they were going to live on the interest on a  
14. hundred and fifty thousand dollars. Now, I...I totally agree  
15. with what's been said here, that it's not going to be able to  
16. live on the interest of a hundred and fifty thousand dollars, if  
17. it does anything, because it carries a considerable overhead  
18. with staff and the whole thing. Now, I suspect there will be  
19. an appropriation come through. Incidentally, when I went on that  
20. commission, the chairman had just resigned, apparently he was  
21. a pretty good chairman, and said the commission ought to go out  
22. of business. And he resigned because there was nothing to do.  
23. And I...I've got to tell you, that there...this commission has  
24. nothing to do that the...that the Governor doesn't have fifteen  
25. different staff people already doing, and wereally ought to do  
26. away with the commission.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Further discussion? Further discussion? Senator Nash may  
29. close on Amendment No. 2.

30. SENATOR NASH:

31. Mr. President, and Ladies and Gentlemen of the Senate. The  
32. hundred and fifty thousand, Senator Bowers is referring to was  
33. returned to General Revenue Fund. This commission, right now, has

1. no appropriations. All this amendment does, is change the composi-  
2. tion...of the commission, the commission is going to still go on  
3. whether this amendment goes on or not. All it does, is change the  
4. composition of the commission to have three members from each side of  
5. the aisle from the House, three from the Democrats, three from the  
6. Republicans in the House, and three from the Democrats and three  
7. from the Republicans in the Senate. I move for the adoption of Amend-  
8. ment No. 2.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The motion is to adopt Amendment No. 2. All in favor say Aye.  
11. Opposed Nay. Senator Nash requests a roll call. Those in favor  
12. will vote Aye. Those opposed will vote Nay. The voting is open.  
13. Have all voted who wish? Have all voted who wish? Have all  
14. voted who wish? Take the record. On that question, the Ayes  
15. are 29, the Nays are 23, none Voting Presnet. Amendment No. 2  
16. to House Bill 161 is adopted. Further amendments?

17. SECRETARY:

18. Amendment No. 3 by Senator Gitz.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Gitz.

21. SENATOR GITZ:

22. Mr. President, these provisions were added into House Bill  
23. 980, so I withdraw this amendment, and the subsequent amendment.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. The motion is to adopt Amendment No. 3. ...Senator Gitz  
26. withdraws the amendment. Further amendments?

27. SECRETARY:

28. No further amendments.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. 3rd reading. 183, Senator Collins. Read the bill, Mr.  
31. Secretary, please.

32. (END OF REEL)

33.

1. I'm sorry...I am told that they've worked out the problems  
2. with 143. We'll get back to you, Senator Collins in just  
3. a second. And...they had leave to get back to that. Is there leave  
4. to return to 143? Leave is granted. Read the bill, Mr.  
5. Secretary, please.

6. SECRETARY:

7. House Bill 143.

8. (Secretary reads title of bill)

9. 2nd reading of the bill. No committee amendments.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. Are there amendments from the Floor?

12. SECRETARY:

13. Amendment No. 1 offered by Senator Carroll.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. Senator Carroll on Amendment No. 1 to 143.

16. SENATOR CARROLL:

17. Thank you, Mr. President. As we said before, this takes  
18. out the per se or conclusive presumption which would have  
19. been a separate offense from driving under the influence of  
20. alcohol. There would have been two offenses, driving under  
21. the influence of alcohol or having blown 1-0 on the test.  
22. We've taken out the blown 1-0 on the test so that it will  
23. be a driving under the influence of alcohol which can be  
24. provable by having blown 1-0 on the test which makes it  
25. a normal presumption and thereby rebuttable. I would  
26. move adoption of Amendment No. 1.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. The motion is to adopt. All in favor say Aye. Opposed Nay.  
29. The Ayes have it. Amendment No. 1 is adopted. Further  
30. amendments?

31. SECRETARY:

32. No further amendments.

33. PRESIDING OFFICER: (SENATOR BRUCE)

HB 143  
2nd Reading

1. 3rd reading. 183, read the bill, Mr. Secretary, please.
2. SECRETARY:
3. House Bill 183.
4. (Secretary reads title of bill)
5. 2nd reading of the bill. No committee amendments.
6. PRESIDING OFFICER: (SENATOR BRUCE)
7. Are there amendments from the Floor?
8. SECRETARY:
9. No Floor amendments.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. 3rd reading. 245, Senator Degnan. Senator Degnan.
12. Read the bill, Mr. Secretary, please.
13. SECRETARY:
14. House Bill 245.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. No committee amendments.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Are there amendments from the Floor?
19. SECRETARY:
20. No Floor amendments.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. 3rd reading. 257, Senator Egan. Senator Egan. House
23. Bill...House Bill 257. State Mandates Act. Read the bill,
24. Mr. Secretary, please.
25. SECRETARY:
26. House Bill 257.
27. (Secretary reads title of bill)
28. 2nd reading of the bill. No committee amendments.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Are there amendments from the Floor?
31. SECRETARY:
32. No Floor amendments.
33. PRESIDING OFFICER: (SENATOR BRUCE)

1. 3rd reading. 2...House Bill 260, Senator Jerome Joyce.
2. Read the bill, Mr. Secretary, please.
3. SECRETARY:
4. House Bill 260.
5. (Secretary reads title of bill)
6. 2nd reading of the bill. No committee amendments.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. Are there amendments from the Floor?
9. SECRETARY:
10. No Floor amendments.
11. PRESIDING OFFICER: (SENATOR BRUCE)
12. 3rd reading. House Bill 270, Senator Berman. Is there
13. leave for Senator Rock to handle 289? Leave is granted.
14. House Bill 289, Mr. Secretary.
15. SECRETARY:
16. House Bill 289.
17. (Secretary reads title of bill)
18. 2nd reading of the bill. The Committee on Insurance offers
19. one amendment.
20. PRESIDING OFFICER: (SENATOR BRUCE)
21. Senator Rock on Amendment No. 1.
22. SENATOR ROCK:
23. Yes, thank you, Mr. President and Ladies and Gentlemen of
24. the Senate. Amendment No. 1 was offered, I'm told, in committee
25. by Senator DeAngelis and it would limit the number of employees
26. retiring early under this section to any number at the...at
27. the option of the employer and the right to participate shall
28. be allocated on the basis of seniority. I understand the
29. amendment is a good one and I would move its adoption.
30. PRESIDING OFFICER: (SENATOR BRUCE)
31. The motion is to adopt. Discussion? All in favor say
32. Aye. Opposed Nay. The Ayes have it, Amendment No. 1 is
33. adopted. Further committee amendments?

1. SECRETARY:
2. No further committee amendments.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Are there amendments from the Floor?
5. SECRETARY:
6. No Floor amendments.
7. PRESIDING OFFICER: (SENATOR BRUCE)
8. 3rd reading. House Bill 291, Senator Marovitz. Nope.
9. For what purpose does Senator Berning arise? Senator Berning
10. we will return to 289 if you have an amendment, if that's
11. your question. ...335, Senator Lemke. Read the bill, Mr.
12. Secretary, please.
13. SECRETARY:
14. House Bill 335.
15. (Secretary reads title of bill)
16. 2nd reading of the bill. No committee amendments.
17. PRESIDING OFFICER: (SENATOR BRUCE)
18. Are there amendments from the Floor?
19. SECRETARY:
20. No Floor amendments.
21. PRESIDING OFFICER: (SENATOR BRUCE)
22. 3rd reading. 346, read the bill, Mr. Secretary, please.
23. SECRETARY:
24. House Bill 346.
25. (Secretary reads title of bill)
26. 2nd reading of the bill. No committee amendments.
27. PRESIDING OFFICER: (SENATOR BRUCE)
28. Are there amendments from the Floor?
29. SECRETARY:
30. No Floor amendments.
31. PRESIDING OFFICER: (SENATOR BRUCE)
32. 3rd reading. 349, Senator Egan. Senator Egan on the
33. Floor? 394, Senator Hall. Read the bill, Mr. Secretary, please.

1. SECRETARY:

2. House Bill 394.

3. (Secretary reads title of bill)

4. 2nd reading of the bill. The Committee on Transportation

5. offers one amendment.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Senator Hall.

8. SENATOR HALL:

9. I...I have agreed to hold that bill until we get an  
10. amendment worked out with Senator Davidson and Senator Vadalabene.

11. PRESIDING OFFICER: (SENATOR BRUCE)

12. Is there leave to take it out of the record? Leave  
13. is granted. 405, Senator Sangmeister. ...Your hunting, fishing,  
14. trapping. All right. Read the bill, Mr. Secretary, please.

15. SECRETARY:

16. House Bill 405.

17. (Secretary reads title of bill)

18. 2nd reading of the bill. The Committee on Agriculture offers  
19. two amendments.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Sangmeister on Committee Amendment No. 1.

22. SENATOR SANGMEISTER:

23. Mr. President and members of the Senate. We're going  
24. to have to Table...Committee Amendment No. 1 in order to get  
25. the following amendments in their proper order. This is all  
26. with committee approval. So, I would first move that Committee  
27. Amendment No. 1 be Tabled.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. The motion is to Table Committee Amendment No. 1. Is  
30. there discussion of the motion to Table? All in favor will  
31. say Aye. Opposed Nay. The Ayes have it. Amendment No. 1  
32. is Tabled. Committee Amendment No. 2, Senator Sangmeister.

33. SENATOR SANGMEISTER:

1. All right. So that we got this straight...Mr. Secretary, I...  
2. the committee amendment...no this is...is this the...still committee  
3. amendment? All right, number, I got this as number two now,  
4. is that correct? And it's the one that ends up with LRB...PLTCAM.  
5. All right. This amendment, Mr. President and members of the  
6. Senate, extends the right of the Department of Conservation  
7. to lease concessions from present ten years to twenty-five years.  
8. Move for its adoption.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The motion is to adopt Amendment No. 2. Discussion of the  
11. motion? All in favor say Aye. Opposed Nay. The Ayes have it,  
12. Amendment No. 2 is adopted. Further committee amendments?

13. SECRETARY:

14. No further committee amendments.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Are there amendments from the Floor?

17. SECRETARY:

18. Amendment No. 3 by Senator Sangmeister.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Sangmeister.

21. SENATOR SANGMEISTER:

22. All right, after much discussion in...in committee, there  
23. is another amendment that will follow. This one amends the  
24. ...amends the Fish Code and I'm not going to sit here and tell  
25. you everything that we're putting into the Fish Code, but anyway  
26. this was worked out in committee after much discussion and I  
27. believe that everybody is in agreement as to what we're doing  
28. here. If you have any personal inquiries, why you can come  
29. over and look at what we're doing to the Fish Code, meanwhile  
30. I move we adopt this amendment to the Fish Code.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. The motion is to adopt Amendment No. 3. Discussion of  
33. the motion? All in favor say Aye. Opposed Nay. The Ayes  
34. have it. Amendment No.3 is adopted. Further Floor amendments?

1. SECRETARY:

2. Amendment No. 4 by Senator Sangmeister.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Sangmeister.

5. SENATOR SANGMEISTER:

6. All right, now Amendment No. 4 to House Bill 405 is an  
7. amendment to the Wildlife Code. Also, much discussion in  
8. the Agriculture Committee about this and I think we have now  
9. made all the amendments that the...committee requested and  
10. that is also in order. So I would now move the...adoption  
11. of Floor Amendment No. 4 to House Bill 405, which amends the  
12. Wildlife Code.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. The motion is to adopt Amendment No. 4. Discussion?  
15. Senator Hall.

16. SENATOR HALL:

17. Will the sponsor yield for a question?

18. PRESIDING OFFICER: (SENATOR BRUCE)

19. Indicates he will yield. Senator Hall.

20. SENATOR HALL:

21. Senator I...I read somewhere...where that there was...they were  
22. increasing the...the price of fishing licenses. Is it in here?

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Senator Sangmeister.

25. SENATOR SANGMEISTER:

26. I have been advised by staff that it is not in here.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. All right. Further discussion? The motion is to adopt.  
29. All in favor say Aye. Opposed Nay. The Ayes have it, Amendment  
30. No. 4 is adopted. Further amendments?

31. SECRETARY:

32. No further amendments. No, I'm sorry, Mr. President.  
33. Amendment No. 5 by Senator Gitz.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Gitz on Amendment No. 5.

3. SENATOR GITZ:

4. Thank you, Mr. President and members of the Senate. One  
5. of the provisions in this bill relates to long-term leases  
6. and concessions. And in committee there was agreement from  
7. the department that there ought to be some escalator clause  
8. in it. So this amendment, Amendment No. 5 has been worked  
9. out in conjunction with the sponsor and the department which  
10. states as follows, "all concession leases executed after  
11. January 1st, 1982, extending for a period in excess of  
12. ten years will contain provisions for the department to  
13. participate in a percentage basis in revenues generated  
14. by any concession operation." I move for its adoption.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. The motion is to adopt Amendment No. 5. On the motion  
17. to adopt, all in favor say Aye. Opposed Nay. The Ayes have  
18. it, Amendment No. 5 is adopted. Further amendments?

19. SECRETARY:

20. No further amendments.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. 3rd reading. 1419, Senator Sangmeister. Read the bill,  
23. Mr. Secretary, please. 419.

24. SECRETARY:

25. House Bill 419.

26. (Secretary reads title of bill)

27. 2nd reading of the bill. No committee amendments.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. Are there amendments from the Floor?

30. SECRETARY:

31. Amendment No. 1 by Senator Berman.

32. PRESIDING OFFICER: (SENATOR BRUCE)

33. Senator Berman, you have an amendment?

SB 419  
2nd Reading

1. SENATOR BERMAN:

2. Yes, Sir, Mr. President. This amendment...strikes language  
3. that would have made it retrospective as to the abolition of  
4. cumulative voting rights prior to the enactment of this bill.  
5. I move the adoption of Amendment No. 1.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. The motion is to adopt Amendment No. 1. Discussion? All  
8. in favor say Aye. Opposed Nay. The Ayes have it, Amendment  
9. No. 1 is adopted. Further committee amendments? Further amend-  
10. ments?

11. SECRETARY:

12. Amendment No. 2 by Senator Berman.

13. PRESIDING OFFICER: (SENATOR BRUCE)

14. Senator Berman.

15. SENATOR BERMAN:

16. I thought that was what I had just explained.

17. SECRETARY:

18. No further amendments.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Senator Berman, there was some...you filed the amendment twice.  
21. We're just going to withdraw it, there is no Amendment No. 2.  
22. Further amendments?

23. SECRETARY:

24. No further amendments.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. 3rd reading. House Bill 487, Senator Buzbee. 497, Senator  
27. Berman. Read the bill, Mr. Secretary, please.

28. SECRETARY:

29. House Bill 497.

30. (Secretary reads title of bill)

31. 2nd reading of the bill. The Committee on Elementary and  
32. Secondary Education offers one amendment.

33. PRESIDING OFFICER: (SENATOR BRUCE)

1. Senator Berman.

2. SENATOR BERMAN:

3. Thank you. This committee amendment adopted the...put  
4. the bill in the shape that it was as it...was introduced in  
5. the House. I move the adoption of Committee Amendment No. 1.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. The motion is to adopt. All in favor say Aye. Opposed  
8. Nay. The Ayes have it, Amendment No. 1 is adopted. Further  
9. amendments?

10. SECRETARY:

11. No further committee amendments.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Are there amendments from the Floor?

14. SECRETARY:

15. No Floor amendments.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. 3rd reading. For what purpose does Senator Berman arise?

18. SENATOR BERMAN:

19. Could we go back to 419? There were two...two different  
20. amendments...and it should not have been moved to 3rd without  
21. considering the...Amendment 2, which was a Floor amendment.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. All right. There's...is there leave to return to 419?

24. Leave is granted. Senator Berman moves to...to...Senator  
25. Berman, we'd like to just leave it on 3rd reading if we could  
26. and put it on a recall list. Perhaps that would give us...there's  
27. a...there's a good deal of confusion...I'm afraid we may confuse  
28. the matter more, if that's with your consent. Senator Berman.

29. SENATOR BERMAN:

30. That's fine with me.

31. PRESIDING OFFICER: (SENATOR BRUCE)

32. All right. We'll put it on the recall list. 520, Senator...  
33. Dawson. Senator Dawson on the Floor? House Bill 541, Senator

HB 567  
Amendment

1. Lemke. House Bill 542, Senator Lemke. 546, Senator Egan. 566,  
2. Senator Berman. 567, Senator D'Arco. Read the bill, Mr. Secretary,  
3. please.

4. SECRETARY:

5. House Bill 567.

6. (Secretary reads title of bill)

7. 2nd reading of the bill. The Committee on Insurance offers one  
8. amendment.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. ...Committee Amendment No. 1, Senator...Senator D'Arco.

11. SENATOR D'ARCO:

12. Thank you, Mr. President. Committee Amendment No. 1...Bob,  
13. you have a Committee Amendment No. 1? I don't have it. Committee  
14. Amendment...oh, Committee Amendment No. 1 amends the premium  
15. finance section of the Insurance Code to provide that any  
16. commissions do, under certain circumstances, would not have to  
17. comply with the act. And I would move adoption of Committee  
18. Amendment No. 1 to 567.

19. PRESIDING OFFICER: (SENATOR SAVICKAS)

20. Is there any discussion? If not, Senator D'Arco moves  
21. the adoption of Amendment No. 1 to House Bill 567. Those  
22. in favor indicate by saying Aye. Those opposed. The Ayes have  
23. it, Amendment No. 1 is adopted. Any further committee amendments?

24. SECRETARY:

25. No further committee amendments.

26. PRESIDING OFFICER: (SENATOR SAVICKAS)

27. Any amendments from the Floor?

28. SECRETARY:

29. No Floor amendments.

30. PRESIDING OFFICER: (SENATOR SAVICKAS)

31. ...Senator Berman.

32. SENATOR BERMAN:

33. There was a Floor amendment...on 567.

HB 520  
2nd Reading

1. SECRETARY:
2. Amendment...Amendment No. 2 offered by Senator Berman.
3. PRESIDING OFFICER: (SENATOR BRUCE)
4. Senator Berman.
5. SENATOR BERMAN:
6. Thank you, Mr. President. Amendment No. 2 requires a
7. good faith negotiations on uninsured motorists claim before
8. requiring the filing of suit. Move the adoption of Amendment
9. No. 2.
10. PRESIDING OFFICER: (SENATOR BRUCE)
11. The motion isto adopt Amendment No. 2. Discussion of the
12. motion? All in favor say Aye. Opposed Nay. The Ayes have it,
13. Amendment No. 2 is adopted. Further...further amendments?
14. SECRETARY:
15. No further amendments.
16. PRESIDING OFFICER: (SENATOR BRUCE)
17. 3rd reading. Senator Dawson was...caught on the elevator
18. bringing down his file on 520. Is there leave to return to 520?
19. Leave is granted. House Bill 520. Mr. Secretary, read the bill,
20. please.
21. SECRETARY:
22. House Bill 520.
23. (Secretary reads title of bill)
24. 2nd reading of the bill. No committee amendments.
25. PRESIDING OFFICER: (SENATOR BRUCE)
26. Any amendments from the Floor?
27. SECRETARY:
28. Amendment No. 1 by Senator Gitz.
29. PRESIDING OFFICER: (SENATOR BRUCE)
30. Senator Gitz on the Floor? Senator Gitz. You have an amend-
31. ment, Senator on a barge fleeting area bill. Senator Gitz, we're
32. ...we're bringing you one, right here.
33. SENATOR GITZ:

1. My apologies, Mr. President. This amendment, which is offered  
2. at the request of the Department of Transportation would amend the  
3. bill and say contrary... barge fleeting areas established prior to  
4. January 1st, 1980, without a department permit, shall be exempt  
5. from the requirement of department rules to deal with the impacts  
6. of barge fleeting areas and natural conditions of public water,  
7. if an application for a permit for the barge fleeting area is submitted  
8. to the department prior to July 1st, 1982.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. The motion is to adopt. Discussion of the motion. Senator  
11. Dawson.

12. SENATOR DAWSON:

13. Mr. President and Ladies and Gentlemen of the Senate. I  
14. oppose Amendment No. 1 and I ask that it do not be adopted.

15. PRESIDING OFFICER: (SENATOR BRUCE)

16. Further discussion? Senator Sommer.

17. SENATOR SOMMER:

18. Mr. President and members, I also oppose the amendment.  
19. Perhaps it would be instructive to understand the genesis of  
20. the bill. There are those who object to certain barge fleeting  
21. areas, particularly in southern Illinois. Those people apparently  
22. went to the Department of Transportation and asked them to engage  
23. in some regulation of barge fleeting, which is like railroad  
24. marshalling, it's a place where you... you place the barges together  
25. to build the strings to go to New Orleans and Chicago. And the  
26. owners of these operations have little tugboats and they run  
27. around and put a barge here and a barge there, it's very much  
28. like a railroad yard. And there... there's... there was a request  
29. from the... by the Department of... or to the Department of Transportation  
30. to regulate... this function. The Department of Transportation then  
31. issued some tentative rules which I think, and I've seen them, went  
32. way beyond the regulation of... of how you park the barges on... on  
33. the banks or how you fleet them. They... they got into an area  
34. which is really now governed by the United States Coast Guard in

1. relation to...to the conduct of...of operating barges and particularly  
2. barge fleetings. I...I represent as much waterway as anybody in  
3. the State, over a hundred miles on the Illinois River with  
4. numerous barge fleeters and...and we don't wish...mine may not  
5. leave, but I'll tell you the ones on the Mississippi River and  
6. any one of them...who can get out, will get out and some of mine  
7. will get out. We will lose an industry in the event that the  
8. Department of Transportation...overregulates...this area, and they...  
9. they have indicated the desire to overregulate. Now, there may  
10. be no objections to...to decent regulations and...and...the  
11. movement of this bill may cause a situation in which we can  
12. obtain some decent regulations that won't overregulate an industry  
13. and drive it out. And therefore I oppose the amendment, so  
14. this time, hoping that we can, before the Session is over,  
15. work out an agreement with everybody to...as to how we should  
16. proceed on this matter.

17. PRESIDING OFFICER: (SENATOR BRUCE)

18. Further discussion, Senator Coffey.

19. SENATOR COFFEY:

20. Yes, Mr. President, I have a question of the sponsor of  
21. the amendment.

22. PRESIDING OFFICER: (SENATOR BRUCE)

23. Senator Coffey.

24. SENATOR COFFEY:

25. Yes, would you explain that amendment again, Senator Gitz,  
26. please.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Gitz.

29. SENATOR COFFEY:

30. I'm sorry, I didn't get...

31. SENATOR GITZ:

32. Thank you, Senator Coffey. I think it would be helpful  
33. to clarify the amendment and at the proper time, Mr. President,

1. I want to address some remarks, particularly to Senator Sommers.  
2. This amendment would return the permit issuing process to IDOT,  
3. but it allows existing barge operators, who were in business,  
4. without permits, to continue in operation. And it would allow  
5. those fleeting operations that were in business on January 1st,  
6. 1980, without permits to continue if they...completed a permit  
7. application and returned it to IDOT by July 1st, 1982.

8. So basically, all those folks, which everybody contends they are  
9. worried about and the status quo would be taken care of. And, if  
10. I may also add, kind of parenthetically, Senator Coffey, one  
11. of the things that disturbs me is...is that, I don't think that  
12. all of the story has been brought out. There's been a lot of  
13. attempts to try to issue free permits to meet some of these  
14. objections. Like Senator Sommers, I would very much like to  
15. see this bill held and work out some of the agreements, but  
16. there are certain individuals who seem intent at ramming this  
17. through, no matter what the implications. But I...I hope that  
18. addresses your question in terms of what the amendment does.

19. PRESIDING OFFICER: (SENATOR BRUCE)

20. Further discussion? Senator Coffey.

21. SENATOR COFFEY:

22. Yes, Mr. President, I rise in favor of that amendment. I  
23. ...I feel that...we've discussed this bill in committee. I too,  
24. would rather see us work out between the ones concerned, a...a  
25. mechanism that would make this a workable situation. But I'd  
26. like to point out to this Body, if we don't...if...if we continue  
27. to go on with this bill as...as proposed without an amendment or  
28. without some workable situation, and you have a problem, and you  
29. have waterways...in your area and you have a problem in those  
30. waterways, then if you're going to go to the Corps of Engineers  
31. to get those problems solved. Now, you might not like the  
32. Department of Transportation, that's fine, then give the  
33. authority to someone else. But before these regulations that

1. the department is proposing, they go before our joint committee  
2. and if we have any faith in our joint committee to deal with those  
3. regulatory...regulations, then we shouldn't be concerned, otherwise,  
4. I think someone in the State should be responsible for our shores  
5. of our waterways and if this bill passes without any amendments  
6. on it, we certainly won't have any control over those waterways.

7. PRESIDING OFFICER: (SENATOR BRUCE)

8. Further discussion? Senator Grotberg.

9. SENATOR GROTEBERG:

10. Well, thank you, Mr. President. Like Senator Sommers, I  
11. guess I have the rest of the Illinois River in my district.  
12. This is Representative Hoxsey's approach to the subject and  
13. she and I share this problem along with Representative Ewing  
14. and Breslin. That for heaven's sake, keep the cotton-picking  
15. thing uncomplicated and let people use their barges in a  
16. manner in which God intended through Federal regulation of...  
17. of the Corps of Engineers and other...plenty...plenty of  
18. regulatory bodies without having the State of Illinois, IDOT  
19. and others messing around complicating the paper work, the  
20. permitting, the...all of the things that go with that bureaucracy,  
21. we can't even get them to agree on where we're going to build  
22. the roads in Illinois. You know, let's not stick them any  
23. further with, waterways. They're lucky to keep the water  
24. running these days, get off the backs of our barge, I...urge  
25. the defeat of this amendment.

26. PRESIDING OFFICER: (SENATOR BRUCE)

27. Further discussion? Senator Vadalabene.

28. SENATOR VADALABENE:

29. Thank...thank you, Mr. President, members of the...Senate.  
30. I happen to have the mighty Mississippi in my area, which could  
31. swallow up the Illinois River, however, let me tell you, I've  
32. been to Washington for the last three times and you give more  
33. authority to the Federal Government. Now, since I've been here,

1. all we've been saying is, let's stop having the Federal Government  
2. blackmail us. But now we're coming along and we're sending some  
3. more...some more administration duties to the Federal Government,  
4. and try to get things accomplished with them. This is a good  
5. amendment...the...as Chairman of the Mississippi River Parkway Commission  
6. we have taken a position to enhance our great Mississippi River.  
7. Now, there's some historical sites, and this...this commotion  
8. has started in our legislative district. This is where all the  
9. problem is...and they're...trying to put barges all up and  
10. down those historical sites, Senator Grotberg. There's alternatives  
11. to be made and they can be made, but by taking that permit away  
12. from IDOT, we're going to run into some...some severe problems  
13. and troubles. And I wish my colleagues on both sides of the  
14. aisle would support this amendment until we can get something  
15. worked out.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Further discussion? Senator...Sangmeister.

18. SENATOR SANGMEISTER:

19. Well, I just...the President of the Senate just indicated  
20. to me, I...I don't know why I didn't have that support before,  
21. but he says what an excellent opportunity to put the barge tax  
22. on, to...to solve all the transportation problems. I...just  
23. got by me, I just wondered whether the sponsor would hold the  
24. bill long enough for me to get that amendment filed.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. I'm sure Senator Dawson would accommodate you. Senator  
27. Totten. Senator Thomas.

28. SENATOR THOMAS:

29. Thank you, very much Mr. President. And with due respect  
30. to my chairman on the commission, Senator Vadalabene, I also  
31. have a large portion of the Mississippi River in my district  
32. and I would just say that I concur with Senator Sommer when  
33. he says that we're talking about a great deal of jobs here and

1. I'm afraid that we're going to be seeing a number of these operators  
2. go to other locations, so I would rise in opposition to the amendment.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Further discussion? Senator Demuzio.

5. SENATOR DEMUZIO:

6. Well, thank you, Mr. President and Ladies and Gentlemen of  
7. the Senate. Just to reiterate some of the comments that have  
8. already been made here. I think Senator Vadalabene has made  
9. the...the case. The...the major thrust of the argument right  
10. now...resides in the legislative districts that both Senator  
11. Sam and I...represent. And I agree wholeheartedly that this  
12. amendment should go on this bill. The...the fact of the matter is,  
13. is that we have people who have rights as well, and I would  
14. not think that the Federal Government ought to have the sole  
15. authority over issuance of...of permits to barge lines, at  
16. least on our side of the...the river. I don't know whether  
17. or not it's applicable on the Missouri side or as you go up  
18. and down the...the river, those states that are to the...east  
19. of us...west of us. But I too rise in...in support of this  
20. amendment and I would hope that our colleagues on both  
21. sides of the aisle would retain this authority with the State  
22. Illinois Department of Transportation. Thank you.

23. PRESIDING OFFICER: (SENATOR BRUCE)

24. Further discussion? Further discussion? Senator...Gitz  
25. may close.

26. SENATOR GITZ:

27. Well, Mr. President and members of the Body, I...I hope  
28. everyone will take a very careful look at this amendment. Now,  
29. I would like to give you a little bit of background. In my area  
30. of the State in East Dubuque, the Army Corps of Engineers said,  
31. we will not act in any barge dredging operations until the State  
32. of Illinois has issued the permits. And in fact the red tape  
33. and the follow-ups and the hang-ups were all from the Federal

1. Fish and Wildlife. Without the active intervention of the Department  
2. of Water Resources, that project, which is vital to that area,  
3. supported by the Farm Bureau, would not be a reality today.  
4. Now, what I am rather dismayed about, and the sponsor is we're  
5. mixing several things together here and apples and oranges. They're  
6. talking about the barge traffic going up and down the river, no  
7. problem, and those people are not going to be dislodged, they're  
8. going to be there. But there's another problem and that's when  
9. you need to do dredging along those shorelines and the fact of  
10. the matter is, is the Army Corps doesn't cover all that area.  
11. The fact of the matter is, they want State participation in  
12. it, the fact of the matter is that is vital. Now I don't say  
13. that this amendment is the answer to the whole ball game, but  
14. there are people that insist that we're just going to close our  
15. eyes, eliminate everything and that's going to solve the problem.  
16. Now, Ladies and Gentlemen, if you do that, if you reject the  
17. amendment, there will be no further negotiations. Any you're  
18. going to be back here next year with some real problems. And  
19. a lot of people are then going to be in an embarrassing situation,  
20. saying, but we didn't know what we bought into. This, at least,  
21. gives us some latitude in terms of saying, hey, if you want to  
22. have it grandfathered in, you got it and that has been offered  
23. by the department. Now, the subsequent amendment is going to  
24. say that all these permits are issued without charge. Talk about  
25. doing people a favor, that's more of a favor than we're doing for  
26. a whole lot of other operations. I think that this is a reasonable  
27. amendment and I would ask for your favorable consideration.

28. PRESIDING OFFICER: (SENATOR BRUCE)

29. The question is on the adoption of Amendment No. 1 to House  
30. Bill 520. Those in favor will vote Aye. Those opposed will vote  
31. Nay. The voting is open. Have all voted who wish? Have all  
32. voted who wish? Take the record. On that question the Ayes  
33. are 15, the Nays are 38. Amendment No. 1 to House Bill 520 is  
34. lost. Further amendments?

1. SECRETARY:

2. Amendment No. 2 by Senator Gitz.

3. PRESIDING OFFICER: (SENATOR BRUCE)

4. Senator Gitz, on Amendment No. 2.

5. SENATOR GITZ:

6. Well, this amendment was to say that there was no charge  
7. for these permits and since Amendment No. 1 was rejected, it's  
8. superfluous.

9. PRESIDING OFFICER: (SENATOR BRUCE)

10. Senator Gitz withdraws Amendment No. 2. Amendment is withdrawn.  
11. Further amendments?

12. SECRETARY:

13. No further amendments.

14. PRESIDING OFFICER: (SENATOR BRUCE)

15. 3rd reading. For what purpose does Senator Demuzio arise?

16. SENATOR DEMUZIO:

17. Do I understand that the sponsor has agreed to bring this  
18. amendment back...this bill back to the Order of 2nd reading for  
19. ...another amendment?

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Senator Dawson.

22. SENATOR DAWSON:

23. Mr. President, we've had two different committee hearings  
24. on this bill. There have been all kinds of people testifying  
25. and...I feel that they've had...adequate time to present any  
26. amendments.

27. PRESIDING OFFICER: (SENATOR BRUCE)

28. Senator Gitz.

29. SENATOR GITZ:

30. Well, I find it remarkable, Senator Dawson, you know, against  
31. a lot of things that are represented in committee, that there are  
32. individuals in this Body who, even when they have been opposed  
33. to amendments, have allowed legislation to be brought back for it.

1. And frankly, I'm surprised that you would conduct things in  
2. that manner, that you're not going to allow the courtesy to  
3. try to work on a bill that has far greater impact than just  
4. your area, but the entire State. And you did indicate later  
5. that you would accept discussions and amendments, that you'd  
6. hold the bill or move it and bring it back. And this seems  
7. to be a violation, not only of the spirit of operations, but  
8. what you represented to me that you would do in trying to  
9. accommodate other problems.

10. PRESIDING OFFICER: (SENATOR BRUCE)

11. The remainder of the day...well, Gentlemen, the sponsor  
12. has indicated he's not going to call it back. If you...there's  
13. no reason to put all of this on the record...if you Gentlemen  
14. can work out the problems off the Floor, it would probably be  
15. just as well. Senator Rock. ...Senator Demuzio.

16. SENATOR DEMUZIO:

17. I thank you for the edification from the Chair, however,  
18. I would like to hear that from the sponsor and, in fact, I  
19. have not heard specifically as directly as you...as the Chair  
20. has put it. I would like to hear from the sponsor in this regard.

21. PRESIDING OFFICER: (SENATOR BRUCE)

22. Senator Dawson, I guess I heard you wrong.

23. SENATOR DAWSON:

24. Mr. President...when we talked about having amendments put  
25. on here, I found out that the amendments that Senator Gitz had,  
26. the two amendments were put on when I went and asked the clerk.  
27. I did not have a copy of them, I was not notified of them. I  
28. said before that I would work out any amendment that they wanted  
29. to bring to me, but when I found out that the amendments were  
30. filed, I never had a copy of it...usually they...extend the  
31. courtesy to a sponsor to bring you a copy of the amendment. I  
32. found out about the copies from the Clerk when I came up to  
33. the Secretary and I asked for it and that was at the time yesterday

1. when I was going to call the bill. So I did not call the bill  
2. yesterday. I had the amendments analyzed and given to me, that's  
3. where I got the amendments. And any time if anybody wants to give  
4. me an amendment to something...to a bill ahead of time, I have  
5. always held the bill off here and did the same thing in the  
6. House to go through the amendment and try to work it out. But  
7. when the amendments are given to the Secretary, not given to me,  
8. and I'm not aware of them and that they're...they're presented  
9. right before the bill is called, well if that's the way they  
10. want to do it, then why should I bring it back again, I've given  
11. them that courtesy already.

12. PRESIDING OFFICER: (SENATOR BRUCE)

13. Now, Senator Rock, for the rest of the schedule.

14. SENATOR ROCK:

15. Yes, thank you, Mr. President. We finished a few minutes  
16. earlier than expected. I would suggest, with leave of the Body,  
17. I'd like to go to the Order of Resolutions. There is a resolution,  
18. I'm sure all of you have been invited to the unveiling of the  
19. statue in honor of...Richard J. Daley. Part of the program  
20. will be a resolution, which I would now like to present...but  
21. in order to get the program printed prior to the 23rd of June,  
22. next week, we have to get this done today. So I'd ask that we  
23. go to that order, then we will move to the Order of the Agreed  
24. Bills. Senator Bruce will go through the procedure and then  
25. I presume the reading of those bills will take approximately  
26. ...fifteen, twenty minutes and then we'll vote on those and  
27. conclude...that will conclude today's business and we  
28. will reconvene at nine o'clock tomorrow morning.

29. PRESIDING OFFICER: (SENATOR BRUCE)

30. All right. Is there leave to go to the Order of Resolutions?  
31. Leave is granted. Resolutions.

32. SECRETARY:

33. Senate Resolution 245 offered by Senators Rock, Shapiro, and  
34. all Senators and it memorializes Mayor Daley.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Rock moves for the suspension of the rules and the  
3. immediate consideration and adoption of Senate Resolution  
4. 245. On the motion to suspend, all in favor say Aye. Opposed  
5. Nay. The Ayes have it. The rules are suspended. On the motion  
6. to adopt, all in favor say Aye. Opposed Nay. The Ayes have  
7. it, Resolution 245 is adopted. For what purpose does Senator  
8. Nash...Senator Nash, we're not on announcements, we have a  
9. lot of business to do before the day is over. Senator Dawson,  
10. yes, your bill went to 3rd reading. Senator Vadalabene is  
11. recognized. We historically have presentations made to  
12. other people, today we have the honor of presenting certain  
13. awards to members of the Senate. And just before we go to  
14. the Agreed Bill List, we'll have a presentation by Senator  
15. Vadalabene.

16. SENATOR VADALABENE:

17. Yes, thank you, Mr. President. Just to get things in  
18. order, I think I'll start in reverse. This is in...in the  
19. tennis tournament that was held last week and the Executive  
20. Director of the Southwestern Illinois Industrial Association,  
21. our former colleague, Bob Walters, is in the President's  
22. Gallery and let's give him a round of applause for every year  
23. given a great bit of attendance, Bob. Bob had gotten several  
24. letters...of...and reasons why there were some no shows. And  
25. what he did was, he gave me about seven no shows and I thought  
26. it might be interesting to you. Representative Joe Lucco, the  
27. reason he couldn't be there, he said he worked late, explaining  
28. to Michael Madigan how important RTA is to the downstate  
29. Legislators. And Representative..Aaron Jaffe said he couldn't  
30. be there because he was explaining to Joe Lucco what RTA stands  
31. for. And Senator John Nimrod, he...he was nursing a bad arm  
32. and I understand it was hurt in a battle over the Equal Rights  
33. Amendment. And Representative John Hallock, he thought the  
34. tournament was at Baur's Opera House and Representative Glen

1. Schneider showed up, but was defaulted when Tom Hanahan found  
2. out Glen was voting for Ray Hudson's right to work bill. So  
3. that's some of the reasons that some of the no shows didn't  
4. show up. However, we will get into the 1988...1981 B Division  
5. Championship and Senator George Sangmeister finished in second  
6. place. As a Representative, he won the A Division and when  
7. he came over to the Senate, he finished second in the B Division.  
8. And, where's the balls? And for you, Senator George Sangmeister,  
9. we have two Spaulding tennis balls given to me by our great  
10. friend, Dave Embry, McDonald's with a flair...they...these  
11. are McDonald Tennis Balls. And in the Class B Division, we  
12. had one of our, I think he has...looks like he has probably  
13. one of the greatest physiques of anyone in the Senate, he  
14. stands up tall, he's ten foot tall, but he played one round  
15. and went home, he couldn't take it anymore, Senator Roger Keats.  
16. And from McDonald's...all right, you're welcome. All right,  
17. second place in the Class A Division..is Senator Marovitz on  
18. the...oh, yes, Senator Marovitz. He and Jim Houlihan, and  
19. I understand you're short of balls too, Senator Marovitz, so  
20. here's two for you. And now I would like to have the champion  
21. come up to the Podium, Senator Art Berman. And Senator Friedland,  
22. I want you to pay attention to this award. On behalf of Bob  
23. Walters and the Southern Illinois Industrial Association, I would  
24. like to, Senator Art Berman, present you with the championship  
25. of the tennis tournament of this year in the Class A Division,  
26. Senator Berman. And Senator Friedland, I want you to listen  
27. carefully to this because I understand that Rosenbloom was  
28. Senator Berman's tennis coach...that's something else that you  
29. should be aware of. Also from McDonald's and Dave Embry, here's  
30. a set of Spaulding McDonald balls from Dave Embry and now I  
31. give you our champion for this year, Senator Berman.

32. SENATOR BERMAN:

33. (Remarks given by Senator Berman)

*Agreed Bill List  
3rd Reading  
HB 571  
HB 287  
Agreed Bill List  
3rd Reading  
HB 217  
HB 218*

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Senator Friedland.

3. SENATOR FRIEDLAND:

4. I understand this is day fifty-one and I move to commit  
5. the trophy to Executive Appointments Committee.

6. SENATOR VADALABENE:

7. And I'll accept that motion too. Thank you, very much.

8. PRESIDING OFFICER: (SENATOR BRUCE)

9. Senator Vadalabene didn't inform me we were going to have  
10. such a serious ceremony. Now, with leave of the Body, we will  
11. now proceed to the Order of consideration of the Agreed Bill  
12. List. Is there leave? Leave is granted. Mr. Secretary, pursuant  
13. to our procedure relative to the Agreed Bill List, which was  
14. circulated among the members, would you please advise the Body  
15. of those bills which have been stricken from the list based on the  
16. objection of six members.

17. SECRETARY:

18. Senate Bill 112, Senate Bill 722 and Senate Bill 754 was  
19. removed from the Agreed Bill List.

20. PRESIDING OFFICER: (SENATOR BRUCE)

21. Just three...

22. SECRETARY:

23. ...House Bills, right.

24. PRESIDING OFFICER: (SENATOR BRUCE)

25. All right. At the request of the sponsor, House Bill 65  
26. was removed and by the objection of six members, House Bill 112,  
27. 722 and 754 were removed from the Agreed Bill List. The question  
28. now, is whether those bills remaining on the Agreed Bill List  
29. shall pass. If any Senator wishes to be recorded in the negative  
30. or Present on fewer than all of the bills, he should have indicated  
31. so by vote and by bill number to the Secretary by noon today.  
32. Mr. Secretary, please read the bills on the Agreed Bill List  
33. for a third time.

1. ACTING SECRETARY: (MR. FERNANDES)
2. House Bill 2.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. House Bill 31.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. House Bill 49.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. House Bill 55.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. House Bill 60.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. House Bill 101.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. House Bill 103.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. House Bill 104.
24. (Secretary reads title of bill)
25. House...3rd reading of the bill.
26. House Bill 125.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. House Bill 129.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.

2. House Bill 130.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. House Bill 149.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. House Bill 196.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. House Bill 198.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. House Bill 212.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. House Bill 212.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. House Bill 218.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. House Bill 223.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.
26. House Bill 226.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. House Bill 238.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. House Bill 241.
33. (Secretary reads title of bill)

MB 317  
740207

1. 3rd reading of the bill.
2. House Bill 246.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. House Bill 287.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. House Bill 292.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. House Bill 296.
12. (Secretary reads title of bill)
13. 3rd reading of the bill.
14. House Bill 301.
15. (Secretary reads title of bill)
16. 3rd reading of the bill.
17. House Bill 308.
18. (Secretary reads title of bill)
19. 3rd reading of the bill.
20. House Bill 310.
21. (Secretary reads title of bill)
22. 3rd reading of the bill.
23. House Bill 317.
24. (Secretary reads title of bill)
25. 3rd reading of the bill.
26. House Bill 318.
27. (Secretary reads title of bill)
28. 3rd reading of the bill.
29. House Bill 323.
30. (Secretary reads title of bill)
31. 3rd reading of the bill.
32. House Bill 382.
33. (Secretary reads title of bill)
34. 3rd reading of the bill.

HB 430  
3rd Reading  
6-17-81

1. House Bill 397.
2. (Secretary reads title of bill)
3. 3rd reading of the bill.
4. House Bill 430.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. House Bill 431.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.
10. House Bill 432.
11. (Secretary reads title of bill)
12. 3rd reading of the bill.
13. House Bill 475.
14. (Secretary reads title of bill)
15. 3rd reading of the bill.
16. House Bill 476.
17. (Secretary reads title of bill)
18. 3rd reading of the bill.
19. House Bill 483.
20. (Secretary reads title of bill)
21. 3rd reading of the bill.
22. House Bill 488.
23. (Secretary reads title of bill)
24. 3rd reading of the bill.
25. House Bill 498.
26. (Secretary reads title of bill)
27. 3rd reading of the bill.
28. House Bill 500.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. House Bill 501.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.

740 571

1. House Bill 523.
2. (Secretary reads title of bill)
3. 3rd reading of the bill.
4. House Bill 571.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. House Bill 577.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.
10. House Bill 604.
11. (Secretary reads title of bill)
12. 3rd reading of the bill.
13. House Bill 649.
14. (Secretary reads title of bill)
15. 3rd reading of the bill.
16. House Bill 671.
17. (Secretary reads title of bill)
18. 3rd reading of the bill.
19. House Bill 683.
20. (Secretary reads title of bill)
21. 3rd reading of the bill.
22. House Bill 699.
23. (Secretary reads title of bill)
24. 3rd reading of the bill.
25. House Bill 702.
26. (Secretary reads title of bill)
27. 3rd reading of the bill.
28. House Bill 750.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. House Bill 752.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.

1. House Bill 753.
2. (Secretary reads title of bill)
3. 3rd reading of the bill.
4. House Bill 755.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. House Bill 756.
8. (Secretary reads title of bill)
9. 758.
10. (Secretary reads title of bill)
11. 3rd reading of the bill.
12. House Bill 759.
13. (Secretary reads title of bill)
14. 3rd reading of the bill.
15. House Bill 767.
16. (Secretary reads title of bill)
17. 3rd reading of the bill.
18. House Bill 775.
19. (Secretary reads title of bill)
20. 3rd reading of the bill.
21. House Bill 776.
22. (Secretary reads title of bill)
23. 3rd reading of the bill.
24. House Bill 801.
25. (Secretary reads title of bill)
26. 3rd reading of the bill.
27. House Bill 814.
28. (Secretary reads title of bill)
29. 3rd reading of the bill.
30. House Bill 843.
31. (Secretary reads title of bill)
32. 3rd reading of the bill.

1. House Bill 846.
2. (Secretary reads title of bill)
3. 3rd reading of the bill.
4. House Bill 888.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. House Bill 895.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.
10. House Bill 909.
11. (Secretary reads title of bill)
12. 3rd reading of the bill.
13. House Bill 934.
14. (Secretary reads title of bill)
15. 3rd reading of the bill.
16. House Bill 859.
17. (Secretary reads title of bill)
18. 3rd reading of the bill.
19. House Bill 986.
20. (Secretary reads title of bill)
21. 3rd reading of the bill.
22. House Bill 1007.
23. (Secretary reads title of bill)
24. 3rd reading of the bill.
25. House Bill 1030.
26. (Secretary reads title of bill)
27. 3rd reading of the bill.
28. House Bill 1070.
29. (Secretary reads title of bill)
30. 3rd reading of the bill.
31. House Bill 1091.
32. (Secretary reads title of bill)
33. 3rd reading of the bill.

1. House Bill 1097.
2. (Secretary reads title of bill)
3. 3rd reading of the bill.
4. House Bill 1152.
5. (Secretary reads title of bill)
6. 3rd reading of the bill.
7. House Bill 1184.
8. (Secretary reads title of bill)
9. 3rd reading of the bill.
10. House Bill 1209.
11. (Secretary reads title of bill)
12. 3rd reading of the bill.
13. House Bill 1389.
14. (Secretary reads title of bill)
15. 3rd reading of the bill.
16. 1397.
17. (Secretary reads title of bill)
18. 3rd reading of the bill.
19. House Bill 1411.
20. (Secretary reads title of bill)
21. 3rd reading of the bill.
22. House Bill 1498.
23. (Secretary reads title of bill)
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29. End of Reel
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1. 3rd reading of the bill.
2. House Bill 1507.
3. (Secretary reads title of bill)
4. 3rd reading of the bill.
5. House Bill 1646.
6. (Secretary reads title of bill)
7. 3rd reading of the bill.
8. House Bill 1653.
9. (Secretary reads title of bill)
10. 3rd reading of the bill.
11. House Bill 1880.
12. (Secretary reads title of bill)
13. 3rd reading of the bills.
14. PRESIDING OFFICER: (SENATOR BRUCE)
15. The question is shall House Bill 2, 31, 49, 55, 60, 101,
16. 103, 104, 125, 129, 130, 149, 196, 198, 212, 213, 218, 223, 226,
17. 238, 241, 246, 287, 292, 296, 301, 308, 310, 317, 318, 323, 382,
18. 397, 430, 431, 432, 475, 476, 483, 488, 498, 500, 501, 523, 571,
19. 577, 604, 649, 671, 683, 699, 702, 750, 752, 753, 755, 756, 758,
20. 759, 767, 775, 776, 801, 814, 843, 846, 888, 895, 909, 934, 959,
21. 986, 1007, 1030, 1070, 1091, 1097, 1152, 1154, 1009, ...1209, 1389,
22. 1397, 1411, 1498, 1507, 1646, 1653, 1808 pass? Those in favor...
23. 1880 pass. Those in favor will vote Aye. Those opposed will
24. vote Nay. The voting is open. Have all voted who wish?
25. Have all voted. who wish? Take the record. On that question,
26. the Ayes are 58, the Nays are none, none Voting Present and
27. such other votes as have been presented to the Secretary consistent
28. with our procedure. The aforementioned bills, having received
29. the required constitutional majority are declared passed. For what
30. purpose does Senator Demuzio arise?
31. SENATOR DEMUZIO:
32. Yes, thank you, Mr. President. With leave of the Senate,
33. I'd like to have Senator Buzbee...added as a hyphenated cosponsor
34. on House Bill 427.

1. PRESIDING OFFICER: (SENATOR BRUCE)

2. Is there leave? Leave is granted. 427. Is there leave  
3. to go to the Order of Resolutions? Resolutions.

4. SECRETARY:

5. Senate Resolution 246 offered by Senator Johns, it's congratulatory.

6. PRESIDING OFFICER: (SENATOR BRUCE)

7. Resolution Consent Calendar. Any further business to  
8. come before the Senate? Senator Nash? Is Senator Nash on the  
9. Floor? Senator Nash wanted to announce...oh, there you are. No.  
10. That all,...don't forget, this goes out to all the buildings, not  
11. just who is standing here. Any announcements about the baseball  
12. game? Senator Buzbee.

13. SENATOR BUZBEE:

14. Appropriations II Committee will meet at 3:00 p. m. as  
15. scheduled in Room 212.

16. PRESIDING OFFICER: (SENATOR BRUCE)

17. Any further business? Senator Nash.

18. SENATOR NASH:

19. At the request of the President of the Senate, I'm making  
20. this announcement, that the baseball game has been scheduled..  
21. for tonight because House Speaker is going to have the House  
22. working late. We're attempting to reschedule the game for Sunday,  
23. June 28th at 6:00 p. m. An announcement will be made later,  
24. as to location and the exact time.

25. PRESIDING OFFICER: (SENATOR BRUCE)

26. All right. Baseball is...game for tonight is cancelled.  
27. Senator Demuzio.

28. SENATOR DEMUZIO:

29. Yes, thank you, Mr. President. I'd like to ask Senator Nash  
30. a question, if I may, please. Well, the question that I have is,  
31. you know, where are the uniforms, you know, the other side of  
32. the aisle has their uniforms and we don't have our uniforms  
33. on our side of the aisle, I mean, you know, what...what do we

1. have to do, we have to vote for all of his bills.

2. PRESIDING OFFICER: (SENATOR BRUCE)

3. All right. The motion is to adjourn until 9:00 a. m.

4. tomorrow. On the motion to adjourn by Senator Rock, all in

5. favor say Aye. Opposed Nay. The Ayes have it. The Senate

6. stands adjourned until 9:00 a. m. tomorrow morning.

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